

# MAINE STATE LEGISLATURE

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**Legislative Record**  
**House of Representatives**  
**One Hundred and Thirtieth Legislature**  
**State of Maine**

**Daily Edition**

**First Special Session**

beginning April 28, 2021

beginning at page H-200

Stearns, Stetkis, Theriault, Thorne, Tuell, Underwood, Wadsworth.

ABSENT - Bryant, Cebra, Ducharme, Grignon, Harrington, Javner, Landry, Martin, Paulhus, Sharpe, Tuttle, White.

Yes, 78; No, 61; Absent, 12; Excused, 0.

78 having voted in the affirmative and 61 voted in the negative, with 12 being absent, and accordingly **House Amendment "B" (H-741) to Committee Amendment "A" (H-678) was ADOPTED.**

**Committee Amendment "A" (H-678) as Amended by House Amendment "A" (H-683) and House Amendment "B" (H-741) thereto was ADOPTED.**

Subsequently, the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-678) as Amended by House Amendment "A" (H-683) and House Amendment "B" (H-741) thereto in NON-CONCURRENCE** and sent for concurrence.

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

## SENATE PAPERS

### Non-Concurrent Matter

Bill "An Act To Ensure Parents' Access to Their Minor and Adult Children with Special Needs" (EMERGENCY)

(H.P. 739) (L.D. 1001)

**PASSED TO BE ENGROSSED AS AMENDED BY HOUSE AMENDMENT "A" (H-636)** in the House on June 16, 2021.

Came from the Senate with that Body having **INSISTED** on its former action whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-529) in NON-CONCURRENCE.**

Speaker FECTEAU of Biddeford moved that the House **INSIST.**

Representative DILLINGHAM of Oxford moved that the House **RECEDE AND CONCUR.**

Representative DUNPHY of Old Town **REQUESTED** a roll call on the motion to **RECEDE AND CONCUR.**

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

The SPEAKER: A roll call has been ordered. The pending question before the House is to Recede and Concur. All those in favor will vote yes, those opposed will vote no.

### ROLL CALL NO. 408

YEA - Alley, Andrews, Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Collamore, Connor, Corey, Costain, Dillingham, Dolloff, Downes, Drinkwater, Evangelos, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Haggan, Hall, Hanley, Harrington, Head, Hutchins, Johansen, Kinney, Kryzak, Lemelin, Libby, Lyford, Lyman, Mason, Millett, Morris, Nadeau, Newman, O'Connor, Ordway, Parry, Perkins, Pickett, Pluecker, Poirier, Prescott, Quint, Riseman, Roche, Rudnicki, Sampson, Skolfield, Stanley, Stearns, Stetkis, Theriault, Thorne, Tuell, Underwood, Wadsworth, Warren, White.

NAY - Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doore, Doudera, Dunphy, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Lookner, Madigan, Martin J, Martin R, Mathieson, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, Millett,

Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, Perry A, Perry J, Pierce, Reckitt, Rielly, Roberts, Roeder, Sachs, Salisbury, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Warren, Williams, Wood, Zager, Zeigler, Mr. Speaker.

ABSENT - Bryant, Cebra, Ducharme, Grignon, Javner, Landry, Martin, Paulhus, Sharpe, Tuttle, White.

Yes, 67; No, 73; Absent, 11; Excused, 0.

67 having voted in the affirmative and 73 voted in the negative, with 11 being absent, and accordingly the motion to **RECEDE AND CONCUR FAILED.**

Subsequently, the House voted to **INSIST.**

### Non-Concurrent Matter

Resolve, Establishing the Commission To Research Effective Strategies and Efficiencies of Legislatures

(S.P. 341) (L.D. 1073)

**PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-199)** in the House on June 17, 2021.

Came from the Senate with that Body having **INSISTED** on its former action whereby the Resolve was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-199) AS AMENDED BY SENATE AMENDMENT "A" (S-333) thereto in NON-CONCURRENCE.**

Representative BAILEY of Gorham moved that the House **RECEDE AND CONCUR.**

The SPEAKER: The Chair recognizes the Representative from Gorham, Representative Bailey.

Representative **BAILEY:** The last time that this bill was before us, we were moving quickly and making our way through a lot of bills. Unfortunately, in the chaos, I think that there may have been some misinformation communicated, unintentionally so, about LD 1037, a Resolve, Establishing a Commission To Research Effective Strategies and Efficiencies of Legislatures which was introduced by Senator Trey Stewart of Aroostook County and cosponsored by myself and others. This resolve would create a temporary bipartisan commission to research effective strategies and efficiencies regarding how the Maine Legislature operates; everything from pay for legislators to when and how committees meet, from the budget process to the processes for introducing bills and amendments. Basically, an opportunity for Republicans and Democrats to come together to discuss ways in which we might be able to find common ground to preserve, protect and enhance this institution for the future. This bill received unanimous support from the State and local government committee. In fact, the committee voted unanimously to add an emergency rider to the bill so the work of the temporary study group could begin earlier than the original bill plan. That's why I was surprised when this bill came up. I just assumed that it would go under the hammer. But the Senate wanted to make two minor changes to the bill. The first --

The SPEAKER: The Member will defer. The Chair will remind the Member to not refer to the actions of the other Body.

The Chair advised the Representative from Gorham, Representative Bailey that it is inappropriate to refer to the potential action of the office of the executive or the other Body in order to influence the vote of the House.

The SPEAKER: The Member may proceed.

Representative **BAILEY:** The first change here that we're looking at today is to lower the number of commission members by stripping the Chief Executive representative and the Maine Supreme Judicial Court's representative from the study group

but keeping the citizen and tribal representatives on the commission. The second is to add to the list of items studied, including studying the financial note process, fiscal note process and the degree to which the Chief Executive should have influence over the process and also reviewing the process for polling members to determine whether to convene a special session. The amendment was adopted in the other chamber and now has been sent to us with unanimous bipartisan support from that other Body. Let's not kill this good bipartisan idea. Please follow me in voting yes on the Recede and Concur motion so we can learn how to improve our operations, processes and citizen participation in State government. Thank you.

Subsequently, the House voted to **RECEDE AND CONCUR**.

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

#### COMMUNICATIONS

The Following Communication: (S.C. 691)

#### MAINE SENATE 130TH LEGISLATURE

June 30, 2021

Honorable Ryan Fecteau

Speaker of the House

2 State House Station

Augusta, ME 04333-0002

Dear Speaker Fecteau:

In accordance with 3 M.R.S.A. §158 and Joint Rule 506 of the 130th Maine Legislature, please be advised that the Senate today confirmed the following nomination:

Upon the recommendation of the Committee on Agriculture, Conservation and Forestry, Peter Pray of Millinocket for reappointment to the Maine Land Use Planning Commission.

Best Regards,

S/Darek M. Grant

Secretary of the Senate

**READ and ORDERED PLACED ON FILE.**

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

On motion of Representative DUNPHY of Old Town, the following item was **REMOVED** from the Special Study Table:

Joint Study Order, To Create a Working Group To Review the Process for Ongoing Review of Tax Expenditures by the Legislature

(S.P. 578)

- In Senate, **READ** and **PASSED**.

TABLED - June 8, 2021 by Representative DUNPHY of Old Town.

(Pursuant to Joint Rule 353)

PENDING - **PASSAGE**.

**READ** and **PASSED** in concurrence.

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

#### BILLS RECALLED FROM GOVERNOR

(Pursuant to Joint Order - House Paper 1288)

An Act Relating to Fair Chance in Employment

(H.P. 845) (L.D. 1167)

(C. "A" H-305)

- In House, **PASSED TO BE ENACTED** on June 8, 2021.

- In Senate, **PASSED TO BE ENACTED** on June 9, 2021.

On motion of Representative TALBOT ROSS of Portland, the rules were **SUSPENDED** for the purpose of **RECONSIDERATION**.

On further motion of the same Representative, the House **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENACTED**.

On further motion of the same Representative, the rules were **SUSPENDED** for the purpose of **FURTHER RECONSIDERATION**.

On further motion of the same Representative, the House **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-305)**.

On further motion of the same Representative, the rules were **SUSPENDED** for the purpose of **FURTHER RECONSIDERATION**.

On further motion of the same Representative, the House **RECONSIDERED** its action whereby **Committee Amendment "A" (H-305)** was **ADOPTED**.

The same Representative **PRESENTED** House **Amendment "A" (H-742)** to **Committee Amendment "A" (H-305)** which was **READ** by the Clerk.

Representative DILLINGHAM of Oxford **REQUESTED** a roll call on the motion to **ADOPT House Amendment "A" (H-742)** to **Committee Amendment "A" (H-305)**.

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

The SPEAKER: A roll call has been ordered. The pending question before the House is Adoption of House Amendment "A" (H-742) to Committee Amendment "A" (H-305). All those in favor will vote yes, those opposed will vote no.

#### ROLL CALL NO. 409

YEA - Alley, Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doore, Doudera, Dunphy, Evangelos, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Lookner, Madigan, Martin J, Martin R, Martin T, Mathieson, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, O'Connell, O'Neil, Osher, Peabworth, Perry A, Perry J, Pierce, Pluecker, Reckitt, Rielly, Riseman, Roberts, Roeder, Sachs, Salisbury, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Warren, White, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Andrews, Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Collamore, Connor, Corey, Costain, Dillingham, Dolloff, Downes, Drinkwater, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Haggan, Hall, Hanley, Head, Hutchins, Johansen, Kinney, Kryzak, Lemelin, Libby, Lyford, Lyman, Mason, Millett, Morris, Nadeau, Newman, O'Connor, Parry, Perkins, Pickett, Poirier, Prescott, Quint, Roche, Rudnicki, Sampson, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, White.

ABSENT - Cebra, Ducharme, Grignon, Harrington, Javner, Landry, Ordway, Paulhus, Sharpe, Theriault, Tuttle, Warren.

Yes, 80; No, 59; Absent, 12; Excused, 0.

80 having voted in the affirmative and 59 voted in the negative, with 12 being absent, and accordingly **House**