In Senate Chamber, Thursday, May 9, 2019.

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

Prayer by Pastor Travis Armstrong, Hope Baptist Church in Manchester.

Pledge of Allegiance led by Senator James F. Dill of Penobscot County.


Doctor of the day, A. Jan Berlin, M.D. of Portland.
Out of order and under suspension of the Rules, on motion by Senator LIBBY of Androscoggin, the following Joint Order:

S.P. 564

Ordered, the House concurring, that when the Senate and House adjourn, they do so until Tuesday, May 14, 2019 at 10:00 in the morning.

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PAPERS FROM THE HOUSE

Non- Concurrent Matter

(1-1) HOUSE REPORTS - from the Committee on ENVIRONMENT AND NATURAL RESOURCES on Bill "An Act Regarding the Sale and Release or Abandonment of Balloons"
H.P. 692  L.D. 937

Majority - Ought to Pass as Amended by Committee Amendment "A" (H-167) (9 members)

Minority - Ought Not to Pass (4 members)

In Senate, May 2, 2019, the Minority OUGHT NOT TO PASS Report READ and ACCEPTED in NON-CONCURRENCE.

Comes from the House, that Body having INSISTED on its former action whereby the Majority OUGHT TO PASS AS AMENDED Report was READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-167).
(1-2) HOUSE REPORTS - from the Committee on EDUCATION AND CULTURAL AFFAIRS on Bill "An Act To Protect Maine Children and Students from Preventable Diseases by Repealing Certain Exemptions from the Laws Governing Immunization Requirements"
   H.P. 586  L.D. 798
   (C "A" H-120; S "A" S-66 to C "A" H-120)

Majority - Ought to Pass as Amended by Committee Amendment "A" (H-120) (8 members)

Minority - Ought Not to Pass (5 members)

In Senate, May 2, 2019, on motion by Senator MILLETT of Cumberland, the Majority
OUGHT TO PASS AS AMENDED Report READ and ACCEPTED and the Bill PASSED
TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-120) AS
AMENDED BY SENATE AMENDMENT "A" (S-66) thereto in NON-CONCURRENCE.

Comes from the House, that Body having INSISTED on its former action whereby the Majority
OUGHT TO PASS AS AMENDED Report was READ and ACCEPTED and the Bill
PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"
(H-120).

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House Paper

(1-3) Bill "An Act Regarding Women's Health and Economic Security"
   H.P. 1165  L.D. 1613

Comes from the House, REFERRED to the Committee on HEALTH COVERAGE,
INSURANCE AND FINANCIAL SERVICES and ordered printed.
COMMUNICATIONS

(2-1) The Following Communication:  

S.C. 381

STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON AGRICULTURE, CONSERVATION AND FORESTRY

May 7, 2019

The Honorable Troy Dale Jackson  
President of the Senate of Maine  
129th 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 Agriculture, Conservation and Forestry has had under consideration the nomination of Peter Pray of Millinocket, for appointment to the Maine Land Use Planning Commission.

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  Dill, J. of Penobscot, Black, R. of Franklin  
Representatives  9  Hickman, C. of Winthrop, Hall, R. of Wilton,  

NAYS  0


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 Pray of Millinocket, for appointment to the Maine Land Use Planning Commission be confirmed.

Signed,

S/Jim Dill  
Senate Chair  

S/Craig V. Hickman  
House Chair
STATE OF MAINE
ONE HUNDRED AND TWENTY NINTH LEGISLATURE
COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY

May 6, 2019

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

Dear President Jackson and Speaker Gideon,

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

L.D. 804 An Act To Ensure Programming for Long-term Incarcerations at County Jails

Sincerely,

S/Sen. Susan Deschambault
Senate Chair

House Chair

_________________________________
(3-1) Bill "An Act To Promote Solar Energy Projects and Distributed Generation Resources in Maine"

S.P. 565  L.D. 1711

Presented by Senator DOW of Lincoln. 
Cosponsored by Representative COREY of Windham and Senators: BLACK of Franklin, President JACKSON of Aroostook, LAWRENCE of York, MOORE of Washington, POULIOT of Kennebec, Representatives: Speaker GIDEON of Freeport, GROHOSKI of Ellsworth.

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

(3-2) Bill "An Act To Amend and Clarify the Maine Uniform Securities Act and To Make a Technical Correction in the Law Concerning Financial Planners"

S.P. 566  L.D. 1712

Presented by Senator FOLEY of York.
Submitted by the Department of Professional and Financial Regulation pursuant to Joint Rule 204.

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

Joint Orders

Expressions of Legislative Sentiment recognizing:

(4-1) the University of Maine Women’s Basketball Team, of Orono, which won the America East Championship and advanced to the first round of the National Collegiate Athletic Association Tournament. We extend our congratulations and best wishes;

Sponsored by Senator DILL of Penobscot.
Cosponsored by Representatives: PERRY of Bangor, TIPPING of Orono.

(4-2) Katherine Bertini, of Solon, a teacher at Madison Junior High School, who has been named the 2019 Somerset County Teacher of the Year. We extend our congratulations and best wishes;

Sponsored by Senator FARRIN of Somerset.
Cosponsored by Representative: CURTIS of Madison.

(4-3) Bobbi Tardif, of Corinna, a teacher at SeDoMoCha School, who has been named the 2019 Piscataquis County Teacher of the Year. We extend our congratulations and best wishes;

Sponsored by Senator DAVIS of Piscataquis.
Cosponsored by Senator: GUERIN of Penobscot, Representative: CURTIS of Madison.

(4-4) Jeanna Carver, of Jonesport, a teacher at Jonesport Elementary School, who has been named the 2019 Washington County Teacher of the Year. We extend our congratulations and best wishes;

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

(4-5) Linda Andrews, of Buckfield, a teacher at Buckfield Junior-Senior High School and Hartford-Sumner Elementary School, who has been named the 2019 Oxford County Teacher of the Year. We extend our congratulations and best wishes;

Sponsored by Senator KEIM of Oxford.
Cosponsored by Representative: ANDREWS of Paris.
Thursday, May 9, 2019

(4-6) Robert Taylor, of Jay, a teacher at Spruce Mountain Middle School and Spruce Mountain High School, who has been named the 2019 Franklin County Teacher of the Year. We extend our congratulations and best wishes;

Sponsored by Senator BLACK of Franklin.
Cosponsored by Representative: RILEY of Jay.

(4-7) Allyson Waller, of Augusta, a senior at Cony High School, who is a recipient of a 2019 Principal's Award for outstanding academic achievement and citizenship, sponsored by the Maine Principals' Association. We extend our congratulations and best wishes;

Sponsored by Senator POULIOT of Kennebec.
Cosponsored by Representatives: BRADSTREET of Vassalboro, DOORE of Augusta, FECTEAU of Augusta.

(4-8) Yvonne "Diddy" Winslow, of Sabattus, to whom, for contributions to the community, the Town of Sabattus has dedicated its 2019 Annual Town Meeting and Town Report. We extend our congratulations and best wishes;

Sponsored by Senator TIMBERLAKE of Androscoggin.
Cosponsored by Representative: MARTIN of Greene.

(4-9) Shelley and Hampton Jackson, of Caribou, who are recipients of a 2019 Real Heroes Award from the American Red Cross of Aroostook County for aiding a driver in distress. We extend our congratulations and best wishes;

Sponsored by President JACKSON of Aroostook.
Cosponsored by Representative: DeVEAU of Caribou.

(4-10) Kristi Herron, of Caribou, who is a recipient of a 2019 Biomed Volunteer of the Year Award from the American Red Cross of Aroostook County in recognition of her volunteer work. We extend our congratulations and best wishes;

Sponsored by President JACKSON of Aroostook.
Cosponsored by Representative: DeVEAU of Caribou.
(4-11) Amy Beil, of Limestone, who is a recipient of a 2019 Real Heroes Award from the American Red Cross of Aroostook County, for saving the life of her husband using cardiopulmonary resuscitation. We extend our congratulations and best wishes; SLS 509

Sponsored by President JACKSON of Aroostook.
Cosponsored by Representative: McCREA of Fort Fairfield.

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Joint Resolution

Joint Resolution in Memoriam:

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

(4-12) Richard A. Ferrari, of Farmington. Mr. Ferrari was a veteran of the United States Army, having served as a bugler during World War II. He worked with his family at the family clothing store, The Red Store, and later remodeled it with his brothers, Norman and David, renaming it Ferrari Brothers’ Clothing Store, where he worked until his retirement in 1980. He later worked part-time at Hannaford Brothers in Jay for 10 years. He was a longtime member of the Roderick Crosby American Legion Post and the Frank L. Mitchell Veterans of Foreign Wars Post 3335 of Jay. He was a former director of North East Bank for 15 years, president of the Farmington Ski Club in 1965, commander of the Legion in 1954 and a Cub Scout leader for many years. Mr. Ferrari will be long remembered and sadly missed by his family and friends; SLS 504

Sponsored by Senator BLACK of Franklin.
Cosponsored by Representative: LANDRY of Farmington.

_________________________________
(5-1) The Committee on TAXATION on Bill "An Act To Amend the Tax Expenditure Review Process"

H.P. 792  L.D. 1069

Reported that the same Ought to Pass.

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

_________________________________

Ought to Pass As Amended

(5-2) The Committee on HEALTH AND HUMAN SERVICES on Bill "An Act To Ensure the Provision of Medical Assessments for Youth in Foster Care"

H.P. 999  L.D. 1378

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-215).

Comes from the House with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-215).
(5-3) The Majority of the Committee on HEALTH AND HUMAN SERVICES on Bill "An Act To Implement the State's Recently Approved Request for a Section 1115 Demonstration for MaineCare"

H.P. 736  L.D. 981

Reported that the same Ought Not to Pass.

Signed:

Senators:
  GRATWICK of Penobscot
  CLAXTON of Androscoggin

Representatives:
  HYMANSON of York
  CRAVEN of Lewiston
  MADIGAN of Waterville
  MEYER of Eliot
  PERRY of Calais
  STOVER of Boothbay
  TALBOT ROSS of Portland

The Minority of the same Committee on the same subject reported that the same Ought To Pass as Amended by Committee Amendment "A" (H-216).

Signed:

Senator:
  MOORE of Washington

Representatives:
  GRIFFIN of Levant
  JAVNER of Chester
  O'CONNOR of Berwick

Comes from the House with the Majority OUGHT NOT TO PASS Report READ and ACCEPTED.
(5-4) The Majority of the Committee on **TAXATION** on Bill "An Act To Exempt Diapering Products from Sales Tax"

H.P. 637  L.D. 863

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-212).**

Signed:

Senators:
  
  CHIPMAN of Cumberland  
  POULIOT of Kennebec  
  SANBORN, H. of Cumberland  

Representatives:

  TIPPING of Orono  
  CLOUTIER of Lewiston  
  DENK of Kennebunk  
  MAREAN of Hollis  
  MATLACK of St. George  
  STANLEY of Medway  
  TERRY of Gorham  

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

Signed:

Representatives:

  BICKFORD of Auburn  
  KRYZAK of Acton  
  STEWART of Presque Isle  

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ and ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-212).**
Senate

Ought to Pass As Amended

(5-5) Senator HERBIG for the Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** on Bill "An Act To Ban Telephone Solicitations Using an Artificial or Prerecorded Voice and Enhance Caller Identification"

S.P. 89  L.D. 277

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-88)**.

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**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 Clarify the Scope of Practice of Certain Licensed Professionals Regarding Conversion Therapy"

H.P. 939  L.D. 1296

Tabled - March 26, 2019 by Senator **SANBORN, H.** of Cumberland

Pending - **REFERENCE**

(In House, **REFERRED** to the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** and ordered printed.)
2. Tabled and Later Assigned

HOUSE REPORTS - from the Committee on EDUCATION AND CULTURAL AFFAIRS on Bill "An Act To Raise the University of Maine System Debt Ceiling" H.P. 169 L.D. 206

Majority - Ought to Pass as Amended by Committee Amendment "A" (H-26) (11 members)

Minority - Ought Not to Pass (2 members)

Tabled - March 26, 2019 by Senator MILLETT of Cumberland

Pending - motion by same Senator to ACCEPT the Majority OUGHT TO PASS AS AMENDED 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-26).)

3. Tabled and Later Assigned

HOUSE REPORTS - from the Committee on VETERANS AND LEGAL AFFAIRS on RESOLUTION, Proposing an Amendment to the Constitution of Maine Regarding Early Voting H.P. 447 L.D. 619

Majority - Ought to Pass as Amended by Committee Amendment "A" (H-42) (8 members)

Minority - Ought Not to Pass (5 members)

Tabled - April 2, 2019 by Senator LUCHINI of Hancock

Pending - motion by same Senator to ACCEPT the Majority OUGHT TO PASS AS AMENDED Report

(In House, Majority OUGHT TO PASS AS AMENDED Report READ and ACCEPTED and the RESOLUTION PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-42).)
4.  
Tabled and Later Assigned

JOINT ORDER - Expression of Legislative Sentiment Recognizing Roxie Black, of Cumberland
SLS 354

Tabled - April 11, 2019 by Senator VITELLI of Sagadahoc
Pending - PASSAGE

5.  
Tabled and Later Assigned

JOINT ORDER - Expression of Legislative Sentiment Recognizing Diane Sauter-Davis, of Winslow
SLS 356

Tabled - April 11, 2019 by Senator VITELLI of Sagadahoc
Pending - PASSAGE

6.  
Tabled and Later Assigned

SENATE REPORT - from the Committee on EDUCATION AND CULTURAL AFFAIRS on
Bill "An Act To Improve Attendance at Public Elementary Schools"
S.P. 37  L.D. 150

Report - Ought to Pass as Amended by Committee Amendment "A" (S-35)

Tabled - April 11, 2019 by Senator MILLETT of Cumberland
Pending - ACCEPTANCE OF REPORT
7.

Tabled and Later Assigned

SENATE REPORTS - from the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Implement the National Popular Vote for President of the United States"  
S.P. 252  L.D. 816

**Majority - Ought Not to Pass** (7 members)

**Minority - Ought to Pass as Amended by Committee Amendment "A" (S-44)** (6 members)

Tabled - April 16, 2019 by Senator **LUCHINI** of Hancock

Pending - **ACCEPTANCE OF EITHER REPORT**


8.

Tabled and Later Assigned

JOINT RESOLUTION - **MEMORIALIZING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO ALLOW THE IMPORTATION OF AFFORDABLE AND SAFE PRESCRIPTION DRUGS**  
H.P. 1184

Tabled - May 2, 2019 by Senator **VITELLI** of Sagadahoc

Pending - **ADOPTION**

(In House, **READ** and **ADOPTED**.)
9.

Tabled and Later Assigned

HOUSE REPORTS - from the Committee on VETERANS AND LEGAL AFFAIRS on Bill "An Act To Facilitate Fair Ballot Representation for All Candidates"

H.P. 374  L.D. 517

Majority - Ought to Pass as Amended by Committee Amendment "A" (H-164) (8 members)

Minority - Ought Not to Pass (5 members)

Tabled - May 2, 2019 by Senator LUCHINI 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-164).)

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10.

Tabled and Later Assigned

SENATE REPORTS - from the Committee on CRIMINAL JUSTICE AND PUBLIC SAFETY on Bill "An Act To Protect Law Enforcement and Corrections Officers by Creating the Crime of Aggravated Assault on an Officer"

S.P. 74  L.D. 262

Majority - Ought Not to Pass (8 members)

Minority - Ought to Pass as Amended by Committee Amendment "A" (S-74) (5 members)

Tabled - May 2, 2019 by Senator VITELLI of Sagadahoc

Pending - ACCEPTANCE OF EITHER REPORT

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11.

Tabled and Later Assigned

HOUSE REPORTS - from the Committee on STATE AND LOCAL GOVERNMENT on Bill "An Act To Make Election Day a State Holiday"

H.P. 340  L.D. 431

Majority - Ought to Pass as Amended by Committee Amendment "A" (H-188) (6 members)

Minority - Ought Not to Pass (5 members)

Tabled - May 7, 2019 by Senator CLAXTON of Androscoggin

Pending - motion by same Senator to ACCEPT the Majority OUGHT TO PASS AS AMENDED 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-188).)

12.

Tabled and Later Assigned

SENATE REPORTS - from the Committee on EDUCATION AND CULTURAL AFFAIRS on Bill "An Act To Address Student Hunger with a 'Breakfast after the Bell' Program"

S.P. 99  L.D. 359

Majority - Ought to Pass as Amended by Committee Amendment "A" (S-78) (9 members)

Minority - Ought Not to Pass (4 members)

Tabled - May 7, 2019 by Senator MILLETT of Cumberland

Pending - motion by same Senator to ACCEPT the Majority OUGHT TO PASS AS AMENDED Report
13. Tabled and Later Assigned

SENATE REPORTS - from the Committee on ENERGY, UTILITIES AND TECHNOLOGY on Bill "An Act To Ensure Transparency and Participation in Maine Water Districts"
S.P. 373  L.D. 1198

Majority - Ought Not to Pass (11 members)

Minority - Ought to Pass (2 members)

Tabled - May 7, 2019 by Senator LAWRENCE of York

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

14. Tabled and Later Assigned

SENATE REPORTS - from the Committee on ENVIRONMENT AND NATURAL RESOURCES on Resolve, To Require a Study of Greenhouse Gas Emissions Reductions from the Proposed Central Maine Power Company Transmission Corridor (EMERGENCY)
S.P. 202  L.D. 640

Majority - Ought to Pass as Amended by Committee Amendment "A" (S-82) (10 members)

Minority - Ought Not to Pass (3 members)

Tabled - May 7, 2019 by Senator TIMBERLAKE of Androscoggin

Pending - motion by Senator CARSON of Cumberland to ACCEPT the Majority OUGHT TO PASS AS AMENDED Report
15.

Tabled and Later Assigned

An Act Regarding the Cancellation of Subscription Services

H.P. 576  L.D. 771
(C "A" H-143)

Tabled - May 7, 2019 by Senator HERBIG of Waldo
Pending - ENACTMENT

16.

Tabled and Later Assigned

HOUSE REPORTS - from the Committee on ENERGY, UTILITIES AND TECHNOLOGY
on Bill "An Act To Provide Sustainable Funding for Drinking Water and Wastewater Infrastructures"

H.P. 273  L.D. 347

Majority - Ought to Pass as Amended by Committee Amendment "A" (H-206) (11 members)

Minority - Ought Not to Pass (1 member)

Tabled - May 8, 2019 by Senator TIMBERLAKE of Androscoggin
Pending - motion by Senator LAWRENCE of York to ACCEPT the Majority OUGHT TO PASS AS AMENDED 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-206).)
17.

Tabled and Later Assigned

HOUSE REPORTS - from the Committee on HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES on Bill "An Act To Prevent Discrimination in Public and Private Insurance Coverage for Pregnant Women in Maine"

H.P. 594  L.D. 820

Majority - Ought to Pass as Amended by Committee Amendment "A" (H-210) (8 members)

Minority - Ought Not to Pass (5 members)

Tabled - May 8, 2019 by Senator LIBBY of Androscoggin

Pending - motion by same Senator to ACCEPT EITHER REPORT

(In House, Majority OUGHT TO PASS AS AMENDED Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED.)

18.

Tabled and Later Assigned

An Act To Ensure Access to Justice for Victims of Sexual Assault

S.P. 20  L.D. 67

(C "A" S-72)

Tabled - May 8, 2019 by Senator BREEN of Cumberland

Pending - ENACTMENT

(In Senate, April 30, 2019, Report READ and ACCEPTED and Bill PASSED TO BE ENGROSSED.)

(In House, PASSED TO BE ENACTED.)
SPECIAL STUDY TABLE

1.

Resolve, To Establish a Background Check Consolidation Commission
H.P. 436  L.D. 592
(C "A" H-35)

Tabled - April 11, 2019 by Senator VITELLI of Sagadahoc

Pending - FINAL PASSAGE

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