

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
FIRST REGULAR SESSION
JOURNAL OF THE SENATE**

In Senate Chamber
Monday
June 3, 2019

Comes from the House, **PASSED TO BE ENGROSSED** in **NON-CONCURRENCE**.

On motion by Senator **LIBBY** of Androscoggin, the Senate **RECEDED** and **CONCURRED**.

Senator **ROSEN** of Hancock requested and received leave of the Senate that members and staff be allowed to remove their jackets for the remainder of this Legislative Day.

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

Prayer by Senator Marianne Moore of Washington County.

SENATOR MOORE: Good morning. Having been raised a Catholic and taught the catechism throughout the years, I'm not very good at freeform prayer. I'll be honest with you. So what I would like to do is share one of my favorite prayers by the great Maya Angelou. Let us pray.

Father, Mother, God, thank You for Your presence during the hard and mean days, for then we have You to lean upon. Thank You for Your presence during the bright and sunny days, for then we can share that which we have with those who have less. And thank You for Your presence during the holy days, for then we are able to celebrate You and our families and our friends. For those who have no voice, we ask You to speak. For those who feel unworthy, we ask You to pour Your love out in waterfalls of tenderness. For those who live in pain, we ask You to bathe them in the river of Your healing. For those who are lonely, we ask You to keep them company. For those who are depressed, we ask You to shower upon them the light of hope. Dear Creator, You, the borderless sea of substance, we ask You to give to all the world that which we need most, peace. Amen.

Pledge of Allegiance led by Senator Susan A. Deschambault of York County.

Reading of the Journal of Thursday, May 30, 2019.

Off Record Remarks

PAPERS FROM THE HOUSE

Non-Concurrent Matter

Bill "An Act To Amend Maine Fireworks Laws To Include Flame Effects"

H.P. 1117 L.D. 1534

In Senate, May 29, 2019, **FAILED ENACTMENT**.

Non-Concurrent Matter

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)

In Senate, May 14, 2019, the Minority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-44)**.

Comes from the House, the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED** in **NON-CONCURRENCE**.

On motion by Senator **LIBBY** of Androscoggin, **TABLED** until Later in Today's Session, pending **FURTHER CONSIDERATION**.

COMMUNICATIONS

The Following Communication: S.C. 542

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

May 30, 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 Edward C. Kelleher of Scarborough, for appointment to the State Harness Racing 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	6	Hickman, C. of Winthrop, Hall, R. of Wilton, Kinney, M. of Knox, Maxmin, C. of Nobleboro, Pluecker, B. of Warren, Roberts-Lovell, T. of South Berwick
NAYS		0	
ABSENT		5	Sen. Diamond, B. of Cumberland, Rep. Kryzak, T. of Acton, Rep. McCrea, D. of Fort Fairfield, Rep. O'Neil, M. of Saco, Rep. Skolfield, T. of Weld

Eight 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 Edward C. Kelleher of Scarborough, for appointment to the State Harness Racing Commission be confirmed.

Signed,

S/Jim Dill
Senate Chair

S/Craig V. Hickman
House Chair

READ and ORDERED PLACED ON FILE.

The Chair noted the absence of the Senator from Aroostook, Senator **CARPENTER**, the Senator from Cumberland, Senator **MILLETT**, and the Senator from Cumberland, Senator **CARSON**, and further excused the same Senators from today's Roll Call votes.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#167)

YEAS: Senators: None

NAYS: Senators: BELLOWS, BLACK, BREEN, CHENETTE, CHIPMAN, CLAXTON, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DOW, FARRIN, FOLEY, GRATWICK, GUERIN, HAMPER, HERBIG, KEIM, LAWRENCE, LIBBY, LUCHINI, MIRAMANT, MOORE, POULIOT, ROSEN, SANBORN H, SANBORN L, TIMBERLAKE, VITELLI, WOODSOME, PRESIDENT JACKSON

EXCUSED: Senators: CARPENTER, CARSON, MILLETT

No Senator having voted in the affirmative and 32 Senators having voted in the negative, with 3 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Edward C. Kelleher** of Scarborough for appointment to the State Harness Racing Commission was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 543

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

May 30, 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 James T. Kelley, Jr. of Millinocket, for appointment to the State Harness Racing 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:

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 Casey Maddock of Scarborough, for appointment to the State Board of Education be confirmed.

Signed,

S/Rebecca Millett
Senate Chair

S/Victoria P. Kornfield
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#169)

YEAS: Senators: None

NAYS: Senators: BELLOWS, BLACK, BREEN, CHENETTE, CHIPMAN, CLAXTON, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DOW, FARRIN, FOLEY, GRATWICK, GUERIN, HAMPER, HERBIG, KEIM, LAWRENCE, LIBBY, LUCHINI, MIRAMANT, MOORE, POULIOT, ROSEN, SANBORN H, SANBORN L, TIMBERLAKE, VITELLI, WOODSOME, PRESIDENT JACKSON

EXCUSED: Senators: CARPENTER, CARSON, MILLETT

No Senator having voted in the affirmative and 32 Senators having voted in the negative, with 3 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Casey Maddock** of Scarborough for appointment to the State Board of Education was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 525

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON INLAND FISHERIES AND WILDLIFE**

May 29, 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 Inland Fisheries and Wildlife has had under consideration the nomination of Jerry W. Scribner of Belgrade, for reappointment to the Inland Fisheries and Wildlife Advisory Council.

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	Dill, J. of Penobscot
	Representatives	6	Nadeau, C. of Winslow, Landry, S. of Farmington, Martin, J. of Eagle Lake, Mason, R. of Lisbon, Stearns, P. of Guilford, Theriault, T. of China
NAYS		0	
ABSENT		6	Sen. Davis, P. of Piscataquis, Sen. Luchini, L. of Hancock, Rep. Fay, J. of Raymond, Rep. Martin, D. of Sinclair, Rep. Ordway, L. of Standish, Rep. Paulhus, S. of Bath

Seven 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 Jerry W. Scribner of Belgrade, for reappointment to the Inland Fisheries and Wildlife Advisory Council be confirmed.

Signed,

S/Jim Dill
Senate Chair

S/Catherine M. Nadeau
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **INLAND FISHERIES AND WILDLIFE** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#170)

Representatives 7

YEAS: Senators: None

NAYS: Senators: BELLOWS, BLACK, BREEN, CHENETTE, CHIPMAN, CLAXTON, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DOW, FARRIN, FOLEY, GRATWICK, GUERIN, HAMPER, HERBIG, KEIM, LAWRENCE, LIBBY, LUCHINI, MIRAMANT, MOORE, POULIOT, ROSEN, SANBORN H, SANBORN L, TIMBERLAKE, VITELLI, WOODSOME, PRESIDENT JACKSON

NAYS 0

ABSENT 4

Nadeau, C. of Winslow, Landry, S. of Farmington, Martin, D. of Sinclair, Martin, J. of Eagle Lake, Mason, R. of Lisbon, Stearns, P. of Guilford, Theriault, T. of China

Sen. Luchini, L. of Hancock, Rep. Fay, J. of Raymond, Rep. Ordway, L. of Standish, Rep. Paulhus, S. of Bath

EXCUSED: Senators: CARPENTER, CARSON, MILLETT

No Senator having voted in the affirmative and 32 Senators having voted in the negative, with 3 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Jerry W. Scribner** of Belgrade for reappointment to the Inland Fisheries and Wildlife Advisory Council was **CONFIRMED**.

Nine 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 Lindsay Ware of Ellsworth, for appointment to the Inland Fisheries and Wildlife Advisory Council be confirmed.

Signed,

S/Jim Dill
Senate Chair

S/Catherine M. Nadeau
House Chair

The Secretary has so informed the Speaker of the House of Representatives.

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 526

The President laid before the Senate the following: "Shall the recommendation of the Committee on **INLAND FISHERIES AND WILDLIFE** be overridden?"

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON INLAND FISHERIES AND WILDLIFE**

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

May 29, 2019

The Doorkeepers secured the Chamber.

The Honorable Troy Dale Jackson
President of the Senate of Maine
129th Maine State Legislature
State House
Augusta, Maine 04333-0003

The Secretary opened the vote.

Dear Mr. President:

ROLL CALL (#171)

YEAS: Senators: None

NAYS: Senators: BELLOWS, BLACK, BREEN, CHENETTE, CHIPMAN, CLAXTON, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DOW, FARRIN, FOLEY, GRATWICK, GUERIN, HAMPER, HERBIG, KEIM, LAWRENCE, LIBBY, LUCHINI, MIRAMANT, MOORE, POULIOT, ROSEN, SANBORN H, SANBORN L, TIMBERLAKE, VITELLI, WOODSOME, PRESIDENT JACKSON

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Inland Fisheries and Wildlife has had under consideration the nomination of Lindsay Ware of Ellsworth, for appointment to the Inland Fisheries and Wildlife Advisory Council.

EXCUSED: Senators: CARPENTER, CARSON, MILLETT

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:

No Senator having voted in the affirmative and 32 Senators having voted in the negative, with 3 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Lindsay Ware** of Ellsworth for appointment to the Inland Fisheries and Wildlife Advisory Council was **CONFIRMED**.

YEAS Senators 2 Dill, J. of Penobscot, Davis, P. of Piscataquis

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 527

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON INLAND FISHERIES AND WILDLIFE**

May 29, 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 Inland Fisheries and Wildlife has had under consideration the nomination of Shelby H. Rousseau of Phillips, for appointment to the Inland Fisheries and Wildlife Advisory Council.

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, Davis, P. of Piscataquis
	Representatives	7	Nadeau, C. of Winslow, Landry, S. of Farmington, Martin, D. of Sinclair, Martin, J. of Eagle Lake, Mason, R. of Lisbon, Stearns, P. of Guilford, Theriault, T. of China
NAYS		0	
ABSENT		4	Sen. Luchini, L. of Hancock, Rep. Fay, J. of Raymond, Rep. Ordway, L. of Standish, Rep. Paulhus, S. of Bath

Nine 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 Shelby H. Rousseau of Phillips, for appointment to the Inland Fisheries and Wildlife Advisory Council be confirmed.

Signed,

S/Jim Dill
Senate Chair

S/Catherine M. Nadeau
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **INLAND FISHERIES AND WILDLIFE** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#172)

YEAS: Senators: None

NAYS: Senators: BELLOWS, BLACK, BREEN, CHENETTE, CHIPMAN, CLAXTON, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DOW, FARRIN, FOLEY, GRATWICK, GUERIN, HAMPER, HERBIG, KEIM, LAWRENCE, LIBBY, LUCHINI, MIRAMANT, MOORE, POULIOT, ROSEN, SANBORN H, SANBORN L, TIMBERLAKE, VITELLI, WOODSOME, PRESIDENT JACKSON

EXCUSED: Senators: CARPENTER, CARSON, MILLETT

No Senator having voted in the affirmative and 32 Senators having voted in the negative, with 3 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Shelby H. Rousseau** of Phillips for appointment to the Inland Fisheries and Wildlife Advisory Council was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 528

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON INLAND FISHERIES AND WILDLIFE**

May 29, 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 Inland Fisheries and Wildlife has had under consideration the nomination of Kristin Peet of Winterport, for appointment to the Inland Fisheries and Wildlife Advisory Council.

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, Davis, P. of Piscataquis
	Representatives	7	Nadeau, C. of Winslow, Landry, S. of Farmington, Martin, D. of Sinclair, Martin, J. of Eagle Lake, Mason, R. of Lisbon, Stearns, P. of Guilford, Theriault, T. of China
NAYS		0	
ABSENT		4	Sen. Luchini, L. of Hancock, Rep. Fay, J. of Raymond, Rep. Ordway, L. of Standish, Rep. Paulhus, S. of Bath

Nine 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 Kristin Peet of Winterport, for appointment to the Inland Fisheries and Wildlife Advisory Council be confirmed.

Signed,

S/Jim Dill Senate Chair	S/Catherine M. Nadeau House Chair
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READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **INLAND FISHERIES AND WILDLIFE** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#173)

YEAS: Senators: None

NAYS: Senators: BELLOWS, BLACK, BREEN, CHENETTE, CHIPMAN, CLAXTON, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DOW, FARRIN, FOLEY, GRATWICK, GUERIN, HAMPER, HERBIG, KEIM, LAWRENCE, LIBBY, LUCHINI, MIRAMANT, MOORE, POULIOT, ROSEN, SANBORN H, SANBORN L, TIMBERLAKE, VITELLI, WOODSOME, PRESIDENT JACKSON

EXCUSED: Senators: CARPENTER, CARSON, MILLETT

No Senator having voted in the affirmative and 32 Senators having voted in the negative, with 3 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Kristin Peet** of Winterport for appointment to the Inland Fisheries and Wildlife Advisory Council was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 529

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON INLAND FISHERIES AND WILDLIFE**

May 29, 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 Inland Fisheries and Wildlife has had under consideration the nomination of Albro F. Cowperthwaite, Jr. of Linneus, for appointment to the Inland Fisheries and Wildlife Advisory Council.

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, Davis, P. of Piscataquis
	Representatives	7	Nadeau, C. of Winslow, Landry, S. of Farmington, Martin, D. of Sinclair, Martin, J. of Eagle Lake, Mason, R. of Lisbon, Stearns, P. of Guilford, Theriault, T. of China
NAYS		0	
ABSENT		4	Sen. Luchini, L. of Hancock, Rep. Fay, J. of Raymond, Rep. Ordway, L. of Standish, Rep. Paulhus, S. of Bath

Nine 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 Albro F. Cowperthwaite, Jr. of Linneus, for appointment to the Inland Fisheries and Wildlife Advisory Council be confirmed.

The Honorable Troy Dale Jackson
President of the Senate of Maine
129th Maine State Legislature
State House
Augusta, Maine 04333-0003

Signed,

Dear Mr. President:

S/Jim Dill
Senate Chair

S/Catherine M. Nadeau
House Chair

READ and ORDERED PLACED ON FILE.

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Inland Fisheries and Wildlife has had under consideration the nomination of The Honorable Robert S. Duchesne of Old Town, for appointment to the Inland Fisheries and Wildlife Advisory Council.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **INLAND FISHERIES AND WILDLIFE** be overridden?"

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:

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

YEAS	Senators	2	Dill, J. of Penobscot, Davis, P. of Piscataquis
	Representatives	7	Nadeau, C. of Winslow, Landry, S. of Farmington, Martin, D. of Sinclair, Martin, J. of Eagle Lake, Mason, R. of Lisbon, Stearns, P. of Guilford, Theriault, T. of China
NAYS		0	
ABSENT		4	Sen. Luchini, L. of Hancock, Rep. Fay, J. of Raymond, Rep. Ordway, L. of Standish, Rep. Paulhus, S. of Bath

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#174)

YEAS: Senators: None

NAYS: Senators: BELLOWS, BLACK, BREEN, CHENETTE, CHIPMAN, CLAXTON, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DOW, FARRIN, FOLEY, GRATWICK, GUERIN, HAMPER, HERBIG, KEIM, LAWRENCE, LIBBY, LUCHINI, MIRAMANT, MOORE, POULIOT, ROSEN, SANBORN H, SANBORN L, TIMBERLAKE, VITELLI, WOODSOME, PRESIDENT JACKSON

EXCUSED: Senators: CARPENTER, CARSON, MILLETT

Nine 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 The Honorable Robert S. Duchesne of Old Town, for appointment to the Inland Fisheries and Wildlife Advisory Council be confirmed.

No Senator having voted in the affirmative and 32 Senators having voted in the negative, with 3 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Albro F. Cowperthwaite, Jr.** of Linneus for appointment to the Inland Fisheries and Wildlife Advisory Council was **CONFIRMED**.

Signed,

The Secretary has so informed the Speaker of the House of Representatives.

S/Jim Dill
Senate Chair

S/Catherine M. Nadeau
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 530

The President laid before the Senate the following: "Shall the recommendation of the Committee on **INLAND FISHERIES AND WILDLIFE** be overridden?"

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON INLAND FISHERIES AND WILDLIFE**

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

May 29, 2019

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#175)

YEAS: Senators: None
NAYS: Senators: BELLOWS, BLACK, BREEN, CHENETTE, CHIPMAN, CLAXTON, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DOW, FARRIN, FOLEY, GRATWICK, GUERIN, HAMPER, HERBIG, KEIM, LAWRENCE, LIBBY, LUCHINI, MIRAMANT, MOORE, POULIOT, ROSEN, SANBORN H, SANBORN L, TIMBERLAKE, VITELLI, WOODSOME, PRESIDENT JACKSON

EXCUSED: Senators: CARPENTER, CARSON, MILLETT

No Senator having voted in the affirmative and 32 Senators having voted in the negative, with 3 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of the Honorable **Robert S. Duchesne** of Old Town for appointment to the Inland Fisheries and Wildlife Advisory Council was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 544

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

May 30, 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 The Honorable Nancy D. Carlson of Dixfield, for reappointment as a District Court Judge.

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 3 Carpenter, M. of Arrostook, Bellows, S. of Kennebec, Keim, L. of Oxford

Representatives 9 Bailey, D. of Saco, Babbidge, C. of Kennebunk, Cardone, B. of Bangor, DeVeau, J. of Caribou, Evangelos, J. of Friendship, Haggan, D. of Hampden, Harnett, T. of Gardiner, Reckitt, L. of South Portland, Talbot Ross, R. of Portland

NAYS 0
ABSENT 1 Rep. Curtis, P. of Madison

Twelve 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 The Honorable Nancy D. Carlson of Dixfield, for reappointment as a District Court Judge be confirmed.

Signed,

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

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **JUDICIARY** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#176)

YEAS: Senators: None
NAYS: Senators: BELLOWS, BLACK, BREEN, CHENETTE, CHIPMAN, CLAXTON, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DOW, FARRIN, FOLEY, GRATWICK, GUERIN, HAMPER, HERBIG, KEIM, LAWRENCE, LIBBY, LUCHINI, MIRAMANT, MOORE, POULIOT, ROSEN, SANBORN H, SANBORN L, TIMBERLAKE, VITELLI, WOODSOME, PRESIDENT JACKSON

EXCUSED: Senators: CARPENTER, CARSON, MILLETT

No Senator having voted in the affirmative and 32 Senators having voted in the negative, with 3 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of the Honorable **Nancy D. Carlson** of Dixfield for reappointment as a District Court Judge was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 545

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

May 30, 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 The Honorable Joseph Field of Freeport, for reappointment 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	3	Carpenter, M. of Aroostook, Bellows, S. of Kennebec, Keim, L. of Oxford
	Representatives	9	Bailey, D. of Saco, Babbidge, C. of Kennebunk, Cardone, B. of Bangor, DeVeau, J. of Caribou, Evangelos, J. of Friendship, Haggan, D. of Hampden, Harnett, T. of Gardiner, Reckitt, L. of South Portland, Talbot Ross, R. of Portland
NAYS		0	
ABSENT		1	Rep. Curtis, P. of Madison

Twelve 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 The Honorable Joseph Field of Freeport, for reappointment as an Active Retired Judge of the District Court be confirmed.

Signed,

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

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **JUDICIARY** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#177)

YEAS: Senators: None

NAYS: Senators: BELLOWS, BLACK, BREEN, CHENETTE,
CHIPMAN, CLAXTON, CYRWAY, DAVIS,
DESCHAMBAULT, DIAMOND, DILL, DOW,
FARRIN, FOLEY, GRATWICK, GUERIN, HAMPER,
HERBIG, KEIM, LAWRENCE, LIBBY, LUCHINI,
MIRAMANT, MOORE, POULIOT, ROSEN,
SANBORN H, SANBORN L, TIMBERLAKE, VITELLI,
WOODSOME, PRESIDENT JACKSON

EXCUSED: Senators: CARPENTER, CARSON, MILLETT

No Senator having voted in the affirmative and 32 Senators having voted in the negative, with 3 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of the Honorable **Joseph Field** of Freeport for reappointment as an Active Retired Judge of the District Court was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 531

**STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE**

May 24, 2019

The Honorable Troy Jackson
President of the Senate
3 State House Station
Augusta, Maine 04333

RE: Appointment of James Cote of Farmington to the Maine Indian Tribal State Commission

Dear President Jackson:

This is to inform you that I am today nominating James Cote of Farmington for appointment to the Maine Indian Tribal State Commission.

Pursuant to MRSA 30 §6212, this appointment is contingent on confirmation by the Maine Senate after review by the Joint Standing Committee on Judiciary.

Thank you.

Very truly yours,

S/Janet T. Mills
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 532

**STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE**

May 24, 2019

The Honorable Troy Jackson
President of the Senate
3 State House Station
Augusta, Maine 04333

RE: Appointment of Kevin Hancock of Casco to the Maine Indian Tribal State Commission

Dear President Jackson:

This is to inform you that I am today nominating Kevin Hancock of Casco for appointment to the Maine Indian Tribal State Commission.

Pursuant to MRSA 30 §6212, this appointment is contingent on confirmation by the Maine Senate after review by the Joint Standing Committee on Judiciary.

Thank you.

Very truly yours,

S/Janet T. Mills
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 533

**STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE**

May 24, 2019

The Honorable Troy Jackson
President of the Senate
3 State House Station
Augusta, Maine 04333

RE: Appointment of Robert Checkoway of Freeport to the Maine Indian Tribal State Commission

Dear President Jackson:

This is to inform you that I am today nominating Robert Checkoway of Freeport for appointment to the Maine Indian Tribal State Commission.

Pursuant to MRSA 30 §6212, this appointment is contingent on confirmation by the Maine Senate after review by the Joint Standing Committee on Judiciary.

Thank you.

Very truly yours,

S/Janet T. Mills
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 534

**STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE**

May 24, 2019

The Honorable Troy Jackson
President of the Senate
3 State House Station
Augusta, Maine 04333

RE: Appointment of The Honorable Michael Pearson of Enfield to the Maine Indian Tribal State Commission

Dear President Jackson:

This is to inform you that I am today nominating The Honorable Michael Pearson of Enfield for appointment to the Maine Indian Tribal State Commission.

Pursuant to MRSA 30 §6212, this appointment is contingent on confirmation by the Maine Senate after review by the Joint Standing Committee on Judiciary.

Thank you.

Very truly yours,

S/Janet T. Mills
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 535

**STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE**

May 24, 2019

The Honorable Troy Jackson
President of the Senate
3 State House Station
Augusta, Maine 04333

RE: Appointment of The Honorable Richard Rosen of Bucksport to the Maine Indian Tribal State Commission

Dear President Jackson:

This is to inform you that I am today nominating The Honorable Richard Rosen of Bucksport for appointment to the Maine Indian Tribal State Commission.

Pursuant to MRSA 30 §6212, this appointment is contingent on confirmation by the Maine Senate after review by the Joint Standing Committee on Judiciary.

Thank you.

Very truly yours,

S/Janet T. Mills
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 536

**STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE**

May 24, 2019

The Honorable Troy Jackson
President of the Senate
3 State House Station
Augusta, Maine 04333

RE: Appointment of Mr. John H. Cashwell, II of Bangor to the Maine Indian Tribal State Commission

Dear President Jackson:

This is to inform you that I am today nominating Mr. John H. Cashwell, II of Bangor for appointment to the Maine Indian Tribal State Commission.

Pursuant to MRSA 30 §6212, this appointment is contingent on confirmation by the Maine Senate after review by the Joint Standing Committee on Judiciary.

Thank you.

Very truly yours,

S/Janet T. Mills
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 537

**STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE**

May 28, 2019

The Honorable Troy Jackson
President of the Senate
3 State House Station
Augusta, Maine 04333

Re: Appointment of The Honorable Philip L. Bartlett, II as Chair of the Maine Public Utilities Commission

Dear President Jackson:

This is to inform you that I am today nominating The Honorable Philip L. Bartlett, II of Portland for appointment to serve as Chair of the Maine Public Utilities Commission.

Pursuant to Title 35-A, MRSA §105, this appointment is contingent on the Maine State Senate's confirmation after review by the Joint Standing Committee on Energy, Utilities and Technology.

Thank you.

Very truly yours,

S/Janet T. Mills
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 540

**STATE OF MAINE
ONE HUNDRED AND TWENTY NINTH LEGISLATURE
COMMITTEE ON INNOVATION, DEVELOPMENT,
ECONOMIC ADVANCEMENT AND BUSINESS**

May 29, 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. Hubbell of Bar Harbor, to report the following bill Leave to Withdraw:

L.D. 1506 Resolve, Directing the Department of Economic and Community Development To Facilitate the Creation of a Strategic Economic Plan (EMERGENCY)

Sincerely,

S/Sen. Erin Herbig
Senate Chair

S/Rep. Matthea Elisabeth Larsen Daughtry
House Chair

READ and with accompanying papers **ORDERED PLACED ON FILE.**

The Following Communication: S.C. 522

**STATE OF MAINE
ONE HUNDRED AND TWENTY NINTH LEGISLATURE
COMMITTEE ON VETERANS AND LEGAL AFFAIRS**

May 30, 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 Sen. Luchini of Hancock, to report the following bill Leave to Withdraw:

L.D. 702 An Act Regarding the Pricing of Spirits

Sincerely,

S/Sen. Louis J. Luchini
Senate Chair

S/Rep. John C. Schneck
House Chair

READ and with accompanying papers **ORDERED PLACED ON FILE.**

The Following Communication: S.C. 541

**STATE OF MAINE
ONE HUNDRED AND TWENTY NINTH LEGISLATURE
COMMITTEE ON VETERANS AND LEGAL AFFAIRS**

May 31, 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. Stewart of Presque Isle, to report the following bill Leave to Withdraw:

L.D. 1805 An Act To Amend the Laws Governing Military Leave for Officials and State Employees

Sincerely,

S/Sen. Louis J. Luchini
Senate Chair

S/Rep. John C. Schneck
House Chair

READ and with accompanying papers **ORDERED PLACED ON FILE.**

The Following Communication: S.C. 539

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

May 24, 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 Environment and Natural Resources has voted unanimously to report the following bill(s) out "Ought Not to Pass":

- L.D. 565 An Act To Establish the Maine Coastal Risks and Hazards Commission
- L.D. 590 An Act To Promote Climate Resiliency Measures To Protect Beaches and Near-shore Infrastructure
- L.D. 797 An Act To Limit Greenhouse Gas Pollution and Effectively Use Maine's Natural Resources
- L.D. 893 An Act To Create an Updated Unified Maine Climate Action Plan

This is notification of the Committee's action.

Sincerely,

S/Sen. Brownie Carson S/Rep. Ralph L. Tucker
 Senate Chair House Chair

READ and with accompanying papers **ORDERED PLACED ON FILE.**

The Following Communication: S.C. 517

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

May 22, 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. 846 Resolve, To Provide for the Sealing of Records of Convictions for Marijuana-related Violations That Are No Longer Crimes
- L.D. 991 Resolve, To Expunge Criminal and Civil Records Related to Marijuana Activities Legalized by the Voters of Maine
- L.D. 1113 An Act To Change Procedures of the Governor's Board on Executive Clemency and To Seal Marijuana Convictions

This is notification of the Committee's action.

Sincerely,

S/Sen. Michael E. Carpenter S/Rep. Donna Bailey
 Senate Chair House Chair

READ and with accompanying papers **ORDERED PLACED ON FILE.**

The Following Communication: S.C. 518

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

May 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 Judiciary has voted unanimously to report the following bill(s) out "Ought Not to Pass":

- L.D. 328 An Act To Institute Safe Children Court Team Programs
- L.D. 471 An Act To Amend the Child and Family Services and Child Protection Act To Require the Department of Health and Human Services To Make Best Efforts To Prevent Removal of a Child from a Home
- L.D. 916 An Act To Improve the Child Protective Court System
- L.D. 1381 An Act To Create a Post-judgment Mechanism To Provide Relief to Victims of Sexual Exploitation and Sex Trafficking
- L.D. 1695 An Act Regarding the Law Governing the Disclosure of Vital Records

This is notification of the Committee's action.

Sincerely,

S/Sen. Michael E. Carpenter S/Rep. Donna Bailey
 Senate Chair House Chair

READ and with accompanying papers **ORDERED PLACED ON FILE.**

The Following Communication: S.C. 519

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

May 29, 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. 208 An Act Regarding Small Claims Court Jurisdiction
- L.D. 542 An Act To Allow a Person To Enter a Place of Public Accommodation Accompanied by a Medically Necessary Assistance Animal That Is a Dog
- L.D. 1245 An Act To Protect Victims of Domestic and Sexual Violence in Certain Provisions under the Maine Human Rights Act
- L.D. 1366 An Act To Require Information Regarding Implied Warranties When Offering an Extended Warranty at the Point of Sale
- L.D. 1688 An Act To Protect Original Birth Certificates

This is notification of the Committee's action.

Sincerely,

S/Sen. Michael E. Carpenter S/Rep. Donna Bailey
Senate Chair House Chair

READ and with accompanying papers **ORDERED PLACED ON FILE.**

The Following Communication: S.C. 520

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON MARINE RESOURCES**

May 24, 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 Marine Resources has voted unanimously to report the following bill(s) out "Ought Not to Pass":

- L.D. 1284 An Act To Create the Science and Policy Advisory Council on the Impact of Climate Change on Maine's Marine Species
- L.D. 1419 An Act To Improve Commercial Production of Shellfish by Allowing Municipalities To Establish Active Municipal Shellfish Management Areas

This is notification of the Committee's action.

Sincerely,

S/Sen. Dave Miramant S/Rep. Jay McCreight
Senate Chair House Chair

READ and with accompanying papers **ORDERED PLACED ON FILE.**

The Following Communication: S.C. 521

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

May 23, 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 Transportation has voted unanimously to report the following bill(s) out "Ought Not to Pass":

- L.D. 990 An Act To Improve Transportation in Maine
- L.D. 1165 An Act To Support the Operation of Fixed-wing Air Medical Transport in Northern Maine
- L.D. 1367 An Act To Preserve and Protect the State's Rail Corridors

This is notification of the Committee's action.

Sincerely,

S/Sen. Bill Diamond
Senate Chair

S/Rep. Andrew McLean
House Chair

READ and with accompanying papers **ORDERED PLACED ON FILE.**

The Following Communication: S.C. 538

**STATE OF MAINE
OFFICE OF THE STATE AUDITOR
AUGUSTA, ME**

May 23, 2019

Honorable Troy D. Jackson
President of the Senate

Honorable Sara Gideon
Speaker of the House of Representatives

Honorable Janet T. Mills
Governor of the State of Maine

I am pleased to submit the State of Maine Management Letter for the fiscal year ended June 30, 2018. During our audit of the State of Maine, we became aware of matters that offer opportunities for our government to improve its operations. Recommendations regarding these matters accompany this Management Letter as Management Letter Comments.

This publication of our Management Letter includes two sections: Management Letter Comments previously issued in relation to the Comprehensive Annual Financial Report (CAFR) audit; and Management Letter Comments newly issued in relation to the Single Audit. Management Letter Comments related to the CAFR audit were separately issued on February 4, 2019 and are included in this report to provide the reader with a comprehensive set of our recommendations.

Please feel free to contact me with questions you may have. Like you, we are committed to improving our State government for the benefit of our citizens. Healthy discussion of the problems found and solutions considered are part of a dialogue that aims at improvement. I welcome your thoughts and inquiries about these matters.

Respectfully submitted,

S/Pola A. Buckley, CPA, CISA
State Auditor

READ and with accompanying papers **ORDERED PLACED ON FILE.**

SENATE PAPERS

Bill "An Act To Provide Funds To Continue the Statewide Online Advanced Placement Course Program Provided by the Department of Education in Partnership with the University of Maine at Fort Kent"

S.P. 613 L.D. 1815

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

On motion by Senator **LIBBY** of Androscoggin, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed.

Sent down for concurrence.

All matters thus acted upon were ordered sent down forthwith for concurrence.

REPORTS OF COMMITTEES

House

Divided Report

The Majority of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Resolve, Directing the Department of Agriculture, Conservation and Forestry To Convey Certain Lands to Roosevelt Conference Center Doing Business as Eagle Lake Sporting Camps

H.P. 107 L.D. 125

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-303).**

Signed:

Senators:

DILL of Penobscot
BLACK of Franklin

Representatives:

HICKMAN of Winthrop
HALL of Wilton
KINNEY of Knox
KRYZAK of Acton
MAXMIN of Nobleboro
McCREA of Fort Fairfield
PLUECKER of Warren
SKOLFIELD of Weld

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

Signed:

Representatives:

O'NEIL of Saco
ROBERTS-LOVELL of South Berwick

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-303)**.

Reports **READ**.

On motion by Senator **DILL** of Penobscot, the Majority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**, in concurrence.

Resolve **READ ONCE**.

Committee Amendment "A" (H-303) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

Divided Report

The Majority of the Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act To Eliminate Single-use Plastic Carry-out Bags"

H.P. 1115 L.D. 1532

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-378)**.

Signed:

Senators:

CARSON of Cumberland
CHENETTE of York

Representatives:

TUCKER of Brunswick
BLUME of York
FAY of Raymond
GRAMLICH of Old Orchard Beach
HOBBS of Wells
ZEIGLER of Montville

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "B" (H-379)**.

Signed:

Senator:

FOLEY of York

Representatives:

CAMPBELL of Orrington
JOHANSEN of Monticello
LYFORD of Eddington
SKOLFIELD of Weld

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-378)** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-378)**.

Reports **READ**.

Senator **LIBBY** of Androscoggin moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-378)** Report, in concurrence.

On further motion by same Senator, **TABLED** until Later in Today's Session, pending the motion by same Senator to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-378)** Report, in concurrence.

Divided Report

The Majority of the Committee on **TAXATION** on Bill "An Act To Lower Maine's Individual Income Tax"

H.P. 935 L.D. 1292

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

Signed:

Senators:

CHIPMAN of Cumberland
SANBORN, H. of Cumberland

Representatives:

TIPPING of Orono
CLOUTIER of Lewiston
DENK of Kennebunk
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 To Pass as Amended by Committee Amendment "A" (H-384)**.

Signed:

Senator:

POULIOT of Kennebec

Representatives:

BICKFORD of Auburn
KRYZAK of Acton
MAREAN of Hollis
STEWART of Presque Isle

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

Reports **READ**.

Senator **CHIPMAN** of Cumberland moved the Senate **ACCEPT** the Majority **OUGHT NOT TO PASS** Report, in concurrence.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#178)

YEAS: Senators: BELLOWS, BREEN, CHENETTE, CHIPMAN, CLAXTON, DESCHAMBAULT, DIAMOND, DILL, GRATWICK, HERBIG, LAWRENCE, LIBBY, LUCHINI, MIRAMANT, SANBORN H, SANBORN L, VITELLI, PRESIDENT JACKSON

NAYS: Senators: BLACK, CYRWAY, DAVIS, DOW, FARRIN, FOLEY, GUERIN, HAMPER, KEIM, MOORE, POULIOT, ROSEN, TIMBERLAKE, WOODSOME

EXCUSED: Senators: CARPENTER, CARSON, MILLETT

18 Senators having voted in the affirmative and 14 Senators having voted in the negative, with 3 Senators being excused, the motion by Senator **CHIPMAN** of Cumberland to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report, in concurrence, **PREVAILED**.

Divided Report

The Majority of the Committee on **TAXATION** on Bill "An Act To Provide a Sales Tax Exemption for Purchases Made by Nonprofit Seasonal Camps"

H.P. 1156 L.D. 1597

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-381)**.

Signed:

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

Representatives:
TIPPING of Orono
BICKFORD of Auburn
CLOUTIER of Lewiston
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 Not To Pass**.

Signed:

Representative:
DENK of Kennebunk

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-381)**.

Reports **READ**.

On motion by Senator **CHIPMAN** of Cumberland, the Majority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**, in concurrence.

Bill **READ ONCE**.

Committee Amendment "A" (H-381) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

Senate

Ought to Pass

Senator HERBIG for the Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** on Bill "An Act To Exempt Auctioneers from Certain Record-keeping Requirements"

S.P. 530 L.D. 1640

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

Report **READ** and **ACCEPTED**.

Under suspension of the Rules, **READ TWICE** and **PASSED TO BE ENGROSSED**.

Sent down for concurrence.

Ought to Pass As Amended

Senator MILLETT for the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Allow Funds from the Federal E-Rate Program To Be Applied to Maine Preschool Programs"

S.P. 382 L.D. 1262

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-173)**.

Report **READ** and **ACCEPTED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-173) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**.

Sent down for concurrence.

Senator MILLETT for the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Strengthen the School Transportation Workforce"

S.P. 531 L.D. 1641

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-172)**.

Report **READ** and **ACCEPTED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-172) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**.

Sent down for concurrence.

Senator GRATWICK for the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Increase Funding for Staffing for the Child Welfare Services Ombudsman Program"

S.P. 326 L.D. 1094

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-180)**.

Report **READ** and **ACCEPTED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-180) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**.

Sent down for concurrence.

Senator GRATWICK for the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Increase the Availability of Foster Homes"

S.P. 475 L.D. 1526

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-178)**.

Report **READ** and **ACCEPTED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-178) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**.

Sent down for concurrence.

Senator GRATWICK for the Committee on **HEALTH AND HUMAN SERVICES** on Resolve, To Improve Access to Early and Periodic Screening, Diagnostic and Treatment Services for Children from Birth to 8 Years of Age (EMERGENCY)

S.P. 524 L.D. 1635

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-182)**.

Report **READ** and **ACCEPTED**.

Resolve **READ ONCE**.

Committee Amendment "A" (S-182) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**.

Sent down for concurrence.

Senator GRATWICK for the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Prevent Medicaid Payment from a Savings Account Established under the Federal ABLE Act of 2014"

S.P. 526 L.D. 1637

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-179)**.

Report **READ** and **ACCEPTED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-179) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**.

Sent down for concurrence.

Senator GRATWICK for the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Address the Opioid Crisis through Evidence-based Public Health Policy"
S.P. 554 L.D. 1689

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-177)**.

Report **READ** and **ACCEPTED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-177) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**.

Sent down for concurrence.

Senator H. SANBORN for the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act Regarding the Process for Obtaining Prior Authorization for Health Insurance Purposes"
S.P. 218 L.D. 705

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-175)**.

Report **READ** and **ACCEPTED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-175) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**.

Sent down for concurrence.

Senator HERBIG for the Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** on Bill "An Act To Clarify the Oversight of the Family Development Account Program"
S.P. 379 L.D. 1217

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-167)**.

Report **READ** and **ACCEPTED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-167) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**.

Sent down for concurrence.

Senator BELLOWS for the Committee on **LABOR AND HOUSING** on Bill "An Act To Place Funds for the Retired County and Municipal Law Enforcement Officers and Municipal Firefighters Health Insurance Program into a Trust"
S.P. 541 L.D. 1664

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-188)**.

Report **READ** and **ACCEPTED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-188) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**.

Sent down for concurrence.

Senator CHIPMAN for the Committee on **TAXATION** on Bill "An Act To Amend the Maine Seed Capital Tax Credit Program" (EMERGENCY)
S.P. 375 L.D. 1200

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-169)**.

Report **READ** and **ACCEPTED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-169) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**.

Sent down for concurrence.

Senator CHIPMAN for the Committee on **TAXATION** on Bill "An Act To Exempt Trailers Sold to Out-of-state Entities from Sales and Use Tax" (EMERGENCY)
S.P. 514 L.D. 1608

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-168)**.

Report **READ** and **ACCEPTED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-168) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**.

Sent down for concurrence.

Senator LUCHINI for the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Authorize Auxiliary Liquor Licenses for the Consumption of Alcoholic Beverages within Designated Entertainment Districts"

S.P. 551 L.D. 1680

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-184)**.

Report **READ** and **ACCEPTED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-184) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**.

Sent down for concurrence.

Senator LUCHINI for the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Create a Postsecondary Educational Institution Program License for the Purchase of Liquor for Certain Curricula"

S.P. 576 L.D. 1734

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-185)**.

Report **READ** and **ACCEPTED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-185) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**.

Sent down for concurrence.

Divided Report

The Majority of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Amend the Maine Land Use Planning Commission Laws and Enhance the Economic Vitality of Neighboring Communities"

S.P. 496 L.D. 1561

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

Signed:

Senators:

DILL of Penobscot
BLACK of Franklin

Representatives:

HICKMAN of Winthrop
HALL of Wilton
KINNEY of Knox
KRYZAK of Acton
SKOLFIELD of Weld

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-183)**.

Signed:

Representatives:

MAXMIN of Nobleboro
McCREA of Fort Fairfield
O'NEIL of Saco
PLUECKER of Warren
ROBERTS-LOVELL of South Berwick

Reports **READ**.

On motion by Senator **DILL** of Penobscot, the Majority **OUGHT NOT TO PASS** Report **ACCEPTED**.

Sent down for concurrence.

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Provide Autonomy for Health Care Providers To Practice Patient-centered Care by Amending the Laws Governing Medical Exemptions to Immunization Requirements"

S.P. 277 L.D. 987

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

Signed:

Senators:

MILLETT of Cumberland
CARSON of Cumberland

Representatives:

KORNFELD of Bangor
BRENNAN of Portland
DODGE of Belfast
FARNSWORTH of Portland
INGWERTSEN of Arundel
McCREA of Fort Fairfield

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

Signed:

Senator:
POULIOT of Kennebec

Representatives:
DRINKWATER of Milford
FECTEAU of Augusta
RUDNICKI of Fairfield
SAMPSON of Alfred

Reports **READ**.

Senator **LIBBY** of Androscoggin moved the Senate **ACCEPT** the Majority **OUGHT NOT TO PASS** Report.

On further motion by same Senator, **TABLED** until Later in Today's Session, pending the motion by same Senator to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report.

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Provide for Gubernatorial Appointments to the Maine Charter School Commission" S.P. 527 L.D. 1638

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-171)**.

Signed:

Senators:
MILLETT of Cumberland
CARSON of Cumberland

Representatives:
KORNFELD of Bangor
BRENNAN of Portland
DODGE of Belfast
FARNSWORTH of Portland
INGWERSEN of Arundel
McCREA of Fort Fairfield

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

Signed:

Senator:
POULIOT of Kennebec

Representatives:
DRINKWATER of Milford
FECTEAU of Augusta
RUDNICKI of Fairfield
SAMPSON of Alfred

Reports **READ**.

Senator **LIBBY** of Androscoggin moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report.

On further motion by same Senator, **TABLED** until Later in Today's Session, pending the motion by same Senator to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report.

Divided Report

The Majority of the Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act To Ensure Public Notification of Air Quality Violations" S.P. 562 L.D. 1706

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-189)**.

Signed:

Senators:
CARSON of Cumberland
CHENETTE of York

Representatives:
TUCKER of Brunswick
BLUME of York
FAY of Raymond
GRAMLICH of Old Orchard Beach
HOBBS of Wells
SKOLFIELD of Weld
ZEIGLER of Montville

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

Signed:

Representatives:
CAMPBELL of Orrington
JOHANSEN of Monticello
LYFORD of Eddington

Reports **READ**.

Senator **LIBBY** of Androscoggin moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report.

On further motion by same Senator, **TABLED** until Later in Today's Session, pending the motion by same Senator to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report.

Divided Report

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Restrict the Use of Mercury in Dental Fillings in State-funded Dental Procedures"
S.P. 349 L.D. 1161

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

Signed:

Senators:

GRATWICK of Penobscot
MOORE of Washington

Representatives:

HYMANSON of York
GRIFFIN of Levant
JAVNER of Chester
MADIGAN of Waterville
O'CONNOR of Berwick
PERRY of Calais
STOVER of Boothbay

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-181)**.

Signed:

Senator:

CLAXTON of Androscoggin

Representatives:

CRAVEN of Lewiston
MEYER of Eliot
TALBOT ROSS of Portland

Reports **READ**.

Senator **GRATWICK** of Penobscot moved the Senate **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report.

On motion by Senator **LIBBY** of Androscoggin, **TABLED** until Later in Today's Session, pending the motion by Senator **GRATWICK** of Penobscot to **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report.

Divided Report

The Majority of the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act Regarding Telehealth"

S.P. 383 L.D. 1263

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-176)**.

Signed:

Senators:

SANBORN, H. of Cumberland
FOLEY of York
GRATWICK of Penobscot

Representatives:

TEPLER of Topsham
BLIER of Buxton
BRENNAN of Portland
FOLEY of Biddeford
MASTRACCIO of Sanford
MELARAGNO of Auburn
MORRIS of Turner
SWALLOW of Houlton

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

Signed:

Representative:

PRESCOTT of Waterboro

Reports **READ**.

On motion by Senator **H. SANBORN** of Cumberland, the Majority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-176) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**.

Sent down for concurrence.

Divided Report

Seven members of the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Implement a Presidential Primary System in Maine"

S.P. 523 L.D. 1626

Reported in Report "A" that the same **Ought to Pass as Amended by Committee Amendment "A" (S-186)**.

Signed:

Senators:

LUCHINI of Hancock
HERBIG of Waldo

Representatives:

SCHNECK of Bangor
COOPER of Yarmouth
HICKMAN of Winthrop
HUBBELL of Bar Harbor
McCREIGHT of Harpswell

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

Signed:

Senator:

CYRWAY of Kennebec

Representatives:

ANDREWS of Paris
DOLLOFF of Rumford
HANINGTON of Lincoln
STROM of Pittsfield

One member of the same Committee on the same subject reported in Report "C" that the same **Ought to Pass as Amended by Committee Amendment "B" (S-187)**.

Signed:

Representative:

ACKLEY of Monmouth

Reports **READ**.

Senator **LUCHINI** of Hancock moved the Senate **ACCEPT** the Report "A", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-186)**.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#179)

YEAS: Senators: BELLOWS, BREEN, CHENETTE, CHIPMAN, CLAXTON, DESCHAMBAULT, DIAMOND, DILL, GRATWICK, HERBIG, LAWRENCE, LIBBY, LUCHINI, MIRAMANT, POULIOT, SANBORN H, SANBORN L, VITELLI, PRESIDENT JACKSON

NAYS: Senators: BLACK, CYRWAY, DAVIS, DOW, FARRIN, FOLEY, GUERIN, HAMPER, KEIM, MOORE, ROSEN, TIMBERLAKE, WOODSOME

EXCUSED: Senators: CARPENTER, CARSON, MILLETT

19 Senators having voted in the affirmative and 13 Senators having voted in the negative, with 3 Senators being excused, the motion by Senator **LUCHINI** of Hancock to **ACCEPT** the Report "A", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-186)**, **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-186) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-186)**.

Sent down for concurrence.

ENACTORS

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

Emergency Measure

An Act To Modernize the National School Lunch Program and the School Breakfast Program

S.P. 214 L.D. 701
(C "A" S-139)

On motion by Senator **BREEN** of Cumberland, placed on the **SPECIAL APPROPRIATIONS TABLE** pending **ENACTMENT**, in concurrence.

All matters thus acted upon were ordered sent down forthwith for concurrence.

Emergency Measure

An Act To Allow Student License Holders in the Monhegan Lobster Conservation Area To Fish for or Take Lobsters during a Closed Season

H.P. 711 L.D. 956
(C "A" H-359)

This being an Emergency Measure and having received the affirmative vote of 31 Members of the Senate, with no Senators having voted in the negative, and 31 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and, having been signed by the President, was presented by the Secretary to the Governor for approval.

Acts

An Act To Limit the Number of Charter Schools in Maine
 H.P. 231 L.D. 307
 (C "A" H-365)

An Act To Authorize Municipalities To Increase Notification Time
 Periods for Rent Increases and Terminations of Tenancies at Will
 H.P. 232 L.D. 308
 (C "A" H-357)

An Act To Expand Options for Consumers of Cable Television in
 Purchasing Individual Channels and Programs
 H.P. 606 L.D. 832

An Act To Protect Patients and the Prudent Layperson Standard
 H.P. 844 L.D. 1155
 (C "A" H-372)

An Act To Provide Career and Technical Training Options for
 Electricians
 H.P. 901 L.D. 1240
 (H "A" H-336 to C "A" H-257)

An Act To Ensure Nondiscriminatory Treatment of Public,
 Educational and Governmental Access Channels by Cable
 System Operators
 S.P. 426 L.D. 1371

An Act Regarding the Federal Workforce Innovation and
 Opportunity Act
 H.P. 1024 L.D. 1411
 (C "A" H-358)

An Act To Create a Limited Fish Stocking Permit
 H.P. 1141 L.D. 1579
 (C "A" H-375)

An Act To Implement Recommendations of the Department of
 Environmental Protection Regarding the State's Product
 Stewardship Program Framework Laws
 H.P. 1185 L.D. 1649
 (C "A" H-361)

PASSED TO BE ENACTED and, having been signed by the
 President, were presented by the Secretary to the Governor for
 approval.

An Act To Create the Shellfish Research Fund
 H.P. 716 L.D. 961
 (C "A" H-376)

On motion by Senator **BREEN** of Cumberland, placed on the
SPECIAL APPROPRIATIONS TABLE pending **ENACTMENT**, in
 concurrence.

An Act To Improve the Health and Economic Security of Older
 Residents
 H.P. 810 L.D. 1106
 (C "A" H-355)

On motion by Senator **BREEN** of Cumberland, placed on the
SPECIAL APPROPRIATIONS TABLE pending **ENACTMENT**, in
 concurrence.

An Act To Create a Contact Person Program in the Department of
 Public Safety
 H.P. 1087 L.D. 1485
 (C "A" H-373)

On motion by Senator **BREEN** of Cumberland, placed on the
SPECIAL APPROPRIATIONS TABLE pending **ENACTMENT**, in
 concurrence.

An Act To Reduce Youth Cancer Risk
 H.P. 940 L.D. 1297
 (C "A" H-293)

On motion by Senator **MOORE** of Washington, **TABLED** until
 Later in Today's Session, pending **ENACTMENT**, in concurrence.

Resolves

Resolve, Directing the Commissioner of Health and Human
 Services To Convene a Task Force To Study the Need for Long-
 term Acute Care Beds
 S.P. 117 L.D. 439
 (C "A" S-145)

Resolve, To Study Transmission Solutions To Enable Renewable
 Energy Investment in the State
 H.P. 1016 L.D. 1401
 (C "A" H-369)

FINALLY PASSED and, having been signed by the President,
 were presented by the Secretary to the Governor for approval.

Resolve, Regarding Reimbursement of Physical Medicine and
 Rehabilitation Codes under MaineCare
 S.P. 163 L.D. 498
 (C "A" S-144)

On motion by Senator **BREEN** of Cumberland, placed on the
SPECIAL APPROPRIATIONS TABLE pending **FINAL
 PASSAGE**, in concurrence.

Resolve, To Conduct a Comprehensive Study of the Compensation System for State Employees
S.P. 376 L.D. 1214
(C "A" S-146)

On motion by Senator **BREEN** of Cumberland, placed on the **SPECIAL APPROPRIATIONS TABLE** pending **FINAL PASSAGE**, in concurrence.

Resolve, To Provide Support Services and Funds To Prevent Homelessness
H.P. 1019 L.D. 1404
(C "A" H-368)

On motion by Senator **BREEN** of Cumberland, placed on the **SPECIAL APPROPRIATIONS TABLE** pending **FINAL PASSAGE**, in concurrence.

Resolve, To Promote Quality and Transparency in the Provision of Services by Assisted Housing Programs That Provide Memory Care
S.P. 485 L.D. 1548
(C "A" S-142)

On motion by Senator **BREEN** of Cumberland, placed on the **SPECIAL APPROPRIATIONS TABLE** pending **FINAL PASSAGE**, in concurrence.

Senate at Ease.

The Senate was called to order by the President.

Off Record Remarks

ORDERS OF THE DAY

Unfinished Business

The following matter in the consideration of which the Senate was engaged at the time of Adjournment had preference in the Orders of the Day and continued with such preference until disposed of as provided by Senate Rule 516.

The Chair laid before the Senate the following Tabled and Later Assigned (5/29/19) matter:

An Act To Fully Fund and Restore State-Municipal Revenue Sharing

H.P. 156 L.D. 193
(C "A" H-260)

Tabled - May 29, 2019 by Senator **BREEN** of Cumberland

Pending - **ENACTMENT** in **NON-CONCURRENCE**

(In Senate, May 23, 2019, on motion by Senator **CHIPMAN** of Cumberland, Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-260)** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-260)** in concurrence.)

(In House, **FAILED ENACTMENT**.)

On motion by Senator **CHIPMAN** of Cumberland, the Senate **SUSPENDED THE RULES**.

On further motion by same Senator, the Senate **RECONSIDERED** whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-260)**, in concurrence.

On further motion by same Senator, Senate Amendment "A" (S-174) **READ** and **ADOPTED**.

PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-260) AND SENATE AMENDMENT "A" (S-174), in **NON-CONCURRENCE**.

Ordered sent down forthwith for concurrence.

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE

House Papers

Resolve, To Ensure Safe and Inclusive Learning Environments (EMERGENCY)

H.P. 1291 L.D. 1813

Comes from the House, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed.

On motion by Senator **LIBBY** of Androscoggin, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed, in concurrence.

Bill "An Act To Ensure the Safety and Well-being of Infants Affected by Substance Exposure"

H.P. 1293 L.D. 1816

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

On motion by Senator **GRATWICK** of Penobscot, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed, in concurrence.

Bill "An Act To Make Necessary Changes to State Law"
H.P. 1290 L.D. 1812

Bill "An Act To Amend the Laws Regarding the Legislature"
H.P. 1292 L.D. 1814

Come from the House, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed.

On motion by Senator **CLAXTON** of Androscoggin, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed, in concurrence.

Bill "An Act To Make Technical Changes to the Maine Tax Laws"
H.P. 1294 L.D. 1817

Comes from the House, **REFERRED** to the Committee on **TAXATION** and ordered printed.

On motion by Senator **CHIPMAN** of Cumberland, **REFERRED** to the Committee on **TAXATION** and ordered printed, in concurrence.

Out of order and under suspension of the Rules, the Senate considered the following:

SENATE PAPERS

Bill "An Act To Authorize Limited Disclosure of Cigarette Sales Information To Ensure Continued Receipt of Tobacco Settlement Funds"

S.P. 615 L.D. 1825

Presented by Senator SANBORN, L. of Cumberland.
(GOVERNOR'S BILL)

On motion by Senator **GRATWICK** of Penobscot, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed.

Sent down for concurrence.

Bill "An Act Regarding Insurance Licensees"
S.P. 619 L.D. 1829

Presented by Senator FOLEY of York. (GOVERNOR'S BILL)

On motion by Senator **H. SANBORN** of Cumberland, **REFERRED** to the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** and ordered printed.

Sent down for concurrence.

Bill "An Act To Make Certain Snowmobile and Watercraft Laws Consistent with All-terrain Vehicle Laws"
S.P. 614 L.D. 1824

Presented by Senator DAVIS of Piscataquis.
Submitted by the Department of Inland Fisheries and Wildlife pursuant to Joint Rule 204.

On motion by Senator **DILL** of Penobscot, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed.

Sent down for concurrence.

Bill "An Act To Amend the Laws Governing Overtime"
(EMERGENCY)
S.P. 618 L.D. 1828

Presented by Senator BELLOWS of Kennebec. (GOVERNOR'S BILL)

On motion by Senator **BELLOWS** of Kennebec, **REFERRED** to the Committee on **LABOR AND HOUSING** and ordered printed.

Sent down for concurrence.

Resolve, To Designate a Bridge in Indian Purchase Township the Detective Benjamin Campbell Bridge
S.P. 617 L.D. 1827

Presented by Senator DILL of Penobscot.
Cosponsored by Representative STANLEY of Medway and Senator: DAVIS of Piscataquis, Representative: PICKETT of Dixfield.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

On motion by Senator **DIAMOND** of Cumberland, **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed.

Sent down for concurrence.

Bill "An Act To Update the Laws Relating to Liquor Licensing and Enforcement"
S.P. 616 L.D. 1826

Presented by Senator LUCHINI of Hancock.
Submitted by the Department of Administrative and Financial Services pursuant to Joint Rule 204.

On motion by Senator **LUCHINI** of Hancock, **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS** and ordered printed.

Sent down for concurrence.

On motion by Senator **DILL** of Penobscot, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed, in concurrence.

Resolve, To Address the Population Shortage in Rural Maine
H.P. 1298 L.D. 1821

Comes from the House, **REFERRED** to the Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** and ordered printed.

On motion by Senator **HERBIG** of Waldo, **REFERRED** to the Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** and ordered printed, in concurrence.

Bill "An Act Establishing the Office of Policy Innovation and the Future"
H.P. 1301 L.D. 1830

Comes from the House, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed.

On motion by Senator **CLAXTON** of Androscoggin, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed, in concurrence.

Bill "An Act To Harmonize State Income Tax Law and the Centralized Partnership Audit Rules of the Federal Internal Revenue Code of 1986"
H.P. 1296 L.D. 1819

Comes from the House, **REFERRED** to the Committee on **TAXATION** and ordered printed.

On motion by Senator **CHIPMAN** of Cumberland, **REFERRED** to the Committee on **TAXATION** and ordered printed, in concurrence.

All matters thus acted upon were ordered sent down forthwith for concurrence.

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE

**Pursuant to Statute
Revisor of Statutes**

All matters thus acted upon were ordered sent down forthwith for concurrence.

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Amend the Laws Governing Investigations by School Entities into Holders of Credentials"
H.P. 1297 L.D. 1820

Comes from the House, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed.

On motion by Senator **LIBBY** of Androscoggin, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed, in concurrence.

Bill "An Act To Allow a Float Haul-out or Marine Way within Shoreland Zone Setbacks"
H.P. 1300 L.D. 1823

Comes from the House, **REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES** and ordered printed.

On motion by Senator **LIBBY** of Androscoggin, **REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES** and ordered printed, in concurrence.

Bill "An Act To Protect Access to Services for Adults with Serious and Persistent Mental Illness"
H.P. 1299 L.D. 1822

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

On motion by Senator **GRATWICK** of Penobscot, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed, in concurrence.

Bill "An Act To Clarify and Enhance Certain Maine Wildlife Laws"
H.P. 1295 L.D. 1818

Comes from the House, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed.

The **Revisor of Statutes**, pursuant to the Maine Revised Statutes, Title 1, section 94 asked leave to report that the accompanying Bill "An Act To Correct Inconsistencies, Conflicts and Errors in the Laws of Maine" (EMERGENCY)

H.P. 1302 L.D. 1831

Be **REFERRED** to the Committee on **JUDICIARY** and ordered printed pursuant to Joint Rule 218.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **JUDICIARY** and ordered printed pursuant to Joint Rule 218.

Report **READ** and **ACCEPTED**, in concurrence.

REFERRED to the Committee on **JUDICIARY** and ordered printed pursuant to Joint Rule 218, in concurrence.

All matters thus acted upon were ordered sent down forthwith for concurrence.

Off Record Remarks

On motion by Senator **LIBBY** of Androscoggin, **ADJOURNED** until Tuesday, June 4, 2019 at 10:00 in the morning.