In Senate Chamber, Wednesday, June 19, 2019.

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

Prayer by Senator Geoffrey M. Gratwick of Penobscot County.

Pledge of Allegiance led by Senator Ned Claxton of Androscoggin County.

Reading of the Journal of Tuesday, June 18, 2019.
COMMUNICATIONS

(2-1) The Following Communication: S.C. 619

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

June 18, 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 Judiciary has had under consideration the nomination of Jefferson T. Ashby, Esq. of Presque Isle, for appointment to the Maine Human Rights 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 Bellows, S. of Kennebec, Keim, L. of Oxford

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 Jefferson T. Ashby, Esq. of Presque Isle, for appointment to the Maine Human Rights Commission be confirmed.

Signed,

S/Michael E. Carpenter S/Donna Bailey
Senate Chair House Chair
June 18, 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 Judiciary has had under consideration the nomination of James M. Cote of Farmington, for appointment to the Maine Indian Tribal-State 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 Bellows, S. of Kennebec, Keim, L. of Oxford


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 James M. Cote of Farmington, for appointment to the Maine Indian Tribal-State Commission be confirmed.

Signed,

S/Michael E. Carpenter  S/Donna Bailey
Senate Chair  House Chair
ORDERS

Joint Orders

Expressions of Legislative Sentiment recognizing:

(4-1) Hannah Gagne, of Raymond, a senior at North Yarmouth Academy, 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;  
SLS 683
Sponsored by Senator DIAMOND of Cumberland.
Cosponsored by Representatives: AUSTIN of Gray, FAY of Raymond.

(4-2) the Thornton Academy Boys Lacrosse Team, of Saco, which won the Class A State Championship. We extend our congratulations and best wishes;  
SLS 684
Sponsored by Senator CHENETTE of York.
Cosponsored by Representatives: BAILEY of Saco, MAREAN of Hollis, O'NEIL of Saco.

(4-3) the Northern Maine Vet Center, in Caribou, which recently celebrated the 40th Anniversary of its providing counseling services to the Nation's veterans. We extend our congratulations and best wishes;  
SLS 685
Sponsored by President JACKSON of Aroostook.
Cosponsored by Representative: DeVEAU of Caribou.

(4-4) Alice Bertrand, of Biddeford, who is celebrating her 100th Birthday. We extend our congratulations and best wishes;  
SLS 686
Sponsored by Senator DESCHAMBAULT of York.
Cosponsored by Representatives: DENK of Kennebunk, FECTEAU of Biddeford, FOLEY of Biddeford.

(4-5) Ethan Scott Kimball, of Chester, a member of Troop No. 50, who has attained the high rank and distinction of Eagle Scout. This is the highest award in Scouting and is given for excellence in skills development, leadership, personal growth and community service. We extend our congratulations and best wishes;  
SLS 687
Sponsored by Senator DILL of Penobscot.
Cosponsored by Representative: JAVNER of Chester.
(4-6) the Ellsworth High School Baseball Team, which won the Class B State Championship. We extend our congratulations and best wishes; SLS 688
Sponsored by Senator LUCHINI of Hancock.
Cosponsored by Representative: GROHOSKI of Ellsworth.

(4-7) the St. Dominic Academy Girls Lacrosse Team, of Auburn, which won the Class C State Championship. We extend our congratulations and best wishes; SLS 689
Sponsored by Senator CLAXTON of Androscoggin.
Cosponsored by Representatives: BICKFORD of Auburn, MELARAGNO of Auburn, SHEATS of Auburn.
Divided Report

(5-1) The Majority of the Committee on JUDICIARY on Bill "An Act To Protect Pregnant Workers"
H.P. 487  L.D. 666

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-639).

Signed:

Senators:
   CARPENTER of Aroostook
   BELLOWS of Kennebec

Representatives:
   BAILEY of Saco
   BABBIDGE of Kennebunk
   CARDONE of Bangor
   EVANGELOS of Friendship
   HARNETT of Gardiner
   RECKITT of South Portland
   TALBOT ROSS of Portland

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

Signed:

Senator:
   KEIM of Oxford

Representatives:
   CURTIS of Madison
   DeVEAU of Caribou
   HAGGAN of Hampden

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-639).
(5-2) The Majority of the Committee on JUDICIARY on Bill "An Act To Protect Licensing Information of Medical Professionals"

H.P. 1142  L.D. 1580

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-631).

Signed:

Senators:
   CARPENTER of Aroostook
   BELLOWS of Kennebec

Representatives:
   BAILEY of Saco
   BABBIDGE of Kennebunk
   CARDONE of Bangor
   EVANGELOS of Friendship
   HARNETT of Gardiner
   RECKITT of South Portland
   TALBOT ROSS of Portland

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

Signed:

Senator:
   KEIM of Oxford

Representatives:
   CURTIS of Madison
   DeVEAU of Caribou
   HAGGAN of Hampden

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-631).
(5-3) The Majority of the Committee on JUDICIARY on Bill "An Act To Clarify Various Provisions of the Maine Human Rights Act"

H.P. 1216  L.D. 1701

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

Signed:

Senators:
   CARPENTER of Aroostook
   BELLOWS of Kennebec

Representatives:
   BAILEY of Saco
   BABBIDGE of Kennebunk
   CARDONE of Bangor
   EVANGELOS of Friendship
   HARNETT of Gardiner
   RECKITT of South Portland
   TALBOT ROSS of Portland

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

Signed:

Senator:
   KEIM of Oxford

Representatives:
   CURTIS of Madison
   DeVEAU of Caribou
   HAGGAN of Hampden

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

(5-4) The Majority of the Committee on JUDICIARY on Bill "An Act To Enhance the Administration of the Maine Human Rights Act"

H.P. 1217  L.D. 1702

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-642).

Signed:

Senators:  
CARPENTER of Aroostook  
BELLOWS of Kennebec

Representatives:  
BAILEY of Saco  
BABBIDGE of Kennebunk  
CARDONE of Bangor  
EVANGELOS of Friendship  
HARNETT of Gardiner  
RECKITT of South Portland  
TALBOT ROSS of Portland

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

Signed:

Senator:  
KEIM of Oxford

Representatives:  
CURTIS of Madison  
DeVEAU of Caribou  
HAGGAN of Hampden

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-642).
Divided Report

(5-5) The Majority of the Committee on JUDICIARY on Bill "An Act To Improve Consistency within the Maine Human Rights Act"

H.P. 1218  L.D. 1703

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-643).**

Signed:

Senators:
    CARPENTER of Aroostook
    BELLOWS of Kennebec

Representatives:
    BAILEY of Saco
    BABBIDGE of Kennebunk
    CARDONE of Bangor
    CURTIS of Madison
    EVANGELOS of Friendship
    HARNETT of Gardiner
    RECKITT of South Portland
    TALBOT ROSS of Portland

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

Signed:

Senator:
    KEIM of Oxford

Representatives:
    DeVEAU of Caribou
    HAGGAN of Hampden

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-643).**
Divided Report

(5-6) The Majority of the Committee on TAXATION on Bill "An Act To Establish a Tax on Water Extracted for Bottling in Order To Secure the Economic Future of Rural Maine"

H.P. 797  L.D. 1074

Reported that the same Ought Not to Pass.

Signed:

Senators:
POULIOT of Kennebec
SANBORN, H. of Cumberland

Representatives:
BICKFORD of Auburn
CLOUTIER of Lewiston
DENK of Kennebunk
KRYZAK of Acton
MAREAN of Hollis
MATLACK of St. George
STANLEY of Medway
STEWART of Presque Isle
TERRY of Gorham

The Minority of the same Committee on the same subject reported that the same Ought To Pass as Amended by Committee Amendment "A" (H-637).

Signed:

Senator:
CHIPMAN of Cumberland

Representative:
TIPPING of Orono

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

(5-7) The Majority of the Committee on VETERANS AND LEGAL AFFAIRS on Bill "An Act To Amend the Advance Deposit Wagering Laws"

H.P. 1276  L.D. 1797

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-635).

Signed:

Senators:
  LUCHINI of Hancock
  CYRWAY of Kennebec
  HERBIG of Waldo

Representatives:
  SCHNECK of Bangor
  ACKLEY of Monmouth
  COOPER of Yarmouth
  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 as Amended by Committee Amendment "B" (H-636).

Signed:

Representatives:
  ANDREWS of Paris
  DOLLOFF of Rumford

Coming from the House with the Majority OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-635) Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-635).
Divided Report

(5-8) The Majority of the Committee on JUDICIARY on Bill "An Act To Improve Accountability of Opioid Manufacturers"

S.P. 237  L.D. 793

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-320).

Signed:

Senators:
   CARPENTER of Aroostook
   BELLOWS of Kennebec

Representatives:
   BAILEY of Saco
   BABBIDGE of Kennebunk
   CARDONE of Bangor
   EVANGELOS of Friendship
   HARNETT of Gardiner
   RECKITT of South Portland
   TALBOT ROSS of Portland

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

Signed:

Senator:
   KEIM of Oxford

Representatives:
   CURTIS of Madison
   DeVEAU of Caribou
   HAGGAN of Hampden

_________________________________
(5-9) The Majority of the Committee on LABOR AND HOUSING on Bill "An Act To Improve Public Sector Labor Relations"

S.P. 363  L.D. 1177

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-308).

Signed:

Senator:
   BELLOWS of Kennebec

Representatives:
   SYLVESTER of Portland
   CARNEY of Cape Elizabeth
   CUDDY of Winterport
   PEOPLES of Westbrook

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

Signed:

Senator:
   GUERIN of Penobscot

Representatives:
   AUSTIN of Gray
   BRADSTREET of Vassalboro
   MORRIS of Turner

_________________________________

ENACTORS

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

Acts

(7-1) An Act To Prohibit the Use of Handheld Phones and Devices While Driving

S.P. 52  L.D. 165
(C "A" S-317)
(7-2) An Act To Return Funds to Maine Property Tax Payers
H.P. 1223  L.D. 1713
(C "A" H-620)

(7-3) An Act To Clarify and Enhance Fish and Wildlife Enforcement Laws
S.P. 603  L.D. 1787
(C "A" S-315)

(7-4) An Act To Make Certain Snowmobile and Watercraft Laws Consistent with All-terrain Vehicle Laws
S.P. 614  L.D. 1824

Act

(7-5) An Act To Implement the National Popular Vote for President of the United States
S.P. 252  L.D. 816
(C "A" S-44)

Comes from the House FAILED ENACTMENT.
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 TAXATION on Bill "An Act To Amend the
Maine Exclusion Amount in the Estate Tax"

H.P. 329  L.D. 420

Majority - Ought to Pass as Amended by Committee Amendment "A" (H-610) (8 members)

Minority - Ought Not to Pass (5 members)

Tabled - June 18, 2019 by Senator CHIPMAN of Cumberland

Pending - ACCEPTANCE OF EITHER REPORT

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

2.

Tabled and Later Assigned

An Act To Assist Small Beer Manufacturers and Small Hard Cider Manufacturers

S.P. 593  L.D. 1761
(C "A" S-281)

Tabled - June 18, 2019 by Senator LIBBY of Androscoggin

Pending - ENACTMENT

(In House, PASSED TO BE ENACTED.)
3.

Tabled and Later Assigned

An Act To Strengthen the Maine Uniform Building and Energy Code

H.P. 629  L.D. 855
(C "A" H-619)

Tabled - June 18, 2019 by Senator LIBBY of Androscoggin

Pending - ENACTMENT in NON-CONCURRENCE

(In House, FAILED ENACTMENT.)

4.

Tabled and Later Assigned

An Act To Create a Victims' Compensation Fund for Victims of Property Crimes

S.P. 487  L.D. 1550
(C "A" S-305)

Tabled - June 18, 2019 by Senator BREEN of Cumberland

Pending - ENACTMENT

(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
2. Resolve, To Establish the Committee To Study and Develop Recommendations To Address Guardianship Challenges That Delay Patient Discharges from Hospitals

H.P. 890  L.D. 1229
(C "A" H-452)

Tabled - June 7, 2019 by Senator VITELLI of Sagadahoc

Pending - FINAL PASSAGE

3. Resolve, To Establish the Work Group To Study the Use of Body Cameras by Law Enforcement Officers

S.P. 198  L.D. 636
(C "A" S-236)

Tabled - June 11, 2019 by Senator VITELLI of Sagadahoc

Pending - FINAL PASSAGE

4. Emergency

Resolve, To Create the Criminal Records Review Committee

H.P. 569  L.D. 764
(C "A" H-614)

Tabled - June 18, 2019 by Senator LIBBY of Androscoggin

Pending - FINAL PASSAGE

SPECIAL APPROPRIATIONS TABLE

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**SPECIAL HIGHWAY TABLE**

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