



Senate of Maine

One Hundred and Twenty-Ninth Legislature
Second Regular Session

Advance Journal and Calendar

13th Legislative Day

In Senate Chamber, Thursday, February 20, 2020.

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

Prayer by Reverend Jane White Hassler of St. James Episcopal Church in Old Town.

Pledge of Allegiance led by Senator Matthew G. Pouliot of Kennebec County.

Reading of the Journal of Tuesday, February 18, 2020.

Doctor of the day, Renee Fay-LeBlanc, MD of Portland.

Troy D. Jackson
President of the Senate

Darek M. Grant
Secretary of the Senate

<http://legislature.maine.gov/senate>

Printed on recycled paper

Out of order and under suspension of the Rules, on motion by Senator **LIBBY** of Androscoggin, the following Joint Order:

S.P. 757

Ordered, the House concurring, that when the Senate and House adjourn, they do so until Tuesday, February 25, 2020 at 10:00 in the Morning.

PAPERS FROM THE HOUSE

Joint Order

An Expression of Legislative Sentiment recognizing:

(1-1) Roger Hooper, of Lyman, for his 41 years of dedicated service to Goodwins Mills Fire-Rescue, including nearly 8 years of service as the first full-time chief, and his service to the towns of Dayton and Lyman. We extend our congratulations and best wishes;

HLS 837

Comes from the House, **READ** and **PASSED**.

COMMUNICATIONS

(2-1) The Following Communication:

S.C. 932

**STATE OF MAINE
129TH LEGISLATURE
HOUSE OF REPRESENTATIVES
SPEAKER'S OFFICE**

February 14, 2020

The Honorable Darek Grant
Senate Secretary
3 State House Station
Augusta, ME 04333

Dear Secretary Grant:

Pursuant to my authority under Title 5 MRSA, §2003, I have appointed Leticia van Vuuren of Rockland to the Maine Library of Geographic Information Board, effective immediately.

Should you have any questions regarding this appointment, please do not hesitate to contact me.

Sincerely,

S/Sara Gideon
Speaker of the House

(2-2) The Following Communication:

S.C. 933

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON HEALTH AND HUMAN SERVICES**

February 13, 2020

The Honorable Troy Jackson
President of the Senate

The Honorable Sara Gideon
Speaker of the House of Representatives

129th Legislature
State House
Augusta, ME 04333

Dear President Jackson and Speaker Gideon:

Please accept this letter as the report of the findings of the Joint Standing Committee on Health and Human Services from its review and evaluation of the Maine Developmental Disabilities Council under the State Government Evaluation Act, Title 3 Maine Revised Statutes, chapter 35.

The Joint Standing Committee on Health and Human Services finds that the Maine Developmental Disabilities Council is operating within its statutory authority.

Sincerely,

S/Senator Geoffrey M. Gratwick
Senate Chair

S/Representative Patricia Hymanson
House Chair

(2-3) The Following Communication:

S.C. 934

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON HEALTH AND HUMAN SERVICES**

February 13, 2020

The Honorable Troy Jackson
President of the Senate

The Honorable Sara Gideon
Speaker of the House of Representatives

129th Legislature
State House
Augusta, ME 04333

Dear President Jackson and Speaker Gideon:

Please accept this letter as the report of the findings of the Joint Standing Committee on Health and Human Services from its review and evaluation of the Maine Children's Trust under the State Government Evaluation Act, Title 3 Maine Revised Statutes, chapter 35.

The Joint Standing Committee on Health and Human Services finds that the Maine Children's Trust is operating within its statutory authority.

Sincerely,

S/Senator Geoffrey M. Gratwick
Senate Chair

S/Representative Patricia Hymanson
House Chair

REPORTS OF COMMITTEES

House

Ought to Pass

(5-1) The Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Reduce Financial Burdens on Small Water Utilities" (EMERGENCY)

H.P. 1442 L.D. 2032

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

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

Ought to Pass As Amended

(5-2) The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Amend the Laws Regarding the Reserve Funds of Certain School Organizational Structures"
H.P. 1366 L.D. 1918

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-681)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-681)**.

(5-3) The Committee on **LABOR AND HOUSING** on Bill "An Act To Support Emergency Shelter Access for Persons Experiencing Homelessness in Maine"
H.P. 1363 L.D. 1909

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-680)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-680)**.

**Senate
Ought to Pass**

(5-4) Senator DESCHAMBAULT for the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Establish the Central Aroostook County Emergency Medical Services Authority"
S.P. 723 L.D. 2050

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

(5-5) Senator GRATWICK for the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Amend the Qualifications for the State Nuclear Safety Inspector"
S.P. 724 L.D. 2051

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

SECOND READERS

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

House

(6-1) Resolve, Regarding Legislative Review of Portions of Chapter 12: Licensure of Manufacturers and Wholesalers, a Major Substantive Rule of the Department of Professional and Financial Regulation, Maine Board of Pharmacy (EMERGENCY)
H.P. 1338 L.D. 1872

(6-2) Bill "An Act To Require Background Investigations for Certain Individuals To Receive Federal Tax Information in Accordance with Federal Standards" (EMERGENCY)
H.P. 1375 L.D. 1931

House As Amended

(6-3) Bill "An Act To Establish Standards for Operation and Maintenance and Asset Management for Publicly Owned Treatment Works and Municipal Satellite Collection Systems"
H.P. 1263 L.D. 1779
(C "A" H-677)

(6-4) Bill "An Act To Support Replacement of At-risk Home Heating Oil Tanks"
H.P. 1264 L.D. 1780
(C "A" H-678)

(6-5) Bill "An Act To Protect Teachers from Professional Teacher Certificate Endorsement Changes"
H.P. 1329 L.D. 1858
(C "A" H-676)

(6-6) Resolve, To Establish the Commission To Study the Use of Adjunct Professors in Maine's Public University and College System
H.P. 1344 L.D. 1878
(C "A" H-679)

Senate As Amended

(6-7) Bill "An Act To Clarify Lobbyist Reporting Requirements and Simplify Registration Requirements for State Employees Who Lobby on Behalf of a State Department or Agency"
S.P. 639 L.D. 1867
(C "A" S-389)

(6-8) Bill "An Act To Amend the Unemployment Compensation Laws" (EMERGENCY)
S.P. 658 L.D. 1911
(C "A" S-388)

ENACTORS

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

Acts

(7-1) An Act To Include Student Absences for Mental Health or Behavioral Health Needs as Excusable Absences
H.P. 1326 L.D. 1855
(C "A" H-671)

(7-2) An Act To Clarify the Law Protecting Job Applicants from Identity Theft
S.P. 688 L.D. 1986

(7-3) An Act To Remove Nighttime Restrictions on Lobster Fishing in a Certain Area in the Bay
of Fundy
H.P. 1495 L.D. 2098

ORDERS OF THE DAY

Unfinished Business

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

1.

Tabled and Later Assigned

An Act To Establish the Wood Energy Investment Program
S.P. 266 L.D. 912
(C "A" S-193)

Tabled - June 20, 2019 by Senator **LIBBY** of Androscoggin

Pending - **CONSIDERATION**

(**CARRIED OVER** to any Special or Regular Sessions, or both, of the 129th Legislature pursuant to Joint Order H.P. 1322)

(**RECALLED** From Governor's Desk pursuant to Joint Order S.P. 266)

(In Senate, June 7, 2019, **PASSED TO BE ENACTED** in concurrence.)

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

2.

Tabled and Later Assigned

An Act To Authorize a General Fund Bond Issue for Infrastructure, Economic Development, Workforce Development and Energy and Environment Investment

S.P. 621 L.D. 1836
(C "A" S-354)

Tabled - June 20, 2019 by Senator **LIBBY** of Androscoggin

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

(**CARRIED OVER** to any Special or Regular Sessions, or both, of the 129th Legislature pursuant to Joint Order H.P. 1322)

(In Senate, June 20, 2019, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-354).**)

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

3.

Tabled and Later Assigned

An Act Regarding the Definition of 'Serious Bodily Injury' in the Maine Criminal Code

S.P. 302 L.D. 1023
(C "A" S-116)

Tabled - June 20, 2019 by Senator **LIBBY** of Androscoggin

Pending - **CONSIDERATION**

(**CARRIED OVER** to any Special or Regular Sessions, or both, of the 129th Legislature pursuant to Joint Order H.P. 1322)

(**RECALLED** From Governor's Desk pursuant to Joint Order S.P. 629)

(In Senate, June 19, 2019, **PASSED TO BE ENACTED** in concurrence.)

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

4.

Tabled and Later Assigned

Bill "An Act Regarding the Sale of Information by the Secretary of State"

S.P. 718 L.D. 2028

Tabled - January 14, 2020 by Senator **CLAXTON** of Androscoggin

Pending - **REFERENCE**

(Committee on **STATE AND LOCAL GOVERNMENT** suggested and ordered printed.)

5.

Tabled and Later Assigned

Resolve, To Require the Construction of a New District Headquarters Building for the Bureau of Forestry in Fort Kent

S.P. 295 L.D. 1016

(C "A" S-94; S "A" S-335 to
C "A" S-94)

Tabled - January 14, 2020 by Senator **DILL** of Penobscot

Pending - **CONSIDERATION**

(**RECALLED** from the Governor's Desk, pursuant to Joint Order (S.P. 704), in concurrence.)

(In Senate, June 20, 2019, **FINALLY PASSED** in concurrence.)

(In House, **FINALLY PASSED**.)

6.

Tabled and Later Assigned

JOINT ORDER - Expression of Legislative Sentiment Recognizing Rwanda Bean, in South Portland

SLS 987

Tabled - January 28, 2020 by Senator **MILLETT** of Cumberland

Pending - **PASSAGE**

7.

Tabled and Later Assigned

JOINT ORDER - Directing the Joint Standing Committee on Education and Cultural Affairs To Report Out a Bill Regarding the Study of the Creation of a Comprehensive Career and Technical Education System and Increased Crosswalks for Academic Credit between Secondary Schools and Career and Technical Education Programs

S.P. 740

Tabled - January 30, 2020 by Senator **MILLETT** of Cumberland

Pending - **PASSAGE**

8.

Tabled and Later Assigned

Bill "An Act To Improve Consistency within the Maine Human Rights Act"

H.P. 1218 L.D. 1703
(C "A" H-643; S "A" S-349;
H "A" H-654)

Tabled - February 4, 2020 by Senator **LIBBY** of Androscoggin

Pending - **CONSIDERATION**

(In Senate, June 20, 2019, **PASSED TO BE ENACTED** in concurrence.)

In House, **RECALLED** from the Governor's Desk, pursuant to Joint Order H.P. 1426.

(In House, **PASSED TO BE ENGROSSED AS AMENDED BY HOUSE AMENDMENT "C" (H-665)** in **NON-CONCURRENCE**.)

9.

Tabled and Later Assigned

JOINT RESOLUTION - Memorializing Todd N. Tolhurst, of South China.

SLS 1025

Tabled - February 4, 2020 by Senator **VITELLI** of Sagadahoc

Pending - **ADOPTION**

10.

Tabled and Later Assigned

SENATE REPORTS - from the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Create Certain Recreational Opportunities on State-owned Land"

S.P. 390 L.D. 1270

Majority - Ought Not to Pass (11 members)

Minority - Ought to Pass (2 members)

Tabled - February 18, 2020 by Senator **DILL** of Penobscot

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

SPECIAL STUDY TABLE

1.

Resolve, To Establish a Background Check Consolidation Commission

H.P. 436 L.D. 592
(C "A" H-35)

Tabled - April 11, 2019 by Senator **VITELLI** of Sagadahoc

Pending - **FINAL PASSAGE**

2.

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

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

Tabled - June 7, 2019 by Senator **VITELLI** of Sagadahoc

Pending - **FINAL PASSAGE**

3.

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

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

Tabled - June 11, 2019 by Senator **VITELLI** of Sagadahoc

Pending - **FINAL PASSAGE**

SPECIAL APPROPRIATIONS TABLE

L.D. 44 - H.P. 45 (C "A" H-104)	L.D. 511 - H.P. 368 (C "A" H-159)
L.D. 46 - H.P. 47 (C "A" H-354)	L.D. 512 - H.P. 369 (C "A" H-561)
L.D. 70 - S.P. 23 (C "A" S-10)	L.D. 539 - H.P. 396 (C "A" H-131)
L.D. 71 - S.P. 24 (C "A" S-5)	L.D. 559 - H.P. 403 (C "A" H-48)
L.D. 72 - S.P. 25 (C "A" S-31)	L.D. 560 - H.P. 404 (C "A" H-77; H "A" H-194 to C "A" H-77)
L.D. 73 - S.P. 26 (C "A" S-219)	L.D. 593 - S.P. 180 (C "A" S-143; S "A" S-161 to C "A" S-143)
L.D. 85 - H.P. 71 (C "A" H-59)	L.D. 607 - S.P. 194 (C "A" S-280)
L.D. 104 - S.P. 31 (C "A" S-297)	L.D. 610 - H.P. 438 (C "A" H-401)
L.D. 115 - H.P. 97 (C "A" H-137)	L.D. 619 - H.P. 447 (C "A" H-42)
L.D. 154 - S.P. 41 (C "A" S-37)	L.D. 625 - H.P. 453 (C "A" H-32)
L.D. 164 - S.P. 51 (C "A" S-231)	L.D. 626 - H.P. 454 (C "A" H-64)
L.D. 169 - H.P. 132 (C "A" H-13)	L.D. 633 - H.P. 462 (C "A" H-195)
L.D. 171 - H.P. 134 (C "A" H-116)	L.D. 647 - H.P. 468 (C "A" H-556)
L.D. 177 - H.P. 140 (C "A" H-472)	L.D. 660 - H.P. 481 (C "A" H-183)
L.D. 181 - H.P. 144 (C "A" H-11)	L.D. 662 - H.P. 483 (C "A" H-54)
L.D. 193 - H.P. 156 (C "A" H-260; S "A" S-174)	L.D. 665 - H.P. 486 (C "A" H-395)
L.D. 215 - H.P. 178 (C "A" H-283)	L.D. 682 - H.P. 503 (C "A" H-443)
L.D. 234 - H.P. 197 (C "A" H-22)	L.D. 692 - H.P. 512 (C "A" H-407)
L.D. 241 - H.P. 204 (C "A" H-335)	L.D. 698 - S.P. 211 (C "A" S-312)
L.D. 246 - S.P. 58 (C "A" S-15)	L.D. 706 - S.P. 219 (C "A" S-33)
L.D. 279 - S.P. 91 (C "A" S-24)	L.D. 709 - H.P. 514 (C "A" H-328)
L.D. 286 - H.P. 210 (C "A" H-58)	L.D. 712 - H.P. 517 (C "A" H-290)
L.D. 315 - H.P. 239 (C "A" H-197)	L.D. 726 - H.P. 531 (C "A" H-56)
L.D. 316 - H.P. 240 (C "A" H-297)	L.D. 732 - H.P. 537 (C "A" H-391)
L.D. 325 - H.P. 250 (C "A" H-140)	L.D. 734 - H.P. 539 (C "A" H-51)
L.D. 335 - H.P. 260 (C "A" H-484; S "A" S-287 to C "A" H-484)	L.D. 745 - H.P. 550 (C "A" H-67)
L.D. 373 - H.P. 282 (C "A" H-353)	L.D. 759 - H.P. 564 (C "A" H-573)
L.D. 399 - H.P. 308 (C "A" H-412)	L.D. 763 - H.P. 568 (C "A" H-252; S "A" S-162 to C "A" H-252)
L.D. 414 - H.P. 323 (C "A" H-196)	L.D. 799 - H.P. 587 (C "A" H-558)
L.D. 424 - H.P. 333 (C "A" H-57)	L.D. 836 - H.P. 610 (C "A" H-158)
L.D. 427 - H.P. 336 (C "A" H-20)	L.D. 857 - H.P. 631 (C "A" H-78)
L.D. 428 - H.P. 337 (C "A" H-139; H "A" H-549 to C "A" H-139)	L.D. 863 - H.P. 637 (C "A" H-212)
L.D. 430 - H.P. 339 (C "A" H-627)	L.D. 880 - H.P. 654 (C "A" H-470)
L.D. 431 - H.P. 340 (C "A" H-188)	L.D. 908 - H.P. 672 (C "A" H-302)
L.D. 446 - S.P. 124 (C "A" S-53)	L.D. 915 - S.P. 269 (C "A" S-104)
L.D. 450 - S.P. 128 (C "A" S-19)	L.D. 920 - H.P. 675 (C "A" H-192)
L.D. 467 - H.P. 351 (C "A" H-550)	L.D. 931 - H.P. 686 (C "A" H-138)
L.D. 470 - H.P. 354 (C "A" H-83)	L.D. 935 - H.P. 690 (C "A" H-198)
L.D. 474 - S.P. 138 (C "A" S-36)	L.D. 961 - H.P. 716 (C "A" H-376)
L.D. 477 - S.P. 141 (C "A" S-1)	L.D. 972 - H.P. 727 (C "A" H-245)
L.D. 493 - S.P. 158 (C "A" S-223)	L.D. 977 - H.P. 732 (C "A" H-621)
L.D. 498 - S.P. 163 (C "A" S-144)	L.D. 1012 - S.P. 291 (C "A" S-211)
L.D. 502 - H.P. 359 (C "A" H-200)	L.D. 1014 - S.P. 293 (C "A" S-242)
L.D. 509 - H.P. 366 (C "A" H-468)	L.D. 1019 - S.P. 298 (C "A" S-230)
L.D. 510 - H.P. 367 (C "A" H-118)	

L.D. 1037 - H.P. 767 (C "A" H-449)
L.D. 1039 - H.P. 769 (C "A" H-250)
L.D. 1043 - H.P. 773 (C "A" H-256)
L.D. 1050 - S.P. 310 (C "A" S-147; H "B" H-520 to C "A" S-147)
L.D. 1065 - H.P. 788 (C "A" H-292)
L.D. 1073 - H.P. 796 (C "A" H-475)
L.D. 1080 - H.P. 803 (C "A" H-148)
L.D. 1106 - H.P. 810 (C "A" H-355)
L.D. 1126 - S.P. 346 (C "A" S-87)
L.D. 1135 - H.P. 824 (C "A" H-253; S "A" S-170 to C "A" H-253)
L.D. 1158 - H.P. 847 (C "A" H-382)
L.D. 1164 - S.P. 352 (C "A" S-229)
L.D. 1171 - S.P. 357 (C "A" S-86)
L.D. 1178 - H.P. 852 (C "A" H-410)
L.D. 1184 - H.P. 858 (C "A" H-244)
L.D. 1187 - H.P. 861 (C "A" H-313)
L.D. 1194 - S.P. 368 (C "A" S-136)
L.D. 1200 - S.P. 375 (C "A" S-169)
L.D. 1214 - S.P. 376 (C "A" S-146)
L.D. 1234 - H.P. 895 (C "A" H-482)
L.D. 1238 - H.P. 899 (C "A" H-330)
L.D. 1256 - H.P. 917 (C "A" H-331)
L.D. 1258 - H.P. 919 (C "A" H-453)
L.D. 1322 - H.P. 957 (C "A" H-334)
L.D. 1350 - S.P. 418 (C "A" S-259)
L.D. 1355 - S.P. 423 (C "A" S-201)
L.D. 1359 - H.P. 981 (C "A" H-218)
L.D. 1362 - H.P. 984 (C "A" H-608; H "B" H-650 to C "A" H-608)
L.D. 1376 - H.P. 997 (C "A" H-617)
L.D. 1377 - H.P. 998 (C "A" H-604)
L.D. 1403 - H.P. 1018 (C "A" H-514)
L.D. 1404 - H.P. 1019 (C "A" H-368)
L.D. 1417 - H.P. 1030 (C "A" H-265)
L.D. 1424 - H.P. 1037 (C "A" H-332)
L.D. 1461 - S.P. 446 (C "A" S-244; S "A" S-300 to C "A" S-244)
L.D. 1477 - H.P. 1079 (C "A" H-236)
L.D. 1520 - S.P. 469 (C "A" S-260)
L.D. 1537 - H.P. 1120 (C "A" H-446)
L.D. 1539 - H.P. 1122 (C "A" H-578)
L.D. 1577 - H.P. 1139 (C "A" H-350)
L.D. 1584 - H.P. 1146 (C "A" H-464)
L.D. 1608 - S.P. 514 (C "A" S-168)
L.D. 1655 - H.P. 1191 (C "A" H-524)
L.D. 1661 - S.P. 538 (C "A" S-227)
L.D. 1689 - S.P. 554 (C "A" S-177)
L.D. 1704 - H.P. 1219 (C "A" H-569)
L.D. 1719 - S.P. 568 (C "A" S-261)
L.D. 1787 - S.P. 603 (C "A" S-315)
L.D. 1797 - H.P. 1276 (C "A" H-635; S "A" S-361 to C "A" H-635)
L.D. 1839 - S.P. 623
L.D. 1842 - S.P. 627
