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Senate Legislative Record

One Hundred and Thirty-First Legislature

State of Maine

Daily Edition

First Special Session

Beginning April 5, 2023

Beginning with Page S-387

ROLL CALL (#279)

YEAS: Senators: BAILEY, BEEBE-CENTER, BRENNER, CARNEY, CHIPMAN, CURRY, DAUGHTRY, DUSON, GROHOSKI, HICKMAN, INGWERSEN, LAWRENCE, PIERCE, RAFFERTY, RENY, ROTUNDO, TIPPING, VITELLI, PRESIDENT JACKSON

NAYS: Senators: BALDACCI, BENNETT, BRAKEY, GUERIN, HARRINGTON, KEIM, LAFOUNTAIN, LIBBY, LYFORD, MOORE, NANGLE, POULIOT, STEWART, TIMBERLAKE

EXCUSED: Senators: BLACK, FARRIN

19 Senators having voted in the affirmative and 14 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **BEEBE-CENTER** of Knox to **ACCEPT** Report **"A", OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-231)**, in concurrence, **PREVAILED**.

Resolve **READ ONCE**.

Committee Amendment "A" (H-231) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-231)**, in concurrence.

Divided Report

Six Members of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act to Establish a Model Residential Ventilation Design and Installation Standard"

H.P. 867 L.D. 1353

Reported in Report **"A"** that the same **Ought to Pass as Amended by Committee Amendment "A" (H-350)**.

Signed:

Senator:
BEEBE-CENTER of Knox

Representatives:
SALISBURY of Westbrook
LOOKNER of Portland
MADIGAN of Waterville
MATHIESON of Kittery
MILLIKEN of Blue Hill

Six Members of the same Committee on the same subject reported in Report **"B"** that the same **Ought Not to Pass**.

Signed:

Senators:
HARRINGTON of York
LaFOUNTAIN of Kennebec

Representatives:
ARDELL of Monticello
NEWMAN of Belgrade
NUTTING of Oakland
PERKINS of Dover-Foxcroft

Comes from the House with Report **"A", OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-350)**, **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-350)**.

Reports **READ**.

Senator **BEEBE-CENTER** of Knox moved the Senate **ACCEPT** Report **"A", OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-350)**, in concurrence.

On motion by Senator **STEWART** of Aroostook, supported by a Division of one-fifth of the members present and voting, a Roll Call was ordered.

THE PRESIDENT: The Chair recognizes the Senator from Kennebec, Senator Pouliot.

Senator **POULIOT**: Thank you, Mr. President. So, I think - I can't figure out, can somebody help me understand why a model residential ventilation design and installation standard went to Criminal Justice and Public Safety? Is it because of the public safety aspect that it didn't go to the Housing Committee? I'm just kind of curious on that.

THE PRESIDENT: The Senator from Kennebec, Senator Pouliot, has posed a question through the Chair to anyone who may answer. I would say I think part of it is because the fire marshal's office is housed in Public Safety and MUBEC codes, but I'm going to let the - Senator from Knox, Senator Beebe-Center respond. The Chair recognizes the Senator from Knox, Senator Beebe-Center.

Senator **BEEBE-CENTER**: Thank you, Mr. President. Because MUBEC is under Criminal Justice and Public Safety Committee, that's why it came to the Public Safety part of the Criminal Justice Committee.

THE PRESIDENT: The Chair recognizes the Senator from Kennebec, Senator Pouliot.

Senator **POULIOT**: Thank you, Mr. President. So, I think a lot of these pieces of legislation are super well-intentioned. You know, we want to make the environment safer for people. We wouldn't want to build housing out there in which case people weren't safe. But, I mean, we're all here today, we've all survived all these years without this additional regulation in place. And I have to ask, you know, what are we - what are we doing to help with making sure there's more places for people to live? Inventory is down 50% this year, Mr. President. I remember when I became a real estate agent just 13 years ago, dreaming of being able to list a home for $250,000. There was an agent in my office, she got a

listing, and I was like someday I'm going to list a house for $250,000. And wouldn't you know it, Mr. President, that now a $250,000 house in Augusta is a two-bedroom, one-bath ranch on a slab built 15 years ago with an attached one-car garage. And I hate to say it, and it's tough because, you know, we want to keep our constituents safe, we want to keep people safe, we want good, clean environments, but then we're - we've got pieces of legislation like this that make it really, really challenging for people to bring new inventory to the market to help bring those costs down. So, inadvertently, with a piece of legislation like this, the challenge then becomes, you know, what are we trying to prioritize here? You know, do we want to be able to make sure that people have access to affordable places to live or do we want to make sure that only the people that can afford the places that are created are able to live in a safe environment? Because I know that all of you probably have constituents who we've gone and knocked on their doors and you're like wow, I can't believe somebody actually lives in this building. Which is sad, and I empathize with that, for sure. But when we start going to this degree to put in certain ventilation standards and requirements and so forth, this is when it becomes really challenging for us to achieve the goal that I think we all have around providing more places for people to live. And I'm a big proponent of the energy code, MUBEC, I think that we should be doing things to incorporate that in, but this really just seems to go too far in an age where we're trying to bring, you know, more affordable housing options to our constituents. Thank you, Mr. President.

THE PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Nangle.

Senator **NANGLE**: Sorry for the late push, Mr. President. Thank you. I think all this bill does is asks the State to create a model - model ventilation design. The cities and towns can accept it or not accept it based on their choice.

THE PRESIDENT: The pending question before the Senate is Acceptance Report "A", Ought to Pass as Amended by Committee Amendment "A" (H-350). A roll call has been ordered. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#280)

YEAS: Senators: BAILEY, BALDACCI, BEEBE-CENTER, BRENNER, CARNEY, CHIPMAN, DAUGHTRY, DUSON, GROHOSKI, HICKMAN, INGWERSEN, LAWRENCE, NANGLE, PIERCE, RAFFERTY, RENY, ROTUNDO, TIPPING, VITELLI, PRESIDENT JACKSON

NAYS: Senators: BENNETT, BRAKEY, CURRY, GUERIN, HARRINGTON, KEIM, LAFOUNTAIN, LIBBY, LYFORD, MOORE, POULIOT, STEWART, TIMBERLAKE

EXCUSED: Senators: BLACK, FARRIN

20 Senators having voted in the affirmative and 13 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **BEEBE-CENTER** of Knox to **ACCEPT** Report **"A", OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-350)**, in concurrence, **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (H-350) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-350)**, in concurrence

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Senate

Ought to Pass

Senator CHIPMAN for the Committee on **TRANSPORTATION** on Resolve, to Designate the Route 15 Bridge Located in the Town of Kenduskeag the William S. Pullen Bridge (EMERGENCY)
S.P. 749 L.D. 1848

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

Report **READ**.

THE PRESIDENT: The Chair recognizes the Senator from Penobscot, Senator Guerin.

Senator **GUERIN**: Thank you, Mr. President, and thank you for allowing me to honor the name of one of our fallen heroes from my hometown. William "Bill" S. Pullen, the son of Ervin and Amy Pullen, and a sibling to four brothers and seven sisters was an active student at East Corinth Academy and worked on the family farm and played with his siblings along the Kenduskeag stream much as I did when I was a child. And then came war. Like other towns and cities in the 1940s, most of the young men in Kenduskeag volunteered to serve. Bill joined his brothers, George, Lamont, and Raymond, in enlisting in the military. His first mission was the Battle of Monte Cassino. Followed by that was the Battle of Venafro, where 48 of the 193 men in his company survived - a very small number. Moving forward, he would be part of numerous attacks and counterattacks, resulting in the loss of friends who fell victim to war. He paid the ultimate price of war on September 12, 1944, when he was killed in action. The military report sent to his family stated his squad was cut off from the company by heavy machinegun fire. Your son was last seen during that action. When I was contacted in February about submitting legislation to name Bridge 2967 in Kenduskeag after William S. Pullen, I was more than happy to do so. Kenduskeag is my hometown and the home of many generations of Bill Pullen and my families. I'm certain he and my father must've been friends before going off to war to fight for our country in World War II. While his - while my father and others returned home, tragically Corporal Pullen was the only one who did not make it safely back to Kenduskeag at the end of the war. I know how much naming the bridge means to his family and this veteran-centered community, so I'm asking you to support L.D. 1848, and