

CITY OF PORTLAND
LEGISLATIVE AND NOMINATING COMMITTEE
April 9, 2018
A G E N D A

1. Legislative And Nominating Committee Agenda

Documents:

[LEGISLATIVE AND NOMINATING COMMITTEE AGENDA.PDF](#)

2. Council Rules

Documents:

[COUNCIL RULES.PDF](#)

3. Resolve 9

Documents:

[RESOLVE 9 .PDF](#)

4. Weekly Legislative Tracking Report

Documents:

[COP LEGISLATIVE TRACKING REPORT 4.6.18.PDF](#)



CITY OF PORTLAND
LEGISLATIVE AND NOMINATING COMMITTEE

April 9, 2018

A G E N D A

1. Welcome
2. Review 4/2/18 meeting minutes
3. Update on bills of concern
4. Discuss new bills
5. New business
 - a. Live streaming meetings
 - b. Appointment of Harbor Commissioners
6. Next meeting – 4/23/18

RULES OF PROCEDURE OF THE CITY COUNCIL

As Amended December 4, 2017

Rule 1. Regular Meetings and Council Workshop Sessions

- A. The regular meetings of the Council shall be held in the room known as the City Council Chamber or such other room as deemed appropriate in City Hall in one session at 5:30 p.m. on the first and third Mondays of each calendar month. When said Monday is a holiday or an election day, the regular meeting shall be held on the following Wednesday, at the same time and place. The date or the time of any regular meeting may be changed by an order passed at a previous meeting of the Council or by warrant for a special meeting called in lieu of a regular meeting; provided however, that said change in date will still provide for two regular meetings in one month. Unless otherwise changed by an order passed at a preceding meeting or by the calling of a special meeting at a different time or place, for like purposes, the Council shall also regularly meet at 12:00 noon on the first Monday of December of each year for the purpose of the inauguration of Portland City Council, the swearing in of Councilors-elect, filling Council committees, adopting rules and orders, and transacting such other business as it may deem appropriate. The public hearing of any item shall not commence after 10:00 p.m. of the day of said regular meeting unless five (5) members consent to such consideration. The Council deliberation and action on any item shall not commence after 10:00 p.m. of the day of said regular meeting unless five (5) members consent to such consideration.
- B. With proper notice, workshop sessions of the City Council may be called by five (5) members of the City Council, the Mayor or the City Manager, as the case may be, for obtaining legal, administrative or policy guidance or for

the presentation of information by the City Manager, the City Clerk or Corporation Counsel or their staff. The City Council shall not take votes in workshop sessions; however, the Council may be polled at the workshop to obtain an unofficial sense of the position of the Council on an issue being discussed at the workshop. To the maximum extent possible, materials for such sessions shall be provided to the City Council at least two (2) days prior to the scheduled workshop. All such workshop sessions shall be open to the public, in accordance with 1 M.R.S. §400 et seq. ("FOAA").

Rule 2. Quorum; Adjourned Meetings

A majority of the members shall constitute a quorum for the transaction of business, but a smaller number may adjourn from time to time. At least twenty-four (24) hours' notice of the time and place of holding such adjourned meeting shall be given to all members who are not present at the meeting from which adjournment is taken.

Rule 3. Enactments

The Council shall act only by ordinance, order, or resolve. Final passage of or amendments to any item shall require five (5) affirmative votes except where a greater number is required by Charter or Ordinance. All ordinances, orders, and resolves, except orders and resolves making an appropriation of money, shall be confined to one subject, which shall be clearly expressed in the title. The appropriation order or resolve shall be confined to the subject of appropriations only.

Rule 4. Ordinance; Style

All ordinances passed by the Council shall be termed "amendments to the Portland City Code" and the enacting style shall be: "Be it ordained by the City Council of the City of Portland, Maine, in City Council assembled."

Rule 5. Order and Resolve; Style

In all votes of command, the form of expression shall be "ordered"; and of opinions, principles, facts or purposes, the form shall be "resolved".

Rule 6. Readings

The reading of any ordinance, order, or resolve shall be by title of the ordinance, order or resolve only, if no member objects.

Rule 7. Reading on Two Separate Days; Waiver

No ordinance, no appropriation resolve, and no order authorizing the expenditure of \$50,000.00 or more shall be passed until it has been read on two separate days, except when the requirement of reading on two separate days has been dispensed with by a vote of seven (7) of the members.

Rule 8. Yeas and Nays Taken; When

The yeas and nays shall be taken upon the passage of all ordinances and orders authorizing the expenditure of money in the amount of \$50,000.00 or more and entered upon the record of the proceedings of the Council by the Clerk. The yeas and nays shall be taken on the passage of an order or resolve when called for by any member.

Rule 9. Ordinances; Effective When

No ordinance shall take effect until thirty (30) days after its passage by the Council, except in the case of emergency ordinances.

Rule 10. Order, Resolve; Effective When

No order or resolve shall take effect until ten (10) days after its passage, except in the case of emergency orders and resolves.

Rule 11. Emergency Ordinances, Orders and Resolves

The Council may, by vote of seven (7) of its members, pass emergency ordinances, orders, or resolves to take effect at the time indicated therein, but such emergency ordinances, orders or resolves shall contain a section in which the emergency is set forth and defined, provided, however, that the declaration of such emergency by the Council shall be conclusive.

Rule 12. Item for Meetings; Filed When

No ordinance, order, resolve, or other document shall be in order for action at any regular meeting of the Council unless such ordinance, order, resolve, or other document shall appear on the Council Agenda. Items for the Agenda should to the maximum extent possible be received in the office of the City Manager on or before close of the work day ten (10) days prior to the scheduled Council meeting.

Rule 13. Presiding Officer to Chair Meetings

The Presiding Officer shall take the chair at the time appointed for the meeting, call the members to order, cause the roll to be called, and, a quorum being present, cause the minutes of the preceding meeting to be read and proceed to business.

Rule 14. Preserve Order Decide All Questions of Order

The Presiding Officer shall preserve decorum and order, may speak to points of order in preference to other members, and shall decide all questions of order subject to an appeal to the Council by motion regularly seconded, and no other business shall be in order until the question on appeal is decided.

Rule 15. Declare Votes; Cause Return of Votes

The Presiding Officer shall declare all votes, but if any member doubts a vote, the Presiding Officer shall cause a return of the members voting in the affirmative and in the negative; without debate.

Rule 16. Debate; Rules of

When a question is under debate, the Presiding Officer shall receive no motion but to adjourn, or for the previous question, or to lay on the table, or to postpone to a date certain, or to refer to a committee or some administrative official, or to amend, or to postpone indefinitely; which several motions shall have precedence in the order in which they stand arranged.

Rule 17. Motion to Adjourn; Lay on Table

The Presiding Officer shall consider a motion to adjourn as always in order except on immediate repetition; and that motion and the motion to lay on the table, or to take from the table, shall be decided without debate.

Rule 18. Reconsideration

When a vote is passed, it shall be in order for any member who voted in the majority, or in the negative on a tie vote to move a reconsideration thereof, at the time, or the next stated meeting, but not afterwards, and when a motion of reconsideration is decided, that vote shall not be reconsidered. No motion to reconsider a vote passed at a previous meeting shall be in order for consideration at the next stated meeting unless an item to that effect is contained in the agenda for such next stated meeting or unless seven of the members consent to such reconsideration. A citizen petition, or zone change petition, once presented to and finally acted upon by the Council shall not again be received by the Council in the same or substantially the same form for a period of one year next succeeding the Council's final action on the original petition. A member voting with the majority on the original petition, shall be privileged to reintroduce such a petition.

A liquor license or special entertainment permit, or an amendment proposed by the licensee to an existing license or permit that has been denied by the Council shall not be received by the Council in the same or substantially the same form for

one year from the date of such action unless a shorter period is required by state law.

Rule 19. Failure to Pass for Lack of Required Votes

When an item fails to finally pass for lack of the required five (5), or seven (7) affirmative votes, as applicable, and is not otherwise disposed of, the item shall appear on the Agenda as unfinished business at the next succeeding meeting.

Rule 20. Motion for Previous Question

Upon the motion for the previous question being made and seconded, the Presiding Officer shall put the question in the following form: "Shall the main question be now put?". And all debate upon the main question shall be suspended until the motion for the previous question shall be decided. After the adoption of said motion for the previous question by a majority vote, the sense of the Council shall be forthwith taken upon all pending amendments and then upon the main question. Neither is it susceptible of amendment. All questions of order arising incidentally thereon must be decided without discussion whether appeal be had from the Presiding Officer or not.

Rule 21. Manner of Speaking

When a member is about to speak, he or she shall rise in his or her place and respectfully address the Presiding Officer, confine himself or herself to the question under debate, and avoid personalities.

Rule 22. Length of Statements by Members

During the deliberation on any item, each member shall limit his or her remarks and/or questions, to a total of ten (10) minutes. In the event that an item is divided, each member shall be entitled to an additional five (5) minutes of remarks and/or questions.

Rule 23. Not to Interrupt

No member speaking shall be interrupted by another, but by a call to order by the Presiding Officer, a point of order by any member or to correct a mistake.

Rule 24. Breach of Rules and Orders

When any member shall be guilty of a breach of any of the rules or orders of the Council, that member may, on motion, be required to make satisfaction therefor, and shall not be allowed to vote, or speak, except by way of excuse, until he or she has done so.

Rule 25. Member Excused From Voting; When

Every member present when a question is put shall vote unless the member is precluded from participation therein because of interest or the appearance of interest or unless she or he is otherwise prohibited by law from participation.

(a) Any member abstaining on grounds of interest or the appearance of interest must do so at the commencement of deliberations on the item under discussion and shall not participate in said deliberations or vote on such item.

(b) Any member abstaining as permitted hereunder shall clearly state such intent, the reason for such abstention and the legal or factual basis therefor prior to the commencement of deliberation on such item.

Rule 26. Motion to be Reduced to Writing; When

Any motion shall be reduced to writing if the Presiding Officer shall so direct.

Rule 27. Division of a Question

Any member may move that a question be divided.

Rule 28. Motion for Referral

A motion for referral to a Committee or administrative official, until it is decided, shall preclude all amendments of the main question.

Rule 29. Priority of Business

All questions relating to priority of business to be acted upon shall be decided without debate.

Rule 30. Suspension of Rules; Amendment or Repeal

The rules shall not be dispensed with or suspended unless two-thirds as of those present and voting consent thereto; provided, however, that when these rules expressly require a vote larger than said two-thirds such rules shall not be suspended except by an equal or greater vote. No rule of procedure shall be amended or repealed without notice, in writing, being given at the preceding meeting.

Rule 31. Procedure for Addressing Council

Any person wishing to address the Council will be given an opportunity to do so in accordance with the following procedure:

1. No public comment shall be permitted on the following agenda items: informational reports or communications from boards and commissions, staff or other organizations or entities; and administrative action implementing prior action of the Council where that prior action had permitted public comment.

2. On items other than those set forth in 1. above, public comment shall be permitted only once prior to final Council action. Except as specifically decided by the Council, such public comment shall occur at the advertised public hearing or at the second reading of such item by the Council, where the item requires a second reading on a separate date.

3. Persons wishing to address the Council on an item which appears on the agenda, and upon which public comment is permitted under 1. and 2. above, shall wait until the Clerk announces the consideration of such item, at which time they may address the Council on that particular item. However, once the Council has begun its deliberations on an item, no person shall be permitted to address the Council on such item.

4. Persons wishing to address the Council on an item not appearing on the agenda shall only do so at the 6:00 p.m. public comment period reserved on the City Council agenda for non-agenda items.

5. Any person wishing to address the Council shall signify such desire and, when recognized by the Presiding Officer, such person shall give his or her name and address, and/or organization or individual represented, if any, and designate the subject matter on which he or she desires to address the Council.

6. When any person or entity is being honored or recognized by the Council, applause shall be permitted. In all other matters, persons present at Council meetings shall not interrupt, nor applaud or otherwise express approval or disapproval of any statements made or actions taken at such meeting.

7. Any and all signs shall not be permitted in the City Council Chambers.

8. Persons addressing the Council on an item prior to start of deliberation on such item by the Council shall be permitted to speak only once on an item, and shall limit their remarks on each item to three (3) minutes. From time to time, the Presiding Officer may grant an extension of this three (3) minute requirement. Such persons shall also confine their remarks to the merits of the pending item. No members of the public shall comment on more than three (3) items at any Council meeting unless the Rules of the Council are suspended to allow for comment on each such additional item.

9. The Presiding Officer may limit or cut off any commentary that is not germane or that is scurrilous, abusive, or not in accord with good order and decorum.

10. Any person who shall continue to violate these rules, after warning by the Presiding Officer, may be ejected for the remainder of the meeting then in progress.

Rule 32. Parliamentary Proceedings

In all cases where the parliamentary proceedings are not determined by the foregoing rules, "Robert's Rules of Order" (Newly Revised, 11th Edition) shall be taken as authority to decide the course of the proceedings.

Rule 33. Council Committees

At the commencement of the municipal year, or as soon thereafter as possible, members shall be appointed to the following standing Committees, each Committee to consist of three (3) members of the Council:

1. Economic Development Committee;
2. Finance Committee;
3. Health and Human Services and Public Safety Committee;
4. Housing Committee;
5. Legislative/Nominating Committee;
6. Rules and Reports Committee; and
7. Sustainability and Transportation Committee.

A majority of the members of the above standing Committees shall constitute a quorum for the transaction of business.

Rule 34. Council Committees; How Chosen

The members of the Council to serve on the above Committees shall be appointed by the Mayor. The Council may override one or more of such appointments by a vote of at least six (6) members.

Rule 35. Council Committees; Public Comment

The public will be given an opportunity to comment on any item under consideration by the below-named standing Council Committees prior to a final Committee action on that item. Any person addressing the Committee on an item shall be permitted to speak only once on an item, shall give his or her name and address, and/or organization or individual represented, if any, and shall limit their remarks on each item to three (3) minutes. From time to time, the Presiding Officer of a Committee may extend this period of time pursuant to Rule 31(8). These requirements for public comment shall apply to the following Committees:

1. Economic Development Committee;
2. Finance Committee;
3. Health and Human Services and Public Safety Committee;
4. Housing Committee;
5. Legislative/Nominating Committee;
6. Rules and Reports Committee; and
7. Sustainability and Transportation Committee.

Nothing herein shall prevent or prohibit any other Committee from accepting public comment if said Committee determines that it wishes to do so.

Notwithstanding the foregoing, no public comment shall be required on the following items: informational reports or communications from boards and commissions, staff or other

organizations or entities; and administrative action implementing prior Committee action where that prior action had permitted public comment.

Rule 36. Smoking at Meetings

No person shall smoke in the Council Chamber or at any public meeting in the Portland City Hall. Any person continuing to smoke after warning by the Presiding Officer shall be ejected for the remainder of the meeting then in progress.

Rule 37. Confidentiality

No Councilor shall intentionally disclose or discuss information known to be confidential to or with any person not otherwise authorized or privileged to receive that information, including representatives of the media. For the purpose of this rule, "information known to be confidential" includes information in any form that has been designated, to the knowledge of the Councilor, as confidential by an employee or agent of the City of Portland, and that is within one or more of the exceptions to the definition of "public record" in the State's Freedom of Access law.

Confidential information includes statements made by individuals participating in executive sessions and includes any documents prepared specifically for an executive session, unless otherwise designated by the City Council in cases where the Council has the exclusive right to waive confidentiality.

Any Councilor who, following a due process hearing, is found to have violated this rule may be disciplined by reprimand.

Resolve 9-16/17

Amended to change date of first live streamed meeting to July 17, 2017: 8-0 (Duson absent) on 6/5/2017

Amended to change the word "hearings" to meetings": 8-0 (Duson absent) on 6/5/2017

Passage as amended: 8-0 (Duson absent) on 6/5/2017

Effective 6/15/2017

ETHAN K. STRIMLING (MAYOR)

BELINDA S. RAY (1)

SPENCER R. THIBODEAU (2)

BRIAN E. BATSON (3)

JUSTIN COSTA (4)

**CITY OF PORTLAND
IN THE CITY COUNCIL**

DAVID H. BRENERMAN (5)

JILL C. DUSON (A/L)

PIOUS ALI (A/L)

NICHOLAS M. MAVODONES, JR (A/L)

**RESOLUTION APPROVING THE LIVE VIDEO STREAMING OF CITY COUNCIL
MEETINGS AND COMMITTEE MEETINGS ON SOCIAL MEDIA**

WHEREAS, the Community Television Network, Channels 2 and 5, has for many years provided the public with live broadcasts of Portland City Council meetings on cable television, video that is also easily accessed on the Portland web site while meetings take place and once they are done; and

WHEREAS, in recent years, the social media companies have offered their users live video streaming, and millions have shared events this way on the Internet by using both smart phones and laptops; and

WHEREAS, the Portland City Council and the Mayor as well as Portland city government staff share a long-standing commitment to open access to government deliberations and decisions; and

WHEREAS, it is in the public interest to increase the number of viewers easily able to see what happens at city council meetings and committee hearings by adding more video streaming; and

WHEREAS, Facebook Live, among other platforms, has become a popular way for users to view public events and would be a good addition to television broadcasts as a way for the public to access city council meetings and committee hearings;

NOW THEREFORE, BE IT RESOLVED, that the Portland City Council and Mayor hereby approve of the live streaming of city council meetings on social media, beginning with the City Council meeting held on July 17, 2017; and

BE IT FURTHER RESOLVED, that the Portland City Council and Mayor appreciate the efforts of the City Manager and City Staff, especially the efforts of Director of Communications Jessica Grondin, in their commitment to the open access of government deliberations and decisions; and

BE IT FURTHER RESOLVED, that the Portland City Council and Mayor direct the City Manager to create a plan by December 31, 2017 that will allow City Council committee meetings to be streamed live on social media, including but not limited to the streaming of Committee Meetings in Room 209 of City Hall.

| LD # | LR # | Title | Category | Sponsor | Cmte | Summary | COP Position | Public Hearing | Work Session | Status |
|----------------------|------|--|----------|--------------|------|---|--------------|---------------------------------|---------------------------------|--|
| 1738 | 2745 | An Act To Permit the Sale and Consumption of Alcohol in an Area That Is Not Contiguous to Licensed Premises | Alcohol | Deschambault | VLA | This bill allows the sale of alcohol to persons who are on municipally owned property that is not contiguous to the licensed premises of a person licensed to sell spirits, wine or malt liquor for on-premises consumption as long as certain conditions are met, such as approval by the municipality... The amendment clarifies that noncontiguous real estate near an establishment licensed for the sale of liquor for consumption on the premises that is approved by the DAFS as a proper place for exercise of the licensee's privilege is considered part of the licensed premises. The amendment also clarifies that only an employee of the licensed establishment may transport liquor between the licensed establishment and the noncontiguous real estate. | Support | 1/16/18 1:00 PM Rm 437 SH | 1/24/18 9:00 AM Rm 437 SH | 3/14/18 Public Law Ch. 337 |
| 140 | 649 | An Act To Authorize a General Fund Bond Issue To Support Entrepreneurial Activity, Attract Business and Enhance Demographic In-migration by Investing in High-speed Broadband Infrastructure and To Amend the Law Governing the Municipal Gigabit Broadband Network Access Fund (Bond Issue) | Bond | Higgins | EUT | \$10,000,000, to be allocated to the Municipal Gigabit Broadband Network Access Fund and distributed by the ConnectME Authority through implementation grants in order to expand high-speed broadband Internet infrastructure in unserved and underserved areas. Part B of the bill limits the use of the funds under Part A to implementation grants awarded from the Municipal Gigabit Broadband Network Access Fund and requires the grants to be expended on open-access nondiscriminatory broadband infrastructure in unserved or underserved areas. Part C of the bill amends the laws establishing the Municipal Gigabit Broadband Network Access Fund to require planning grant applicants to plan for postconstruction operation and maintenance. etc. | Monitor | | 2/8/18 2:00 PM Rm 211 COB | DEAD |

| LD # | LR # | Title | Category | Sponsor | Cmte | Summary | COP Position | Public Hearing | Work Session | Status |
|----------------------|------|---|----------|--------------|------|---|--------------|----------------------------------|--------------|--------|
| 178 | 1932 | An Act To Authorize a General Fund Bond Issue To Provide Jobs, Improve Road Infrastructure and Protect Water Resources (Bond Issue) | Bond | Black | AFA | The funds provided by this bond issue, in the amount of \$5,000,000, will be used to provide funding for cost sharing of at least 50% on projects that correct downstream pollution issues and provide contractor jobs and public safety improvements through improved storm water management and improved water quality. | Monitor | 01/09/18 1:00 PM Rm 228 SH | | |
| 318 | 1406 | An Act To Authorize a General Fund Bond Issue to Support Economic Development with High-Resolution Geospatial Data (Bond Issue) | Bond | Saviello | AFA | The funds provided by this bond issue, in the amount of \$6,000,000, will be used to provide partnership funds and matching grants for geospatial data acquisition to communities that are creating or improving digital parcel maps to accurately identify existing boundaries and land use, identify potential community development areas and protect environmental resources. | Monitor | 1/10/18 10:00 AM Rm 228 SH | | |
| 319 | 2104 | An Act To Authorize a General Fund Bond Issue for Riverfront Community Development (Bond Issue) | Bond | Deschambault | AFA | The funds provided by this bond issue, in the amount of \$25,000,000, will be used to fund a grant program to invest in projects along the State's rivers that contribute to economic, environmental and community development and revitalization, promote economic activity, protect the environment and enhance quality of life for Maine people. | Monitor | 1/9/18 1:00 PM Rm 228 SH | | |
| 955 | 821 | An Act To Authorize a General Fund Bond Issue To Recapitalize the Municipal Investment Trust Fund (Bond Issue) | Bond | Deschambault | AFA | The funds provided by this bond issue, in the amount of \$6,000,000, will be used to provide funds to recapitalize the Municipal Investment Trust Fund to provide grants and loans to municipalities for public facilities and infrastructure. | Monitor | 1/9/18 1:00 PM Rm 228 SH | | |
| 1118 | 1985 | An Act To Authorize a General Fund Bond Issue To Support Local Infrastructure (Bond Issue) | Bond | Herbig | AFA | The funds provided by this bond issue, in the amount of \$15,000,000, will be used to provide funding to the Municipal Investment Trust Fund to support local infrastructure projects. | Support | 1/9/18 1:00 PM Rm 228 SH | | |

| LD # | LR # | Title | Category | Sponsor | Cmte | Summary | COP Position | Public Hearing | Work Session | Status |
|----------------------|------|--|----------|---------|------|---|--------------|---------------------------------|--------------|--------|
| 1815 | 2881 | An Act To Authorize a General Fund Bond Issue To Improve Multimodal Facilities, Highways and Bridges (Governor's Bill)(Bond Issue) | Bond | Hamper | AFA | The funds provided by this bond issue, in the amount of \$100,000,000, will be used for construction, reconstruction and rehabilitation of highways and bridges and for facilities and equipment related to ports, harbors, marine transportation, freight and passenger railroads, aviation, transit and bicycle and pedestrian trails, matching an estimated \$137,000,000 in federal and other funds. | Outcome only | 2/15/18 2:00 PM Rm 228 SH | | |
| 1883 | 2937 | An Act To Authorize a General Fund Bond Issue To Strengthen School Security (Bond issue) | Bond | Corey | AFA | The funds provided by this bond issue, in the amount of \$20,000,000, will be used to strengthen school security. The bill establishes the Maine School Security Enhancement Fund to provide loans to school administrative units to enhance security in schools and provides \$19,500,000 to the fund for this purpose. The bill also creates a school safety center within the Department of Education and provides \$500,000 for this purpose. | | 3/29/18 2:30 PM Rm 228 SH | | |

| LD # | LR # | Title | Category | Sponsor | Cmte | Summary | COP Position | Public Hearing | Work Session | Status |
|----------------------|------|--|-----------|-----------|------|---|-------------------|----------------------------------|-----------------------------------|--|
| 1472 | 1486 | An Act To Lower the Costs of Broadband Service by Coordinating the Installation of Broadband Infrastructure | Broadband | McLean | EUT | This bill requires public entities constructing or causing to be constructed certain construction projects to install or cause to be installed broadband conduit as part of the construction project. Construction projects covered include projects to construct new or replace existing water or sewer lines in the right-of-way of a highway or public road; to construct a new highway or public road; or to construct or relocate an additional lane or shoulder for an existing highway or public road. The bill authorizes public entities to lease the installed broadband conduit to broadband providers to install fiber-optic or other cables that support broadband and wireless facilities for broadband service. The bill directs the ConnectME Authority, in collaboration with the Department of Transportation, to provide technical and educational assistance and requires the ConnectME Authority to maintain a map of broadband conduit installation in the State. | Monitor | | 2/8/18 2:00 PM Rm 211 COB | 3/28/18 Public Law Ch. 344 |
| 1690 | 2613 | An Act To Facilitate Wireless Broadband Deployment in Maine and Modify the Process for Issuing Utility Facility Location Permits | Broadband | Wadsworth | EUT | This bill changes the process for siting small cell facilities in order to facilitate wireless broadband deployment, including: 1. Through modifications to the process for issuing utility facility location permits, including small cell facility location permits; 2. Through the establishment of standards governing local land use ordinances applicable to the siting of small cell facilities; and 3. Through the establishment of standards governing the collocation of small cell facilities on poles owned by the State, an agency, a county, a municipality or a district. | Oppose testify | 1/18/18 2:00 PM Rm 211 COB | 1/24/18 10:00 AM Rm 211 COB | DEAD |

| LD # | LR # | Title | Category | Sponsor | Cmte | Summary | COP Position | Public Hearing | Work Session | Status |
|----------------------|------|---|----------|---------|------|--|--------------|--------------------------------|--|--|
| 1897 | 2968 | An Act To Reinstate Certain Other Special Revenue Funds Allocations for the Maine Commission on Indigent Legal Services | Budget | Moonen | JUD | This bill allocates funds from the reimbursement of counsel fees paid by indigent legal services recipients and the payment of conference and training fees by attorneys, which were inadvertently omitted from the biennial budget. | | | | |
| 1783 | 2801 | An Act To Amend the Laws Regarding Aggravated Trafficking of Scheduled Drugs (Governor's Bill) | Drugs | Gerrish | CJPS | This bill makes aggravated trafficking in fentanyl powder a Class A crime. | Support | 2/5/18 9:00 AM Rm 436 SH | Work session reconsidered 4/5/18 | MAJ: OTP (11) MIN: ABSENT: (2) 3/5/18 |

| LD # | LR # | Title | Category | Sponsor | Cmte | Summary | COP Position | Public Hearing | Work Session | Status |
|----------------------|------|--|------------|-------------|------|--|-----------------------------|----------------|---------------------------------|---|
| 1566 | 561 | An Act To Enact the Maine Fair Chance Employment Act | Employment | Talbot Ross | LCRD | This bill enacts the Maine Fair Chance Employment Act and adds restrictions to the use of criminal history information in the context of employment decisions by private employers and the State and its political subdivisions and of licensing decisions by licensing agencies. It prohibits an employer from asking an applicant for employment to disclose information concerning the applicant's criminal history, or considering such information, until after the applicant has received a conditional offer of employment. It restricts the way a private employer, or the State and its political subdivisions, may use criminal history information in the course of making employment decisions and adds similar restrictions to the existing restrictions applicable to licensing agencies' consideration of criminal history information. It also makes certain criminal history information in the possession of the State and its political subdivisions confidential and makes all criminal background check information obtained by the State in connection with an employment decision confidential. The Maine Human Rights Commission is charged with enforcement of the Maine Fair Chance Employment Act and may seek civil penalties against a private employer for a violation of \$1,000 for the first violation and \$2,000 for each subsequent violation. The bill also creates a private right of action that may be brought by an affected individual against a private employer that | Leg Cmte to discuss 2/16/18 | | 2/6/18 1:00 PM Rm 208 COB | MAJ: OTP-AM MIN: ONTP Reported out 3/30/18 Voted 2/6/18 11/2 in favor. Divided Rpt |

| LD # | LR # | Title | Category | Sponsor | Cmte | Summary | COP Position | Public Hearing | Work Session | Status |
|----------------------|------|---|-------------|----------|------|--|--------------|----------------------------------|-----------------------------------|---|
| 1095 | 420 | An Act To Establish the Maine Coastal Risks and Hazards Commission | Environment | Blume | ENR | This bill establishes the Maine Coastal Risks and Hazards Commission, the purpose of which is to make findings and develop and submit to the Legislature recommendations regarding the actions to be taken by the State to address and prepare for coastal and coastal watershed hazards identified by the commission, including, but not limited to, increased storm surges, extreme precipitation and other extreme weather events, projected sea level rise and increased river flooding and storm water runoff. On or before November 1, 2019, and every 5 years thereafter, the commission must submit a report to the joint standing committee of the Legislature having jurisdiction over environmental and natural resources matters containing its findings and recommendations, including any draft legislation to address identified coastal and coastal watershed hazards. | Monitor | | Work session reconsidered 2/15/18 | MAJ: OTP-AM MIN: ONTP Reported out 3/2/18 |
| 1853 | 2827 | An Act To Ensure the Safe and Consistent Regulation of Pesticides throughout the State by Providing Exemptions to Municipal Ordinances That Regulate Pesticides (Governor's Bill) | Environment | Saviello | ACF | This bill provides that municipal ordinances that regulate the use of pesticides do not apply to commercial applicators and spray contracting firms and to private applicators when the private applicators are producing agricultural or horticultural commodities. | | 3/21/18 9:00 AM Rm 214 COB | 3/21/18 9:30 AM Rm 214 COB | DEAD |

| LD # | LR # | Title | Category | Sponsor | Cmte | Summary | COP Position | Public Hearing | Work Session | Status |
|----------------------|------|---|----------|---------|------|---|--------------|--------------------------------|---------------------------------|--------|
| 1884 | 2943 | An Act To Create a Community Protection Order To Allow Courts To Prevent High-risk Individuals from Possessing Firearms | Firearms | Dion | JUD | This bill creates a community protection order to authorize a court to order a person to surrender that person's firearms temporarily for 21 days or on an extended basis for 180 days when it has been proved that the person poses a danger of causing personal injury to that person or another person. The bill provides that: 1. A law enforcement officer or a family or household member may file a petition for a temporary community protection order, which expires in 21 days. A temporary community protection order may be issued on an ex parte basis. The court is required to hold a hearing to determine if the temporary community protection order should be extended for an additional 180 days; 2. A person who is the subject of a community protection order is required to surrender all firearms in the person's possession to a law enforcement officer. The firearms must be returned to the person at the expiration of the community protection order; and 3. A person who possesses firearms in violation of a community protection order commits a Class D crime. Part of the sentence must include a prohibition on possession of firearms for an additional 2 years. | | 4/3/18 1:00 PM Rm 438 SH | 4/12/18 1:00 PM Rm 438 SH | |

| LD # | LR # | Title | Category | Sponsor | Cmte | Summary | COP Position | Public Hearing | Work Session | Status |
|----------------------|------|--|----------|---------|------|---|--------------|----------------------------------|----------------------------------|--|
| 1109 | 1843 | An Act To Establish Homelessness as an Emergency in the General Assistance Laws (Title change) | GA | Chipman | HHS | This bill amends the municipal general assistance laws to provide a different method of determining the residence of an applicant and the municipality responsible for providing general assistance to that applicant, including an applicant relocating from another municipality. The bill provides that the municipality of record, which is defined as the municipality in which the applicant resided immediately prior to applying for assistance, is the responsible municipality. | Support | | 2/20/18 1:00 PM Rm 209 COB | A:OTP-AM (7) B:OTP-AM (4) C:ONTP (2) Reported out 3/22/18 Sponsor and COP worked with GA admins, MMA & analyst on Amendment defining homelessness from meeting with GA admins |
| 691 | 115 | An Act To Prevent Lead Poisoning in Children (Emergency) | Health | Golden | HHS | This bill provides that as part of the Department of Health and Human Services' educational and publicity program concerning lead poisoning, the home visiting program established by the department is required to provide free home lead test kits to parents of young children living in homes built before 1978. | Support | | 2/12/18 9:00 AM Rm 209 COB | DEAD |
| 1707 | 2750 | An Act To Reduce the Cost of Care Resulting from Blood-borne Infectious Diseases (Emergency) | Health | Vachon | HHS | This bill provides funds to support hypodermic apparatus, or syringe, exchange programs. | Support | 1/17/18 9:30 AM Rm 209 COB | 2/1/18 1:00 PM Rm 209 COB | MAJ: OTP-AM (9) MIN: ONTP (4) Reported out 2/21/18 |

| LD # | LR # | Title | Category | Sponsor | Cmte | Summary | COP Position | Public Hearing | Work Session | Status |
|----------------------|------|--|----------|---------|------|---|--------------|----------------------------------|---------------------------------|--|
| 1870 | 2729 | An Act To Reorganize the Provision of Services for Children with Disabilities from Birth to 5 Years of Age | Health | Langley | ECA | Over a 2-year transition period, this bill moves responsibility for providing special education and related services for children who are at least 3 years of age and under 6 years of age from the Child Development Services System, state intermediate educational unit to the school administrative units of residence of the children. Under the bill, beginning July 1, 2018, a school administrative unit that is the unit of residence for a child with a disability who is at least 3 years of age and under 6 years of age may become responsible for providing special education and related services to that child through the implementation of an early adopter program. The bill amends several sections of law by removing references to the Child Development Services System. This bill eliminates the Child Development Services System and moves the entire responsibility for providing services to children from birth to under 3 years of age to the Department of Education's office of special services. The funding plan continues the present arrangement of full responsibility for costs being shared by state funds, federal funds, the MaineCare program and private insurers. The intent of the changes to the Child Development Services System statutes are based on the belief that children with disabilities are best served by their local communities; children do better when there are fewer transition points; there are efficiencies that can be achieved by eliminating duplicative state | | 3/26/18 1:00 PM Rm 202 COB | 4/3/18 2:00 PM Rm 202 COB | Voted 4/4/18 Anticipated Divided Rpt Not rpt out |

| LD # | LR # | Title | Category | Sponsor | Cmte | Summary | COP Position | Public Hearing | Work Session | Status |
|----------------------|------|--|----------|--------------|------|--|--------------|----------------------------------|--|--|
| 1874 | 2956 | Resolve, To Ensure the Continued Provision of Services to Maine Children and Families (Emergency) (After Deadline) | Health | Beebe-Center | HHS | This resolve prohibits, until April 1, 2019, the Department of Health and Human Services from reducing, eliminating or redirecting services or funding relating to programs designed to protect children and families. The resolve also prohibits the department from cancelling contracts awarded pursuant to RFP number 201509167, Community Partnerships for Protecting Children, and requires the department to renew those contracts. | | 3/23/18 9:30 AM Rm 209 COB | Work session reconsidered 4/3/18 | Voted 4/3/18 Anticipated Divided Rpt Not rpt out |
| 1889 | 2989 | An Act To Increase Safety for Maine Citizens by Amending the Definition of "Likelihood of Serious Harm" in the Laws Governing Mental Health and Hospitalization To Include Consideration of a Person's Potential for Future Serious Harm | Health | Malaby | JUD | Under current law, for the purpose of admission to a progressive treatment program a determination that a person poses a likelihood of serious harm takes into consideration the likelihood that a person's mental health will deteriorate and that the person will in the foreseeable future pose a likelihood of serious harm. This bill expands the definition of "likelihood of serious harm" to apply those same considerations for purposes other than admission to a progressive treatment program. | | 4/4/18 1:30 PM Rm 438 SH | 4/12/18 1:00 PM Rm 438 SH | |
| 1899 | 3001 | Resolve, To Require the Department of Health and Human Services To Submit a State Plan Amendment Regarding Assets in Retirement and Education Accounts (Governor's Bill) | Health | Casas | HHS | This resolve requires the Department of Health and Human Services to prepare and submit a state plan amendment to the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services in order to make a change in Medicaid eligibility requirements for individuals with disabilities who are living with dependent children by disregarding assets held in qualifying retirement and education accounts. | | 4/6/18 9:00 AM Rm 209 COB | 4/6/18 10:00 AM Rm 209 COB | Voted 4/6/18 OTP-AM Not rpt out |

| LD # | LR # | Title | Category | Sponsor | Cmte | Summary | COP Position | Public Hearing | Work Session | Status |
|----------------------|------|--|----------|---------|------|---|--------------|----------------------------------|---|----------------------------------|
| 1542 | 568 | An Act To Support Lead Abatement in Older Residential Properties | Housing | Golden | LCRD | This bill establishes a residential housing lead abatement program, administered by the Maine State Housing Authority. The purpose of the program is to provide grants to municipalities that have administered a lead abatement program and to housing units and housing projects that meet specified eligibility standards. Priority for lead abatement projects funded by the program is given to residences occupied by children who have tested positive for lead poisoning. The program is funded by a real estate transfer tax surtax of \$0.30 per \$500 of the value of property transferred by deed or property in which a controlling interest is transferred. | Support | | 2/13/18 Work session reconsidered Amendment review: 2/27/18 1:00 PM Rm 208 COB | OTP-AM Reported out 3/5/18 |
| 1877 | 2973 | An Act To Expand the Areas Subject to Municipal Residency Restrictions for Sex Offenders (Governor's Bill) | Housing | Martin | SLG | Current law allows a municipality to prohibit a sex offender from residing within 750 feet of municipally owned or state-owned property that is leased to a nonprofit organization for use as a park, athletic field or recreational facility open to the public where children are the primary users. This bill allows a municipality to prohibit a sex offender from residing within 750 feet of any municipally owned or state-owned property, regardless of its use. | | 3/28/18 1:00 PM Rm 214 COB | 3/28/18 1:30 PM Rm 214 COB | OTP-AM Reported out 4/3/18 |

| LD # | LR # | Title | Category | Sponsor | Cmte | Summary | COP Position | Public Hearing | Work Session | Status |
|----------------------|------|---|-------------|---------|------|--|--------------|---------------------------------|---------------------------------|--|
| 1833 | 2883 | An Act To Facilitate Compliance with Federal Immigration Law by State and Local Government Entities (Governor's Bill) | Immigration | Lockman | JUD | "Sanctuary City" bill. This bill establishes prohibitions concerning restricting the sharing and use of immigration and citizenship information. It prohibits restricting the enforcement of federal immigration law. It establishes a complaint process and a duty to report. This bill also provides that if the Attorney General, upon investigation, determines that a government entity is violating these prohibitions, the Attorney General must issue an opinion stating that finding. The government entity has 30 days to appeal the finding to the Superior Court. If the Superior Court agrees with the Attorney General, the court must immediately enjoin the policy or practice. The government entity that continues the policy or practice is subject to a \$500 fine for each day the policy or practice remains in effect. If the Superior Court disagrees with the Attorney General, the Attorney General must immediately certify that the government entity is in compliance with the law. | Oppose | 3/15/18 1:30 PM Rm 438 SH | 3/20/18 1:00 PM Rm 438 SH | MAJ: ONTP (7) MIN: OTP-AM (6) Reported out 4/6/18 |

| LD # | LR # | Title | Category | Sponsor | Cmte | Summary | COP Position | Public Hearing | Work Session | Status |
|----------------------|------|--|-------------|-----------|------|---|--------------|----------------|--------------|--------|
| 1873 | 2934 | An Act To Align State-funded Benefits with Federal Eligibility Standards (Governor's Bill) | Immigration | Sanderson | HHS | Part A of this bill does the following: 1. It repeals the provision that requires the Department of Health and Human Services to provide a food supplement program benefit to noncitizens who would be eligible for federal Supplemental Nutrition Assistance Program benefits but for their status as aliens under the federal Personal Responsibility and Work Opportunity Reconciliation Act of 1996; 2. It repeals the provision that requires the Department of Health and Human Services to provide state supplemental security income for noncitizens who would be eligible for federal supplemental security income but for their status as aliens under the federal Personal Responsibility and Work Opportunity Reconciliation Act of 1996; 3. It repeals the provision that requires the Department of Health and Human Services to provide financial assistance to individuals who would be eligible for Temporary Assistance to Needy Families benefits but for their status as aliens under the federal Personal Responsibility and Work Opportunity Reconciliation Act of 1996; and 4. It includes an appropriations and allocations section. Part B of this bill does the following: 1. It amends the definition of "eligible person" in the municipal general assistance laws to repeal the provision in state law that affirmatively provides that a person who is lawfully present in the United States or who is pursuing a lawful process to apply for immigration relief is eligible for municipal general assistance for up to 24 months and | | | | |

| LD # | LR # | Title | Category | Sponsor | Cmte | Summary | COP Position | Public Hearing | Work Session | Status |
|----------------------|------|---|-------------|-----------|------|---|--------------|----------------------------------|----------------------------------|--|
| 1893 | 2982 | An Act To Ensure Fair Employment Opportunity for Maine Citizens and Legal Residents by Requiring the Use of a Federal Immigration Verification System (Governor's Bill) | Immigration | Lockman | LCRD | This bill requires every public employer and public contractor to register with and use a federal immigration verification system, currently known as E-Verify, to determine the work eligibility status of new employees physically performing services within the State. | | | | |
| 238 | 186 | An Act To Amend the Maine Medical Use of Marijuana Act | Marij | Brakey | HHS | This bill is a concept draft pursuant to Joint Rule 208. This bill proposes to amend the Maine Medical Use of Marijuana Act. | Monitor | 1/10/18 9:30 AM Rm 209 COB | 3/7/18 10:00 AM Rm 209 COB | Voted 3/7/18 OTP-AM Not rpt out |
| 411 | 1728 | An Act To Add Addiction to or Dependency on Opiates or Prescription Drugs to the List of Qualifying Conditions for Medical Marijuana | Marij | Brakey | HHS | This bill adds addiction to or dependency on opiates or prescription drugs to the list of qualifying conditions for medical marijuana. | Monitor | 1/10/18 9:30 AM Rm 209 COB | 3/7/18 10:00 AM Rm 209 COB | DEAD |
| 433 | 1285 | An Act To Allow Municipalities To Apply a Local Option Sales Tax to the Sale of Marijuana | Marij | Rykerson | MLI | This bill allows a municipality that approves the location of a retail marijuana store or a retail marijuana social club to impose a local option sales tax. Revenue from the local option sales tax after deduction for the cost of state administration is distributed to the municipality. | Monitor | | | DEAD |
| 762 | 2138 | An Act To Allow a Percentage of Funds from the Medical Use of Marijuana Fund To Fund Health Care Research | Marij | Sanderson | HHS | This bill is a concept draft pursuant to Joint Rule 208. This bill proposes to dedicate a percentage of the funds derived from the Medical Use of Marijuana Fund established in the Maine Revised Statutes, Title 22, section 2430 to a medical marijuana research fund. Under the bill, hospitals and other health care facilities may apply for grants to fund research proposals to study the medical efficacy of medical marijuana. | Monitor | 1/10/18 9:30 AM Rm 209 COB | 3/7/18 10:00 AM Rm 209 COB | DEAD |

| LD # | LR # | Title | Category | Sponsor | Cmte | Summary | COP Position | Public Hearing | Work Session | Status |
|----------------------|------|---|----------|-----------|------|--|--------------|----------------------------------|----------------------------------|--------|
| 1098 | 2149 | An Act To Ensure Reasonable Accommodations for Children for Whom Medical Marijuana Has Been Recommended | Marij | Sanderson | HHS | Current law allows the primary caregiver of a child for whom medical marijuana has been recommended to possess and administer the marijuana on school grounds. This bill allows a medical provider with whom the child has a bona fide relationship to possess and administer marijuana on school grounds. | Monitor | 1/10/18 9:30 AM Rm 209 COB | 3/7/18 10:00 AM Rm 209 COB | DEAD |

| LD # | LR # | Title | Category | Sponsor | Cmte | Summary | COP Position | Public Hearing | Work Session | Status |
|----------------------|------|---|----------|---------|------|---|--------------|----------------------------------|----------------------------------|--------|
| 1135 | 1506 | An Act To Strengthen the Efficacy of the Medical Marijuana Laws | Marij | Chace | HHS | This bill makes the following changes to the Maine Medical Use of Marijuana Act: 1. The limit on the number of qualifying patients a primary caregiver may assist is clarified to be for a period of one calendar month or more; 2. The definition of a collective is strengthened; 3. The penalties for participation in a collective are enhanced; 4. A level of local control is provided by allowing a municipality to limit the number of primary caregivers that may operate within that municipality and allowing for enactment of reasonable municipal regulations applicable to primary caregivers; 5. The confidentiality provisions of primary caregivers are removed; 6. A primary caregiver and a registered dispensary are subject to fines for violations of the provisions of the Act or for failing to register as a primary caregiver or dispensary; 7. Fines prescribed for violations of the Act are mandatory; 8. The Office of the Attorney General may seek an injunction to require a registered primary caregiver, a registered dispensary, a person who fails to register as a primary caregiver and who engages in conduct that is only authorized for a registered primary caregiver or a person or entity that fails to register as a dispensary and that engages in conduct that is only authorized for a registered dispensary to comply with the Act. The District Court may order the registered primary caregiver, the registered dispensary or the person or entity to pay the costs of the investigation and the costs of suit, | Monitor | 1/10/18 9:30 AM Rm 209 COB | 3/7/18 10:00 AM Rm 209 COB | DEAD |

| LD # | LR # | Title | Category | Sponsor | Cmte | Summary | COP Position | Public Hearing | Work Session | Status |
|----------------------|------|---|----------|---------|------|--|--------------|----------------------------------|-----------------------------------|--------|
| 1527 | 1974 | An Act To Ensure Safety, Quality and Transparency in the Medical Marijuana Market and To Ensure Sufficient Funding for Regulation and Enforcement with Respect to the Retail Marijuana Industry | Marij | Perry | MLI | This bill amends the Maine Medical Use of Marijuana Act in the following ways. 1. It imposes mandatory testing, labeling and record-keeping requirements on registered dispensaries. It provides that registered dispensaries are subject to inspection by the local fire department, building inspector or code enforcement officer to confirm that no health or safety concerns are present and that local health and safety ordinances apply to registered dispensaries. 2. It imposes mandatory testing, labeling and record-keeping requirements on registered primary caregivers. It provides that registered primary caregivers are subject to inspection by the Department of Health and Human Services to ensure regulatory compliance. It provides that registered primary caregivers are subject to inspection by the local fire department, building inspector or code enforcement officer to confirm that no health or safety concerns are present and that local health and safety ordinances apply to registered primary caregivers. 3. It provides that mandatory testing of medical marijuana and medical marijuana products may be conducted by testing facilities licensed under either the Maine Medical Use of Marijuana Act or the Marijuana Legalization Act. 4. It imposes a special tax of 20% on retail marijuana and retail marijuana products sold by retail marijuana stores and retail marijuana social clubs to ensure that the tax revenue generated is sufficient to fund enforcement | Monitor | 1/10/18 9:30 AM Rm 209 COB | 3/23/18 11:00 AM Rm 209 COB | DEAD |

| LD # | LR # | Title | Category | Sponsor | Cmte | Summary | COP Position | Public Hearing | Work Session | Status |
|----------------------|------|---|----------|-----------|------|---|--------------|----------------------------------|----------------------------------|---|
| 1539 | 1833 | An Act To Amend Maine's Medical Marijuana Law | Marij | Sanderson | HHS | This bill amends the laws governing the cultivation, possession and use of medical marijuana. It: 1. Amends definitions to add terms and to expand upon or provide clarity for existing terms; 2. Amends the qualifying condition of intractable pain to include pain that a medical provider determines is not managed effectively by prescription narcotics and allows a medical provider the discretion to issue a written certification for any medical condition that the physician believes may be alleviated by the patient's using marijuana for medical use. It also requires consultation with a minimum of 3 medical professionals, one of whom may be selected by the petitioner, prior to accepting or denying a petition to add a debilitating medical condition as a qualifying condition; 3. Replaces the limit of 2 1/2 ounces of marijuana that may be dispensed to a qualifying patient who is a Maine resident during a 15-day period with a limit of no more than 2 pounds in one transfer; 4. Allows a qualifying patient who is cultivating marijuana to furnish seeds and plants to another qualifying patient; 5. Permits a qualifying patient to designate more than one primary caregiver to assist the patient; the additional primary caregivers may not cultivate marijuana for the patient; 6. Prohibits a visiting qualifying patient, who is not a resident of Maine, from cultivating marijuana; 7. Permits a primary caregiver designated to cultivate marijuana to furnish seeds and plants to an authorized person; 8. Increases | monitor | 1/10/18 9:30 AM Rm 209 COB | 3/7/18 10:00 AM Rm 209 COB | Voted 3/29/18 Anticipated Divided Rpt Not rpt out |

| LD # | LR # | Title | Category | Sponsor | Cmte | Summary | COP Position | Public Hearing | Work Session | Status |
|----------------------|------|--|----------|----------|------|---|--------------|---------------------------------|-------------------------------------|---|
| 1719 | 2805 | An Act To Implement a Regulatory Structure for Adult Use Marijuana (After Deadline) (Emergency) | Marij | Pierce | MLI | This bill, which is an emergency bill, facilitates the development and administration of a regulated marketplace in the State for adult use marijuana and the regulation of the personal use of marijuana and the home cultivation of marijuana for personal adult use pursuant to the Marijuana Legalization Act, as approved by the voters at referendum in November 2016. | Monitor | 1/9/18 1:00 PM Rm 216 COB | Work session reconsidered 4/3/18 | Voted 4/3/18 Anticipated Divided Rpt Not rpt out |
| 1811 | 2887 | An Act Regarding Rules Governing the Medical Use of Marijuana Program | Marij | Hymanson | HHS | This bill prohibits the Department of Health and Human Services from adopting or enforcing rules that are not identical in substance to the rules in effect on January 31, 2018 governing the medical use of marijuana. The prohibition is repealed 90 days after the adjournment of the Second Regular Session of the 128th Legislature. The bill further directs the department to adopt rules governing the medical use of marijuana program that are identical in substance to the rules in effect on January 31, 2018 within 2 business days of the effective date of the enactment of this legislation. | Monitor | | | |
| 1821 | 2889 | An Act To Implement Recommendations of the Right To Know Advisory Committee Concerning Freedom of Access Training for Public Officials | RTK | Moonen | JUD | Current law requires officials elected to certain positions to complete training on the requirements of the Freedom of Access Act but does not require officials appointed to those positions to complete that training. This bill implements the recommendation of the Right To Know Advisory Committee that appointed officials also be required to complete the training. | | 2/22/18 1:00 PM Rm 438 SH | 2/27/18 1:00 PM Rm 438 SH | MAJ: OTP-AM MIN: ONTP Reported out 3/23/18 |

| LD # | LR # | Title | Category | Sponsor | Cmte | Summary | COP Position | Public Hearing | Work Session | Status |
|----------------------|------|--|----------|---------|------|---|--------------|---------------------------------|---------------------------------|---|
| 1831 | 2891 | An Act Concerning Remote Participation in Public Proceedings | RTK | Moonen | JUD | This bill is in response to recommendations contained in the Right To Know Advisory Committee's 12th annual report concerning remote participation in public proceedings by members of public bodies that are subject to the Freedom of Access Act. The bill expressly prohibits a member of a body subject to the Freedom of Access Act from participating in the body's public proceedings if the member is not physically present. Part A prohibits a member of a public body from participating in a public proceeding when that member is not physically present at the location of the public proceeding as indicated in the required public notice. The members of 7 specific public bodies are currently statutorily authorized to participate remotely in the public proceedings of those bodies, and they may continue to do so as long as the statutes still authorize such participation. The 7 bodies are the Finance Authority of Maine, the Commission on Governmental Ethics and Election Practices, the Maine Health and Higher Educational Facilities Authority, the Maine State Housing Authority, the Maine Municipal Bond Bank the Emergency Medical Services' Board and the Workers' Compensation Board. Part B amends the statutes enabling remote participation for the 7 bodies to repeal the authorization for remote participation July 1, 2020. Part C amends the Freedom of Access Act to require the joint standing committee of the Legislature having jurisdiction over judiciary matters to conduct a review | Outcome only | 2/22/18 1:00 PM Rm 438 SH | 2/27/18 1:00 PM Rm 438 SH | MAJ: OTP-AM (10) MIN: ONTP (3) Reported out 4/5/18 |

| LD # | LR # | Title | Category | Sponsor | Cmte | Summary | COP Position | Public Hearing | Work Session | Status |
|----------------------|------|---|----------|---------|------|---|--------------|---------------------------------|---------------------------------|---|
| 1832 | 2890 | An Act To Implement Recommendations of the Right To Know Advisory Committee Concerning Remote Participation | RTK | Moonen | JUD | This bill implements the recommendation of the Right To Know Advisory Committee to clarify when members of public bodies may participate remotely in public proceedings of those bodies. The bill prohibits a body subject to the Freedom of Access Act from allowing its members to participate in its public proceedings through telephonic, video, electronic or other similar means of communication unless the body has adopted a written policy that authorizes remote participation in a manner that allows all members to simultaneously hear and speak to each other during the public proceeding and allows members of the public attending the public proceeding at the location identified in the meeting notice to hear all members of the body. If the policy allows remote participation in executive sessions, the policy must establish procedures and requirements that ensure the privacy of the executive session. The bill requires a quorum of the body to be physically present at the location identified in the meeting notice unless immediate action is imperative and physical presence of a quorum is not reasonably practicable within the period of time requiring action. The bill requires that each member participating remotely identify all persons present at the remote location, that all votes be taken by roll call and that members participating remotely receive documents or other materials presented or discussed at the public proceeding in advance or when made available at the | Outcome only | 2/22/18 1:00 PM Rm 438 SH | 2/27/18 1:00 PM Rm 438 SH | Voted 2/27/18 Anticipated Divided Rpt Not rpt out |

| LD # | LR # | Title | Category | Sponsor | Cmte | Summary | COP Position | Public Hearing | Work Session | Status |
|----------------------|------|--|----------|---------|------|--|--------------|----------------------------------|----------------------------------|--|
| 816 | 1526 | An Act To Promote Academic Achievement through Hunger Relief for Maine Children | School | Breen | ECA | This bill directs the State to fund the difference between the federal reimbursements for reduced-price and free lunches in order to provide all children under 185% of the federal poverty level free lunch at school. | Support | | | Carried Over 8/2/17 |
| 1710 | 2456 | An Act To Restore Maine's School-based Health Centers (Emergency) | School | Handy | HHS | This bill restores funding to Maine's school-based health centers to the level of funding provided in fiscal year 2016-17. Amended to one time funding? | Support | 1/18/18 1:00 PM Rm 209 COB | 2/1/18 1:00 PM Rm 209 COB | MAJ: OTP-AM (8) MIN: ONTP (5) Reported out 3/7/18 |
| 1761 | 2497 | An Act Regarding the Prohibition on the Possession of a Firearm on School Property | School | Martin | ECA | This bill provides that the prohibition in current law on the possession of a firearm on public school property or the property of an approved private school does not apply to a person who possesses a firearm in a motor vehicle as long as the person is dropping off or picking up a student and remains in the vehicle and, in accordance with the federal Gun-Free School Zones Act of 1990, the firearm is not loaded and is in either a locked container or a locked firearms rack. | Oppose | 1/24/18 1:00 PM Rm 202 COB | 2/28/18 9:00 AM Rm 202 COB | DEAD |

| LD # | LR # | Title | Category | Sponsor | Cmte | Summary | COP Position | Public Hearing | Work Session | Status |
|----------------------|------|---|----------------|------------|------|--|--------------|----------------------------------|----------------------------------|------------------------|
| 1902 | 2942 | An Act To Implement Certain Recommendations of the Task Force To Identify Special Education Cost Drivers and Innovative Approaches to Services | School | Kornfield | ECA | This bill is reported out by the Joint Standing Committee on Education and Cultural Affairs pursuant to Resolve 2017, chapter 26, section 7. The bill includes certain recommendations proposed in the report submitted by the Task Force To Identify Special Education Cost Drivers and Innovative Approaches to Services established for consideration by the 128th Legislature. The joint standing committee has not taken a position on the substance of the report or this bill; and by submitting this bill the committee is not suggesting and does not intend to suggest that it agrees or disagrees with any aspect of the recommendations and the necessary changes to the Maine Revised Statutes, Title 20-A included in the report or this bill. The joint standing committee is submitting the bill for the sole purpose of turning certain proposals in the report into a printed bill that can be referred to the committee for an appropriate public hearing and subsequent processing in the normal course of business. The joint standing committee is taking this action to ensure clarity and transparency in the legislative review of the proposals included in the report submitted by the Task Force To Identify Special Education Cost Drivers and Innovative Approaches to Services. | | 4/11/18 2:00 PM Rm 202 COB | 4/13/18 1:30 PM Rm 202 COB | |
| 143 | 1154 | An Act To Authorize a General Fund Bond Issue To Provide Funding for Upgrades of Learning Spaces and Other Projects Funded by the School Revolving Renovation Fund (Bond Issue) (Title change) | School Funding | Farnsworth | AFA | This bill provides funds to be used to upgrade learning spaces in school buildings and for other necessary repairs approved by the Commissioner of Education. | Monitor | | | Carried Over 8/2/17 |

| LD # | LR # | Title | Category | Sponsor | Cmte | Summary | COP Position | Public Hearing | Work Session | Status |
|----------------------|------|--|----------------|---------|------|--|--------------|-----------------------------------|----------------------------------|---|
| 1331 | 701 | An Act To Authorize a General Fund Bond Issue To Recapitalize the School Revolving Renovation Fund (Bond Issue) | School Funding | Ginzler | AFA | The funds provided by this bond issue, in the amount of \$20,000,000, will be used to recapitalize the School Revolving Renovation Fund for the purpose of providing funds to public schools for renovation and capital repairs. | Support | 1/11/18 1:00 PM Rm 228 SH | | |
| 1843 | 2731 | An Act To Amend Career and Technical Education Statutes | School Funding | Langley | ECA | This bill amends the current calculation of state subsidy for career and technical education from an expenditure-driven model to a cost model to recognize current costs of direct instruction, operation of facilities and student and administrative support. The bill also changes the subsidy payment for satellite programs and career and technical education regions and establishes funding provisions for the operation of career and technical education middle school programs through authorization of pilot programs. | | 3/19/18 1:00 PM Rm 202 COB | 3/21/18 9:00 AM Rm 202 COB | Voted 3/21/18 OTP-AM Not rpt out |
| 1858 | 2949 | An Act To Include Security Installations and Upgrades in Maine's School Revolving Renovation Fund | School Funding | Millett | ENR | This bill amends the law governing the School Revolving Renovation Fund to specify that Priority 1 status loans made to school administrative units for school repair and renovation include loans for the installations or improvements necessary to increase school facility security. | | 3/19/18 11:00 AM Rm 202 COB | 3/21/18 9:00 AM Rm 202 COB | OTP Reported out 3/23/18 |
| 1869 | 2728 | An Act To Establish the Total Cost of Education and the State and Local Contributions to Education for Fiscal Year 2018-19 and To Provide That Employees of School Management and Leadership Centers Are Eligible To Participate in the Maine Public Employees Retirement System | School Funding | Langley | ECA | This bill establishes the total cost of funding public education from kindergarten to grade 12, the state contribution and the local contribution for fiscal year 2018-19. This bill also provides that employees of school management and leadership centers established under the Maine Revised Statutes, Title 20-A, chapter 123 are eligible to participate in the Maine Public Employees Retirement System. | | 3/26/18 1:00 PM Rm 202 COB | 3/28/18 1:00 PM Rm 202 COB | Voted 3/28/18 Anticipated Divided Rpt Not rpt out |

| LD # | LR # | Title | Category | Sponsor | Cmte | Summary | COP Position | Public Hearing | Work Session | Status |
|----------------------|------|---|----------|---------|------|---|--------------|----------------|---------------------------------|--|
| 1461 | 1619 | An Act To Encourage the Construction of Affordable Housing | Tax | Volk | TAX | This bill creates a tax credit for owners of low-income housing developments that qualify for tax credits under federal law and are financed with tax-exempt bonds, located in the State and determined by the Maine State Housing Authority to be eligible for a federal tax credit whether or not a federal tax credit is allocated to the development. A taxpayer who receives the credit must agree to enter a restrictive covenant to maintain and operate the development as low-income housing and follow various federal requirements for 15 years. The state tax credit is for 6 years and has a recapture provision if the basis of the development goes below a certain amount. An insurance company is allowed to apply the credit against the company's insurance premium tax. The Maine State Housing Authority is required annually to report various details of the qualified developments that received a credit for the prior tax year. | Support | | 4/9/18 1:00 PM Rm 127 SH | Voted 2/27/18 A: OTP-AM (8) B: ONTP (1) C: OTP-AM (4) Not rpt out Scheduled for WS on 4/9/18 at 1:00 PM |
| 1565 | 733 | An Act To Ensure the Effectiveness of Tax Increment Financing | Tax | Ward | TAX | This bill amends the criteria for adopting a development program as part of a development district by requiring that 80% of the area within the district is designated for development by an entity engaged in a qualified business activity that is directly related to financial services, manufacturing or targeted technologies. This provision applies to development programs approved by the Commissioner of Economic and Community Development on or after April 1, 2018. | Oppose | | 1/18/18 1:00 PM Rm 127 SH | DEAD |

| LD # | LR # | Title | Category | Sponsor | Cmte | Summary | COP Position | Public Hearing | Work Session | Status |
|----------------------|------|--|----------|---------|------|---|-------------------------------|---------------------------------|--------------------------------|--|
| 1629 | 2290 | An Act To Protect the Elderly from Tax Lien Foreclosures (Governor's Bill) | Tax | Espling | TAX | Creates a preforeclosure process that municipalities must follow in order to successfully foreclose a tax lien on property of a homeowner 65 years of age or older. The process includes active municipal assistance with an abatement application and mediation if necessary to create a reasonable tax payment plan. This bill also creates additional provisions concerning the sale of foreclosed property for all homeowners including allowing a homeowner to pay the tax lien with interest and costs before a tax sale; allowing a homeowner to remain in the home until the sale is completed; requiring the use of a real estate broker when the property is sold; and requiring the return to the homeowner of any net proceeds from the sale after adjustment for taxes owed, interest, fees and other allowable costs. | Oppose Plan to testify | 1/25/18 1:00 PM Rm 127 SH | 4/9/18 1:00 PM Rm 127 SH | Voted 3/22/18 OTP-AM (12) OTP-AM (1) Not rpt out Scheduled for WS on 4/9/18 at 1:00 PM |
| 1655 | 2770 | An Act To Update References to the United States Internal Revenue Code of 1986 Contained in the Maine Revised Statutes (Emergency) | TAX | Dow | TAX | This bill updates references to the United States Internal Revenue Code of 1986 contained in the Maine Revised Statutes, Title 36 to refer to the United States Internal Revenue Code of 1986 as amended through December 31, 2017 for tax years beginning on or after January 1, 2017 and for any prior tax years as specifically provided by the United States Internal Revenue Code of 1986, as amended. This bill primarily affects the State's income tax laws. | | 3/13/18 1:00 PM Rm 127 SH | 4/5/18 1:00 PM Rm 127 SH | Voted 4/5/18 Anticipated Divided Rpt Not rpt out |

| LD # | LR # | Title | Category | Sponsor | Cmte | Summary | COP Position | Public Hearing | Work Session | Status |
|----------------------|------|---|----------|---------|------|--|--------------|---------------------------------|--------------------------------|----------------------------------|
| 1687 | 2509 | An Act To Amend the Laws Governing the Calculation of Excise Tax on Automobiles | Tax | Dill | TAX | This bill changes the method of computing the excise tax that is levied on motor vehicles and camper trailers registered in the State. With the exception of certain commercial motor vehicles and buses and special mobile equipment, current law requires that the excise tax be based upon the maker's list price for the motor vehicle. This bill requires that the excise tax on motor vehicles and camper trailers be based on the purchase price of the vehicle for the first year and on the maker's list price for all succeeding years. Either the original bill of sale or the state sales tax document may be used to verify the purchase price. | Oppose | 1/25/18 1:00 PM Rm 127 SH | 2/6/18 1:00 PM Rm 127 SH | DEAD |
| 1721 | 2490 | An Act To Require Room Remarketers and Operators of Transient Rental Platforms To Be Registered for the Collection and Reporting of Sales Taxes | Tax | Hubbell | TAX | This bill expands the provision for sellers required to register to collect and report sales taxes to include online real property rental platforms. The bill adds definitions for "room remarketer" and "transient rental platform," and the definition for "sale price" is amended to include as consideration receipts by room remarketers and transient rental platform operators. The changes apply to sales occurring on or after October 1, 2018. | Monitor | 1/16/18 1:00 PM Rm 127 SH | 2/5/18 1:00 PM Rm 127 SH | OTP-AM Reported out 4/3/18 |

| LD # | LR # | Title | Category | Sponsor | Cmte | Summary | COP Position | Public Hearing | Work Session | Status |
|----------------------|------|---|----------|---------|------|--|--------------|---------------------------------|---------------------------------|--------|
| 1722 | 2711 | An Act To Encourage Computer Data Center Development by Providing a Sales Tax Refund or Exemption | Tax | Stanley | TAX | This bill provides a sales tax refund or exemption for the purchase of eligible server equipment, eligible power infrastructure and electronic data storage and data management services by an eligible computer data center that begins operation between October 1, 2018 and October 1, 2021. A qualifying business must add at least 20 full-time jobs with above-average wages within 6 years after the business first becomes eligible or the amount of refunded or exempt taxes plus interest will be recaptured by the State. | Monitor | 1/16/18 1:00 PM Rm 127 SH | 3/15/18 3:00 PM Rm 127 SH | DEAD |

| LD # | LR # | Title | Category | Sponsor | Cmte | Summary | COP Position | Public Hearing | Work Session | Status |
|----------------------|------|---|----------|---------|------|--|--------------|----------------|--------------|--------|
| 1903 | 2996 | An Act To Improve the Effectiveness of the Major Business Headquarters Expansion Tax Credit | Tax | Dow | TAX | This bill makes the following changes to improve the effectiveness of the income tax credit for major business expansions. 1. It provides that the number of additional employees that must be added by a certified applicant must be determined based on the number of qualifying employees above the certified applicant's base level of employment. 2. It provides that a certificate of completion issued by the Commissioner of Economic and Community Development must state the amount of the qualified investment made by the certified applicant, and it clarifies that the credit is 2% of the lesser of the amount of actual qualified investment specified in the certified applicant's certificate of completion and the amount of qualified investment approved in the certificate of approval. 3. It amends reporting requirements and establishes evaluation guidance to improve the future review of the credit under the Maine Revised Statutes, Title 3, chapter 37 by the Office of Program Evaluation and Government Accountability, the joint legislative committee established to oversee program evaluation and government accountability matters and the joint standing committee of the Legislature having jurisdiction over taxation matters. 4. It clarifies that, if a certificate of approval has been transferred, the transferee is responsible for any repayment obligations if there is a recapture of credit amounts. | | | | |

| LD # | LR # | Title | Category | Sponsor | Cmte | Summary | COP Position | Public Hearing | Work Session | Status |
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| 797 | 2052 | An Act To Fund Railroad Infrastructure and Operations | Transportation | Talbot Ross | MLI | This bill requires 20% of revenue from the sales tax on retail marijuana and retail marijuana products to be transferred to the Multimodal Transportation Fund to be used for the multimodal forms of transportation, limited to passenger marine, road surface and passenger rail transit, of the State, municipalities and multimodal providers supporting passenger rail operations. Priority investment must be targeted to those railroad corridors that could support passenger and freight operations and enhance the movement of agricultural products. | Monitor | | | Carried Over 8/2/17 |
| 1724 | 2611 | An Act To Authorize Municipalities To Develop and Operate Pilot Programs for the Use of Autonomous Vehicles for Public Transportation | Transportation | Sanborn | TRAN | This bill authorizes municipalities to enter into memoranda of agreement with the Secretary of State, the Department of Transportation and the Department of Professional and Financial Regulation, Bureau of Insurance to develop, test and operate pilot programs for the use of autonomous vehicles for public transportation until March 31, 2022. It requires any municipality that develops, tests or operates a pilot program to submit a report regarding the pilot program to the joint standing committee of the Legislature having jurisdiction over transportation matters by December 1, 2021, and it authorizes the joint standing committee to report out a bill to the Second Regular Session of the 130th Legislature. | Support | 1/18/18 1:00 PM Rm 126 SH | 2/27/18 1:00 PM Rm 126 SH | OTP-AM Reported out 3/15/18 |

| LD # | LR # | Title | Category | Sponsor | Cmte | Summary | COP Position | Public Hearing | Work Session | Status |
|----------------------|------|--|----------------|---------|------|--|--------------|---------------------------------|---|--|
| 1752 | 2673 | An Act To Amend the Laws Governing Pilotage Requirements for Passenger Ferry Service between Maine and Nova Scotia | Transportation | Dion | TRAN | This bill amends the pilotage requirements for vessels providing regularly scheduled passenger ferry service between Bar Harbor, Maine and Yarmouth, Nova Scotia. | Oppose | 1/18/18 1:00 PM Rm 126 SH | 3/13/18 1:00 PM Rm 126 SH Reconsider | DEAD Committee directed Bay Ferries, pilots, CAT to meet an work on compromise. |
| 1754 | 2657 | Resolve, Directing the Department of Transportation To Prioritize and Increase the Funding for Rural Roads | Transportation | Jackson | TRAN | This resolve directs the Department of Transportation to prioritize and increase funding for the construction and repair of rural roads, giving the highest priority to rural roads that provide the greatest economic benefit to the State. | Oppose | 1/18/18 1:00 PM Rm 126 SH | 1/25/18 1:00 PM Rm 126 SH | DEAD |