

MAINE STATE LEGISLATURE

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Senate Legislative Record
One Hundred and Twenty-Ninth Legislature

State of Maine

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beginning December 5, 2018

beginning at Page 1

REPORTS OF COMMITTEES

House

Ought to Pass As Amended

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Resolve, To Create the Task Force To Study and Plan for the Implementation of Maine's Early Childhood Special Education Services (EMERGENCY)

H.P. 369 L.D. 512

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-561)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-561)**.

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

Resolve **READ ONCE**.

Committee Amendment "A" (H-561) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **LABOR AND HOUSING** on Bill "An Act To Create Fairness for Dispatchers in the Maine Public Employees Retirement System"

H.P. 1009 L.D. 1395

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-551)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-551)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-551) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **TRANSPORTATION** on Bill "An Act To Establish a Blue Ribbon Commission To Study and Recommend Funding Solutions for the State's Transportation Systems" (EMERGENCY)

H.P. 700 L.D. 945

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-557)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-557)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-557) **READ** and **ADOPTED**, in concurrence.

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

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

ENACTORS

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

Emergency Measure

An Act To Provide for the Merger of Hospital Administrative District No. 4 into MRH Corp., a Maine Nonprofit, Nonstock Private Corporation

H.P. 1220 L.D. 1708
(C "A" H-537)

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

Emergency Measure

An Act Regarding Medical Marijuana

H.P. 1236 L.D. 1738
(C "A" H-545)

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

Senator **CYRWAY:** Thank you, Mr. President. Ladies and gentlemen of the Senate, just a question to the Chair, the President. What does the new amendment do, to the Floor. I just wanted to find clarity on that.

THE PRESIDENT: The Senator from Kennebec, Senator Cyrway, has definitely posed a question through the Chair about what the new amendment is on item 7-2 for anyone that can answer. The Chair recognizes the Senator from Androscoggin, Senator Libby.

Senator **LIBBY**: Thank you, Mr. President. Men and women of the Senate, I pulled up the amendment on the on-line system so I can read it to the Body if that's helpful. The amendment is a unanimous report of the Committee. Replaces the bill, which is a concept draft. Has an Emergency Preamble in the clause of the Legislation. It establishes a certification program within DHHS governing testing facilities for adult use. It requires these testing facilities under adult use to be certified by the Maine CDC and adds an appropriation and allocation section. That's the committee amendment. Thank you, Mr. President.

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

Senator **CYRWAY**: Thank you, Mr. President. Ladies and gentlemen, I just was concerned because I had heard that some of these lab testing facilities wanted to be connected to the other facilities that do raise the crops, or whatever. So I just wanted to make sure that they were independent of those facilities and be on their own. So that's what I wanted to make sure that we make sure that they are independent and away from the facilities.

This being an Emergency Measure and having received the affirmative vote of 32 Members of the Senate, with 2 Senators having voted in the negative, and 32 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.

Emergency Measure

An Act To Clarify Certain Standards for the Efficiency Maine Trust's Triennial Plan

H.P. 1251 L.D. 1757
(C "A" H-539)

This being an Emergency Measure and having received the affirmative vote of 34 Members of the Senate, with no Senators having voted in the negative, and 34 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.

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

ENACTORS

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

Acts

An Act To Ensure That Defendants in Foreclosure Proceedings Receive Proper Notification

H.P. 671 L.D. 907
(C "A" H-543)

An Act To Provide Ready Access to Defibrillators in Businesses and Pharmacies

S.P. 355 L.D. 1169
(C "A" S-233)

An Act To Prohibit Infringing on the Rights of Association of Dependent Adults

H.P. 910 L.D. 1249
(C "A" H-546)

An Act To Enhance the Long-term Stability of Certain At-risk Youth

H.P. 1155 L.D. 1596
(C "A" H-544)

An Act Regarding Criminal Procedure with Respect to Allowable Defenses

H.P. 1175 L.D. 1632

An Act To Authorize the Commissioner of Corrections To Designate Additional Employees of the Department of Corrections To Collect Biological Samples

H.P. 1202 L.D. 1678
(C "A" H-547)

An Act To Amend the Charter of the Boothbay Harbor Sewer District

H.P. 1247 L.D. 1752
(C "A" H-528)

An Act To Expand and Clarify the Prohibition of Hazing at Elementary Schools, Secondary Schools and Postsecondary Institutions

H.P. 1254 L.D. 1765
(C "A" H-529)

An Act To Amend the Barbering and Cosmetology Licensing Laws

H.P. 1255 L.D. 1768
(C "A" H-533)

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

An Act Regarding the Collection of the Sales and Use Tax by Marketplace Facilitators

H.P. 1064 L.D. 1452
(H "A" H-521 to C "A" H-508)

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

An Act Regarding Consent by a Motor Vehicle Operator to a Blood Test

H.P. 567 L.D. 762
(S "A" S-198 to C "A" H-284)