

# MAINE STATE LEGISLATURE

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**Journal and Legislative Record**  
**House of Representatives**  
**One Hundred and Twenty-Ninth Legislature**  
**State of Maine**

**Daily Edition**

**First Regular Session**  
beginning December 5, 2018

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By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH**.

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**Emergency Measure**

Resolve, To Advance College Affordability by Convening a Task Force To Recommend a Sustainable Funding Model for Maintaining Maine's Public Higher Education Infrastructure (H.P. 925) (L.D. 1283)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 117 voted in favor of the same and 8 against, and accordingly the Resolve was **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

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**Acts**

An Act To Increase Funding for Civil Legal Services (H.P. 177) (L.D. 214) (C. "A" H-316)

An Act To Provide MaineCare Coverage for Dental Services to Adults with Intellectual Disabilities or Autism Spectrum Disorder, Brain Injuries and Other Related Conditions (H.P. 282) (L.D. 373) (C. "A" H-353)

An Act To Restore System Administration Allocations in Maine School Administrative Units to the Level Prescribed for Fiscal Year 2017-18 (H.P. 321) (L.D. 412) (C. "A" H-310)

An Act To Extend from 6 Months to One Year the Notice Period Required under the Maine Tort Claims Act (S.P. 157) (L.D. 492) (C. "A" S-135)

An Act To Clarify Certain Provisions of the Maine Medical Use of Marijuana Act (H.P. 818) (L.D. 1129) (C. "A" H-346)

An Act To Require That Hospital Liens Be Satisfied on a Just and Equitable Basis (H.P. 822) (L.D. 1133)

An Act To Apply the Same Auditing Standards to All Legislative Candidates (H.P. 861) (L.D. 1187) (C. "A" H-313)

An Act To Increase Property Tax Relief for Veterans (S.P. 368) (L.D. 1194) (C. "A" S-136)

An Act To Exempt Certain Print Publications from Sales Tax (H.P. 899) (L.D. 1238) (C. "A" H-330)

An Act To Support Medically Monitored Crisis Support and Intervention (H.P. 950) (L.D. 1315) (C. "A" H-351)

An Act To Facilitate the Deployment of Small Wireless Facilities in Maine (H.P. 1110) (L.D. 1517) (C. "A" H-363)

An Act To Assist Nursing Homes in the Management of Facility Beds (H.P. 1139) (L.D. 1577) (C. "A" H-350)

An Act To Eliminate the Scallop Drag Size Limitation in Blue Hill Bay (H.P. 1234) (L.D. 1732)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed, **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

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**Resolves**

Resolve, To Establish the Cumberland County Jail Substance Use Disorder Rehabilitation Pilot Project (H.P. 47) (L.D. 46) (C. "A" H-354)

Resolve, To Review the Implementation of the Maine Background Check Center Act (H.P. 689) (L.D. 934) (C. "A" H-348)

Resolve, To Develop Plans To Return to the State Children Housed in Residential Treatment Systems outside of the State (H.P. 739) (L.D. 984) (C. "A" H-352)

Resolve, Requiring the Department of Health and Human Services To Develop More Comprehensible MaineCare Benefit Letters (H.P. 889) (L.D. 1228) (C. "A" H-367)

Resolve, To Increase Access to Housing-related Support Services (H.P. 953) (L.D. 1318) (C. "A" H-349)

Resolve, To Determine Ways To Increase the Number of Recipients under the Tuition Waiver Program for Participants in Foster Care (S.P. 500) (L.D. 1566) (C. "A" S-138)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed, **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

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The following items were taken up out of order by unanimous consent:

**UNFINISHED BUSINESS**

The following matters, in the consideration of which the House was engaged at the time of adjournment yesterday had preference in the Orders of the Day and continued with such preference until disposed of as provided by House Rule 502.

RESOLUTION, Proposing an Amendment to the Constitution of Maine Concerning Alternative Signatures Made by Persons with Disabilities

(H.P. 1049) (L.D. 1437) (C. "A" H-163)

TABLED - May 8, 2019 (Till Later Today) by Representative MOONEN of Portland.

PENDING - **FINAL PASSAGE**. (Roll Call Ordered)

Subsequently, Representative MOONEN of Portland **WITHDREW** his **REQUEST** for a roll call.

On motion of Representative WHITE of Waterville, the rules were **SUSPENDED** for the purpose of **RECONSIDERATION**.

On further motion of the same Representative, the House **RECONSIDERED** its action whereby the Resolution was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-163)**.

Representative WHITE of Waterville **PRESENTED House Amendment "A" (H-344)** which was **READ** by the Clerk

The SPEAKER: The Representative from Waterville may proceed.

Representative WHITE: Thank you, Madam Speaker. Madam Speaker and Fellow Members of the House, I am pleased to present this Constitutional Resolution.

In my conversations with the Secretary of State, this legislation represents a united front in our shared desire to fully integrate the participation of all citizens in the mechanics of our democracy. There were some concerns with the original bill which have been addressed by the amendment. This amendment clarifies that this bill is specific to people with physical disabilities.

As a first-term legislator, I have already learned a great deal about the work you and your predecessors have done to structure some of the best election laws of any state in the country, and I only want to do what I can to further that. This legislation addresses a constitutional contradiction which prevents people with some disabilities from participating in the process of petitioning their government, as the Constitution requires that signatures for initiatives and peoples' vetoes must be original signatures made by the voters themselves. This is an obvious problem for people who, for example, are quadriplegic or have Parkinson's or have no hands at all. This proposal would give the Legislature room to make allowance for alternatives to original signatures on citizen initiatives and peoples' vetoes such as proxies and self-inking stampers, for example, as are allowed for in other sections of the law. This amendment would not be prescriptive but would leave it to the Legislature to amend the law and for the Legislature to direct the Secretary of State to address the issue through rulemaking.

I'm proud to stand up for my fellow Mainers so that all of them can participate in our democracy. Please follow my light. Thank you.

The SPEAKER: The Chair recognizes the Representative from Oxford, Representative Dillingham.

Representative DILLINGHAM: Thank you. I apologize for not standing sooner when we talked about dispersing the reading of the amendment but if the Clerk could read the amendment for Members of the House, I'd appreciate that.

Representative DILLINGHAM of Oxford **REQUESTED** that the Clerk **READ** the House Amendment.

The Clerk **READ** the House Amendment in its entirety.

The SPEAKER: The Chair recognizes the Representative from Belgrade, Representative Keschl.

Representative KESCHL: Thank you, Madam Speaker. I wanted to rise in support of the pending motion. Originally, I voted against this bill because I was concerned that some people might take advantage of those people who have mental disabilities and handicaps. So I was concerned about that. This amendment apparently, as I read it, takes that into consideration and I think the word physical disability certainly reduces my concern about the bill. Thank you.

Subsequently, **House Amendment "A" (H-344)** was **ADOPTED**.

The Resolution was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-633)** and

**House Amendment "A" (H-344)** in **NON-CONCURRENCE** and sent for concurrence.

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By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH**.

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JOINT RESOLUTION MEMORIALIZING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO ALLOW THE IMPORTATION OF AFFORDABLE AND SAFE PRESCRIPTION DRUGS

(H.P. 1184)

- In House, **READ** and **ADOPTED** on April 30, 2019.

- In Senate, **READ** and **INDEFINITELY POSTPONED** in **NON-CONCURRENCE**.

TABLED - May 23, 2019 (Till Later Today) by Representative MOONEN of Portland.

PENDING - **FURTHER CONSIDERATION**.

On motion of Representative BERRY of Bowdoinham the House voted to **RECEDE**.

The same Representative **PRESENTED House Amendment "A" (H-364)** which was **READ** by the Clerk.

The SPEAKER: The Representative may proceed.

Representative BERRY: Thank you, Madam Speaker. Madam Speaker, this amendment before us is the unanimous and excellent work of the HCIFS committee on a Joint Resolution that we previously passed. They made some minor amendments which I think makes the overall product a great deal better and will help us to speak with one united voice urging the federal government to do its part to lower the cost of prescription drugs for people of the State of Maine and others in the United States, as well. Thank you.

Subsequently, **House Amendment "A" (H-364)** was **ADOPTED**.

Subsequently, the Joint Resolution was **ADOPTED as amended by House Amendment "A" (H-364)** and sent for concurrence.

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HOUSE DIVIDED REPORT - Majority (8) **Ought to Pass as Amended by Committee Amendment "A" (H-329)** - Minority (4) **Ought Not to Pass** - Committee on **TAXATION** on Bill "An Act To Increase Funding for Multimodal Transportation" (H.P. 613) (L.D. 839)

TABLED - May 23, 2019 (Till Later Today) by Representative TIPPING of Orono.

PENDING - **ACCEPTANCE OF EITHER REPORT**.

Representative TIPPING of Orono moved that the House **ACCEPT** the Majority **Ought to Pass as Amended** Report.

Representative STEWART of Presque Isle **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought to Pass as Amended** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: The Chair recognizes the Representative from Lewiston, Representative Cloutier.

Representative CLOUTIER: Thank you, Madam Speaker. Madam Speaker and Honorable Women and Men of the House, I rise today in support of the pending motion.

According to the Maine Department of Transportation's Strategic Transit Plan 2025, for some time the assumption prevailed that if adequate streets, roads, and highways were constructed and maintained, then satisfactory levels of mobility for residents automatically would be achieved. Even with