

**STATE OF MAINE  
ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE  
SECOND REGULAR SESSION  
JOURNAL OF THE SENATE**

In Senate Chamber  
Tuesday  
January 23, 2018

Senate called to order by President Michael D. Thibodeau of Waldo County.

Prayer by Pastor Stephen Prescott, The Rock Church of Scarborough.

**PASTOR PRESCOTT:** Let's take a moment now and pray. Father, God, we just come before You today. We just want to thank You for this opportunity to meet together and to worship You. Lord, You are the giver of life and wisdom and, Lord, today we want to lift up Your work in the State of Maine. Lord, would You do Your work and bring about Your purposes in these people? Lord, I pray for Your blessings over this state. I pray for Your blessing and Your guidance over the leadership, Lord, in this room and around this building. Lord, I feel so humble to be in the presence of these leaders that You have appointed as authorities in this state. I pray for them and their families, for their health, for connection with each other, for peace, Lord, that comes from You. Lord, I pray encouragement for the Senators in this room and all of the passions that You have given them. Lord, let them know that with You they are never alone. Lord, would You give our Representatives, our Senators, and our Governor wisdom to make decisions that are based on Your principles and, Lord, let us, all of us, here never forget the influence You've given us, the calling You've placed on our lives to be world changers and to make the State of Maine just a little bit more like heaven. Lord, Your kingdom come, Your will be done on earth as it is in heaven. I pray these things in Your mighty name. Amen.

Pledge of Allegiance led by Senator Scott W. Cyrway of Kennebec County.

Reading of the Journal of Thursday, January 18, 2018.

Doctor of the day, Lisa Letourneau, M.D. of Portland.

Off Record Remarks

**PAPERS FROM THE HOUSE**

**Non-Concurrent Matter**

JOINT RESOLUTION MAKING APPLICATION TO THE CONGRESS OF THE UNITED STATES TO CALL A CONSTITUTIONAL CONVENTION UNDER ARTICLE V OF THE UNITED STATES CONSTITUTION TO PROPOSE AN AMENDMENT TO THE UNITED STATES CONSTITUTION TO RESTORE FREE AND FAIR ELECTIONS  
S.P. 667

In Senate, January 16, 2018, on motion by Senator **MASON** of Androscoggin, **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS** and ordered printed.

Comes from the House, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** in **NON-CONCURRENCE**.

On motion by Senator **MASON** of Androscoggin, the Senate **INSISTED**.

Sent down for concurrence.

**House Paper**

Bill "An Act To Improve Market Stability for Maine Residents Purchasing Individual Health Insurance Coverage"  
H.P. 1237 L.D. 1792

Comes from the House, **REFERRED** to the Committee on **INSURANCE AND FINANCIAL SERVICES** and ordered printed.

On motion by Senator **WHITTEMORE** of Somerset, **REFERRED** to the Committee on **INSURANCE AND FINANCIAL SERVICES** and ordered printed, in concurrence.

The Chair noted the absence of the Senator from Cumberland, Senator **DION**, the Senator from Androscoggin, Senator **LIBBY**, the Senator from York, Senator **DESCHAMBAULT**, and the Senator from Washington, Senator **MAKER**, and further excused the same Senators from today's Roll Call votes.

**COMMUNICATIONS**

The Following Communication: S.C. 759

**STATE OF MAINE  
ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE  
COMMITTEE ON AGRICULTURE, CONSERVATION AND FORESTRY**

January 18, 2018

The Honorable Michael D. Thibodeau  
President of the Senate of Maine  
128th Maine State Legislature  
State House  
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Agriculture, Conservation and Forestry has had under consideration the nomination of Jack L. Waterman, M.D. of Waldoboro, for appointment to the Board of Pesticides Control.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	1	Davis of Piscataquis
	Representatives	8	Dunphy of Old Town, Ackley of Monmouth, Black of Wilton, Chapman of Brooksville, Higgins of Dover-Foxcroft, Martin of Sinclair, McElwee of Caribou, O'Neil of Saco
NAYS		0	
ABSENT		4	Sen. Dill of Penobscot, Sen. Saviello of Franklin, Rep. Kinney of Knox, Rep. Skolfield of Weld

Nine members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Jack L. Waterman, M.D. of Waldoboro, for appointment to the Board of Pesticides Control be confirmed.

Signed,

S/Paul T. Davis  
Senate Chair

S/Michelle Ann Dunphy  
House Chair

**READ and ORDERED PLACED ON FILE.**

The President laid before the Senate the following: "Shall the recommendation of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158 and with Joint Rule 506 of the 128<sup>th</sup> Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#486)**

YEAS: Senators: None

NAYS: Senators: BELLOWS, BRAKEY, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, COLLINS, CYRWAY, DAVIS, DIAMOND, DILL, DOW, GRATWICK, HAMPER, HILL, JACKSON, KATZ, KEIM, LANGLEY, MASON, MILLETT, MIRAMANT, ROSEN, SAVIELLO, VITELLI, VOLK, WHITTEMORE, WOODSOME, PRESIDENT THIBODEAU

ABSENT: Senator: CUSHING

EXCUSED: Senators: DESCHAMBAULT, DION, LIBBY, MAKER

No Senator having voted in the affirmative and 30 Senators having voted in the negative, with 1 Senator being absent and 4 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Jack L. Waterman**, M.D. of Waldoboro for appointment to the Board of Pesticides Control was **CONFIRMED**.

The Secretary will inform the Speaker of the House of Representatives of the Senate's action.

The Following Communication: S.C. 760

**STATE OF MAINE  
ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE  
COMMITTEE ON AGRICULTURE, CONSERVATION AND  
FORESTRY**

January 18, 2018

The Honorable Michael D. Thibodeau  
President of the Senate of Maine  
128th Maine State Legislature  
State House  
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Agriculture, Conservation and Forestry has had under consideration the nomination of Donald A. Kleiner of Union, for reappointment to the Land For Maine's Future Board.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS    Senators        1        Davis of Piscataquis  
          Representatives 8        Dunphy of Old Town, Ackley  
                                  of Monmouth, Black of  
                                  Wilton, Chapman of  
                                  Brooksville, Higgins of Dover-  
                                  Foxcroft, Martin of Sinclair,  
                                  McElwee of Caribou, O'Neil  
                                  of Saco

NAYS                    0

ABSENT                4        Sen. Dill of Penobscot, Sen.  
                                  Saviello of Franklin, Rep.  
                                  Kinney of Knox, Rep.  
                                  Skolfield of Weld

EXCUSED: Senators: CUSHING, DESCHAMBAULT, DION,  
 LIBBY, MAKER

No Senator having voted in the affirmative and 30 Senators  
 having voted in the negative, with 5 Senators being excused, and  
 none being less than two-thirds of the Membership present and  
 voting, it was the vote of the Senate that the Committee's  
 recommendation be **ACCEPTED** and the nomination of **Donald  
 A. Kleiner** of Union for reappointment to the Land For Maine's  
 Future Board was **CONFIRMED**.

The Secretary will inform the Speaker of the House of  
 Representatives of the Senate's action.

Nine members of the Committee having voted in the affirmative  
 and zero in the negative, it was the vote of the Committee that the  
 nomination of Donald A. Kleiner of Union, for reappointment to  
 the Land For Maine's Future Board be confirmed.

Signed,

S/Paul T. Davis  
 Senate Chair

S/Michelle Ann Dunphy  
 House Chair

**READ and ORDERED PLACED ON FILE.**

The President laid before the Senate the following: "Shall the  
 recommendation of the Committee on **AGRICULTURE,  
 CONSERVATION AND FORESTRY** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158 and with  
 Joint Rule 506 of the 128<sup>th</sup> Legislature, the vote was taken by the  
 Yeas and Nays.

The Chair noted the absence of the Senator from Penobscot,  
 Senator **CUSHING**, and further excused the same Senator from  
 today's Roll Call votes.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#487)**

YEAS:        Senators: None

NAYS:        Senators: BELLOWS, BRAKEY, BREEN,  
                  CARPENTER, CARSON, CHENETTE,  
                  CHIPMAN, COLLINS, CYRWAY, DAVIS,  
                  DIAMOND, DILL, DOW, GRATWICK,  
                  HAMPER, HILL, JACKSON, KATZ, KEIM,  
                  LANGLEY, MASON, MILLETT,  
                  MIRAMANT, ROSEN, SAVIELLO,  
                  VITELLI, VOLK, WHITTEMORE,  
                  WOODSOME, PRESIDENT THIBODEAU

The Following Communication:        S.C. 761

**STATE OF MAINE  
 ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE  
 COMMITTEE ON APPROPRIATIONS AND FINANCIAL  
 AFFAIRS**

January 18, 2018

The Honorable Michael D. Thibodeau  
 President of the Senate of Maine  
 128th Maine State Legislature  
 State House  
 Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule  
 505 of the Maine Legislature, the Joint Standing Committee on  
 Appropriations and Financial Affairs has had under consideration  
 the nomination of Brian H. Noyes of South Freeport, for  
 reappointment to the Maine Public Employees Retirement System  
 Board of Trustees.

After public hearing and discussion on this nomination, the  
 Committee proceeded to vote on the motion to recommend to the  
 Senate that this nomination be confirmed. The Committee Clerk  
 called the roll with the following result:

YEAS	Senators	1	Hamper of Oxford
	Representatives	8	Gattine of Westbrook, Frey of Bangor, Jorgensen of Portland, Martin of Eagle Lake, Seavey of Kennebunkport, Sirocki of Scarborough, Timberlake of Turner, Winsor of Norway
NAYS		0	
ABSENT		4	Sen. Breen of Cumberland, Sen. Katz of Kennebec, Rep. Hubbell of Bar Harbor, Rep. Tepler of Topsham

Nine members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Brian H. Noyes of South Freeport, for reappointment to the Maine Public Employees Retirement System Board of Trustees be confirmed.

Signed,

S/James M. Hamper  
Senate Chair

S/Drew M. Gattine  
House Chair

**READ and ORDERED PLACED ON FILE.**

The President laid before the Senate the following: "Shall the recommendation of the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158 and with Joint Rule 506 of the 128<sup>th</sup> Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#488)**

YEAS: Senators: None

NAYS: Senators: BELLOWS, BRAKEY, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, COLLINS, CYRWAY, DAVIS, DIAMOND, DILL, DOW, GRATWICK, HAMPER, HILL, JACKSON, KATZ, KEIM, LANGLEY, MASON, MILLETT, MIRAMANT, ROSEN, SAVIELLO, VITELLI, VOLK, WHITTEMORE, WOODSOME, PRESIDENT THIBODEAU

EXCUSED: Senators: CUSHING, DESCHAMBAULT, DION, LIBBY, MAKER

No Senator having voted in the affirmative and 30 Senators having voted in the negative, with 5 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Brian H. Noyes** of South Freeport for reappointment to the Maine Public Employees Retirement System Board of Trustees was **CONFIRMED**.

The Secretary will inform the Speaker of the House of Representatives of the Senate's action.

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Off Record Remarks  
\_\_\_\_\_

The Following Communication: S.C. 774

**STATE OF MAINE  
ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE  
COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY**

January 18, 2018

The Honorable Michael D. Thibodeau  
President of the Senate of Maine  
128th Maine State Legislature  
State House  
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Criminal Justice and Public Safety has had under consideration the nomination of Suzanne J. M. Krauss of Brunswick, for appointment as the Maine Emergency Management Agency Director.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	2	Rosen of Hancock, Cyrway of Kennebec
	Representatives	6	Warren of Hallowell, Gerrish of Lebanon, Longstaff of Waterville, Mearan of Hollis, Reckitt of South Portland, Talbot Ross of Portland
NAYS		0	
ABSENT		5	Sen. Diamond of Cumberland, Rep. Corey of Windham, Rep. Grohman of Biddeford, Rep. Herrick of Paris, Rep. Nadeau of Winslow

Eight members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Suzanne J. M. Krauss of Brunswick, for appointment as the Maine Emergency Management Agency Director be confirmed.

Signed,

S/Kimberley C. Rosen  
Senate Chair

S/Charlotte May Warren  
House Chair

**READ and ORDERED PLACED ON FILE.**

The President laid before the Senate the following: "Shall the recommendation of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158 and with Joint Rule 506 of the 128<sup>th</sup> Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#489)**

YEAS: Senators: None

NAYS: Senators: BELLOWS, BRAKEY, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, COLLINS, CYRWAY, DAVIS, DIAMOND, DILL, DOW, GRATWICK, HAMPER, HILL, JACKSON, KATZ, KEIM, LANGLEY, MASON, MILLETT, MIRAMANT, ROSEN, SAVIELLO, VITELLI, VOLK, WHITEMORE, WOODSOME, PRESIDENT THIBODEAU

EXCUSED: Senators: CUSHING, DESCHAMBAULT, DION, LIBBY, MAKER

No Senator having voted in the affirmative and 30 Senators having voted in the negative, with 5 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Suzanne J. M. Krauss** of Brunswick for appointment as the Maine Emergency Management Agency Director was **CONFIRMED**.

The Secretary will inform the Speaker of the House of Representatives of the Senate's action.

**THE PRESIDENT:** The Chair is pleased to recognize in the rear of the Chamber today Suzanne J.M. Krauss. Would she please rise and accept the congratulations of the State Senate.

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The Following Communication: S.C. 762

**STATE OF MAINE  
ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE  
COMMITTEE ON LABOR, COMMERCE, RESEARCH AND  
ECONOMIC DEVELOPMENT**

January 18, 2018

The Honorable Michael D. Thibodeau  
President of the Senate of Maine  
128th Maine State Legislature  
State House  
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Labor, Commerce, Research and Economic Development has had under consideration the nomination of Rita M. Armstrong of Freeport, for reappointment to the Midcoast Regional Redevelopment Authority.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	1	Bellows of Kennebec
	Representatives	7	Fecteau of Biddeford, Bates of Westbrook, Doore of Augusta, Lockman of Amherst, Mastraccio of Sanford, Stetkis of Canaan, Vachon of Scarborough

NAYS 0

ABSENT 5 Sen. Volk of Cumberland, Sen. Langley of Hancock, Rep. Austin of Gray, Rep. Handy of Lewiston, Rep. Sylvester of Portland

Eight members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Rita M. Armstrong of Freeport, for reappointment to the Midcoast Regional Redevelopment Authority be confirmed.

Signed,

S/Amy F. Volk  
Senate Chair

S/Ryan M. Fecteau  
House Chair

**READ and ORDERED PLACED ON FILE.**

The President laid before the Senate the following: "Shall the recommendation of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158 and with Joint Rule 506 of the 128<sup>th</sup> Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#490)**

YEAS: Senators: None

NAYS: Senators: BELLOWS, BRAKEY, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, COLLINS, CYRWAY, DAVIS, DIAMOND, DILL, DOW, GRATWICK, HAMPER, HILL, JACKSON, KATZ, KEIM, LANGLEY, MASON, MILLETT, MIRAMANT, ROSEN, SAVIELLO, VITELLI, VOLK, WHITTEMORE, WOODSOME, PRESIDENT THIBODEAU

Representatives 7 Fecteau of Biddeford, Bates of Westbrook, Doore of Augusta, Lockman of Amherst, Mastraccio of Sanford, Stetkis of Canaan, Vachon of Scarborough

NAYS 0  
ABSENT 5

Sen. Volk of Cumberland, Sen. Langley of Hancock, Rep. Austin of Gray, Rep. Handy of Lewiston, Rep. Sylvester of Portland

EXCUSED: Senators: CUSHING, DESCHAMBAULT, DION, LIBBY, MAKER

No Senator having voted in the affirmative and 30 Senators having voted in the negative, with 5 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Rita M. Armstrong** of Freeport for reappointment to the Midcoast Regional Redevelopment Authority was **CONFIRMED**.

Eight members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Lenora H. Burke of Brunswick, for appointment to the Midcoast Regional Redevelopment Authority be confirmed.

The Secretary will inform the Speaker of the House of Representatives of the Senate's action.

Signed,

S/Amy F. Volk  
Senate Chair

S/Ryan M. Fecteau  
House Chair

**READ and ORDERED PLACED ON FILE.**

The Following Communication: S.C. 763

The President laid before the Senate the following: "Shall the recommendation of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** be overridden?"

**STATE OF MAINE  
ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE  
COMMITTEE ON LABOR, COMMERCE, RESEARCH AND  
ECONOMIC DEVELOPMENT**

January 18, 2018

In accordance with 3 M.R.S.A., Chapter 6, Section 158 and with Joint Rule 506 of the 128<sup>th</sup> Legislature, the vote was taken by the Yeas and Nays.

The Honorable Michael D. Thibodeau  
President of the Senate of Maine  
128th Maine State Legislature  
State House  
Augusta, Maine 04333-0003

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

Dear Mr. President:

**ROLL CALL (#491)**

YEAS: Senators: None

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Labor, Commerce, Research and Economic Development has had under consideration the nomination of Lenora H. Burke of Brunswick, for appointment to the Midcoast Regional Redevelopment Authority.

NAYS: Senators: BELLOWS, BRAKEY, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, COLLINS, CYRWAY, DAVIS, DIAMOND, DILL, DOW, GRATWICK, HAMPER, HILL, JACKSON, KATZ, KEIM, LANGLEY, MASON, MILLETT, MIRAMANT, ROSEN, SAVIELLO, VITELLI, VOLK, WHITTEMORE, WOODSOME, PRESIDENT THIBODEAU

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

EXCUSED: Senators: CUSHING, DESCHAMBAULT, DION, LIBBY, MAKER

YEAS Senators 1 Bellows of Kennebec

No Senator having voted in the affirmative and 30 Senators having voted in the negative, with 5 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Lenora H. Burke** of Brunswick for appointment to the Midcoast Regional Redevelopment Authority was **CONFIRMED**.

The Secretary will inform the Speaker of the House of Representatives of the Senate's action.

Eight members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Herman A. Nichols of Bath, for appointment to the Midcoast Regional Redevelopment Authority be confirmed.

Signed,

S/Amy F. Volk  
Senate Chair

S/Ryan M. Fecteau  
House Chair

**READ and ORDERED PLACED ON FILE.**

The President laid before the Senate the following: "Shall the recommendation of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158 and with Joint Rule 506 of the 128<sup>th</sup> Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#492)**

YEAS: Senators: None

NAYS: Senators: BELLOWS, BRAKEY, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, COLLINS, CYRWAY, DAVIS, DIAMOND, DILL, DOW, GRATWICK, HAMPER, HILL, JACKSON, KATZ, KEIM, LANGLEY, MASON, MILLETT, MIRAMANT, ROSEN, SAVIELLO, VITELLI, VOLK, WHITTEMORE, WOODSOME, PRESIDENT THIBODEAU

EXCUSED: Senators: CUSHING, DESCHAMBAULT, DION, LIBBY, MAKER

No Senator having voted in the affirmative and 30 Senators having voted in the negative, with 5 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Herman A. Nichols** of Bath for appointment to the Midcoast Regional Redevelopment Authority was **CONFIRMED**.

The Secretary will inform the Speaker of the House of Representatives of the Senate's action.

The Following Communication: S.C. 764

**STATE OF MAINE  
ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE  
COMMITTEE ON LABOR, COMMERCE, RESEARCH AND  
ECONOMIC DEVELOPMENT**

January 18, 2018

The Honorable Michael D. Thibodeau  
President of the Senate of Maine  
128th Maine State Legislature  
State House  
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Labor, Commerce, Research and Economic Development has had under consideration the nomination of Herman A. Nichols of Bath, for appointment to the Midcoast Regional Redevelopment Authority.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	2	Volk of Cumberland, Bellows of Kennebec
	Representatives	6	Fecteau of Biddeford, Doore of Augusta, Lockman of Amherst, Mastraccio of Sanford, Stetkis of Canaan, Vachon of Scarborough
NAYS		0	
ABSENT		5	Sen. Langley of Hancock, Rep. Austin of Gray, Rep. Bates of Westbrook, Rep. Handy of Lewiston, Rep. Sylvester of Portland

The Following Communication: S.C. 765

**STATE OF MAINE  
ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE  
COMMITTEE ON LABOR, COMMERCE, RESEARCH AND  
ECONOMIC DEVELOPMENT**

January 18, 2018

**ROLL CALL (#493)**

The Honorable Michael D. Thibodeau  
 President of the Senate of Maine  
 128th Maine State Legislature  
 State House  
 Augusta, Maine 04333-0003

YEAS: Senators: None

NAYS: Senators: BELLOWS, BRAKEY, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, COLLINS, CYRWAY, DAVIS, DIAMOND, DILL, DOW, GRATWICK, HAMPER, HILL, JACKSON, KATZ, KEIM, LANGLEY, MASON, MILLETT, MIRAMANT, ROSEN, SAVIELLO, VITELLI, VOLK, WHITTEMORE, WOODSOME, PRESIDENT THIBODEAU

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Labor, Commerce, Research and Economic Development has had under consideration the nomination of Carl W. Flora of Presque Isle, for reappointment to the Midcoast Regional Redevelopment Authority.

EXCUSED: Senators: CUSHING, DESCHAMBAULT, DION, LIBBY, MAKER

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

No Senator having voted in the affirmative and 30 Senators having voted in the negative, with 5 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Carl W. Flora** of Presque Isle for reappointment to the Midcoast Regional Redevelopment Authority was **CONFIRMED**.

YEAS	Senators	2	Volk of Cumberland, Bellows of Kennebec
	Representatives	7	Fecteau of Biddeford, Bates of Westbrook, Doore of Augusta, Lockman of Amherst, Mastraccio of Sanford, Stetkis of Canaan, Vachon of Scarborough
NAYS		0	
ABSENT		4	Sen. Langley of Hancock, Rep. Austin of Gray, Rep. Handy of Lewiston, Rep. Sylvester of Portland

The Secretary will inform the Speaker of the House of Representatives of the Senate's action.

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Off Record Remarks

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Nine members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Carl W. Flora of Presque Isle, for reappointment to the Midcoast Regional Redevelopment Authority be confirmed.

The Following Communication: S.C. 769

**STATE OF MAINE  
 128<sup>TH</sup> LEGISLATURE  
 OFFICE OF THE PRESIDENT**

Signed,

S/Amy F. Volk  
 Senate Chair

S/Ryan M. Fecteau  
 House Chair

January 17, 2018

Honorable Heather J.R. Priest  
 Secretary of Senate  
 3 State House Station  
 Augusta, ME 04333

**READ and ORDERED PLACED ON FILE.**

Dear Secretary Priest:

The President laid before the Senate the following: "Shall the recommendation of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** be overridden?"

Pursuant to my authority under Joint Rule 353, H.P. 806, I have rescinded the appointment of Diane Johanson of Hallowell as a member of the Maine Bicentennial Commission.

In accordance with 3 M.R.S.A., Chapter 6, Section 158 and with Joint Rule 506 of the 128<sup>th</sup> Legislature, the vote was taken by the Yeas and Nays.

Furthermore, I have appointed Alison Sucey of Augusta, to the Maine Bicentennial Commission, representing a statewide business to promote tourism. This appointment is effective on the date of this letter.

The Doorkeepers secured the Chamber.

Please let me know if you have any questions regarding this appointment.

The Secretary opened the vote.



Sincerely,

S/Michael D. Thibodeau  
President of the Senate

**READ and ORDERED PLACED ON FILE.**

The Following Communication: S.C. 772

**STATE OF MAINE  
128<sup>TH</sup> LEGISLATURE  
HOUSE OF REPRESENTATIVES  
SPEAKER'S OFFICE**

January 19, 2018

Honorable Heather Priest  
Secretary of the Senate  
3 State House Station  
Augusta, ME 04333-0003

Dear Secretary Priest:

Pursuant to my authority under Title 5, Chapter 371-A § 7030 of the Maine Revised Statutes, I am pleased to reappoint Ruth Kermish-Allen of Appleton to the Permanent Commission on the Status of Women effective immediately.

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

Sincerely,

S/Sara Gideon  
Speaker of the House

**READ and ORDERED PLACED ON FILE.**

The Following Communication: S.C. 773

**STATE OF MAINE  
128<sup>TH</sup> LEGISLATURE  
HOUSE OF REPRESENTATIVES  
SPEAKER'S OFFICE**

January 19, 2018

The Honorable Heather Priest  
Secretary of the Senate  
3 State House Station  
Augusta, ME 04333

Dear Secretary Priest;

Pursuant to my authority under Title 5, MRSA, Chapter 163, §2003, I am pleased to reappoint Jon Giles of Gray to the Maine Library of Geographic Information Board as a member of the private sector representing geographic information vendors effective February 23, 2018.

Please contact my office if you have any questions regarding this reappointment.

Sincerely,

S/Sara Gideon  
Speaker of the House

**READ and ORDERED PLACED ON FILE.**

The Following Communication: S.C. 770

**STATE OF MAINE  
ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE  
COMMITTEE ON APPROPRIATIONS AND FINANCIAL  
AFFAIRS**

January 18, 2018

Honorable Michael D. Thibodeau, President of the Senate  
Honorable Sara Gideon, Speaker of the House  
128th Legislature  
State House  
Augusta, Maine 04333

Dear President Thibodeau and Speaker Gideon:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Appropriations and Financial Affairs has voted unanimously to report the following bill(s) out "Ought Not to Pass":

L.D. 376 An Act To Authorize a General Fund Bond Issue for a New Engineering Design and Education Center at the University of Maine

This is notification of the Committee's action.

Sincerely,

S/Sen. James M. Hamper  
Senate Chair

S/Rep. Drew M. Gattine  
House Chair

**READ and with accompanying papers ORDERED PLACED ON FILE.**

The Following Communication: S.C. 771

**STATE OF MAINE  
ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE  
COMMITTEE ON TAXATION**

January 16, 2018

Honorable Michael D. Thibodeau, President of the Senate  
Honorable Sara Gideon, Speaker of the House  
128th Legislature  
State House  
Augusta, Maine 04333

Dear President Thibodeau and Speaker Gideon:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Taxation has voted unanimously to report the following bill(s) out "Ought Not to Pass":

L.D. 442 An Act To Create a Family Caregiver Income Tax Credit

This is notification of the Committee's action.

Sincerely,

S/Sen. Dana L. Dow S/Rep. Ryan Tipping  
Senate Chair House Chair

**READ and with accompanying papers ORDERED PLACED ON FILE.**

The Following Communication: S.C. 766

**STATE OF MAINE  
DEPARTMENT OF PROFESSIONAL AND FINANCIAL  
REGULATION  
36 STATE HOUSE STATION  
AUGUSTA, MAINE**

January 16, 2018

Hon. Michael D. Thibodeau, President of the Senate  
Hon. Sara Gideon, Speaker of the House  
128<sup>th</sup> Maine Legislature  
State House  
Augusta, Maine 04333

Dear President Thibodeau and Speaker Gideon:

In accordance with Title 9-B MRSA §217, as amended, enclosed please find a copy of the Annual Report from the Superintendent of the Bureau of Financial Institutions to the Legislature.

In the event that you may have any questions regarding the information contained in this Report, the Bureau would be pleased to respond. This Report will also be available in electronic format at [www.maine.gov/pfr/financialinstitutions](http://www.maine.gov/pfr/financialinstitutions).

Very truly yours,

S/Lloyd P. LaFountain III  
Superintendent

**READ and with accompanying papers ORDERED PLACED ON FILE.**

The Following Communication: S.C. 767

**STATE OF MAINE  
WORKERS' COMPENSATION BOARD  
OFFICE OF THE EXECUTIVE DIRECTOR/CHIAR  
27 STATE HOUSE STATION  
AUGUSTA, MAINE**

January 18, 2018

Honorable Sara Gideon  
Speaker of the House  
2 State House Station  
Augusta, Maine 04333

Honorable Michael D. Thibodeau  
President of the Senate  
3 State House Station  
Augusta, Maine 04333

RE: Annual Report of the Workers' Compensation Board Pursuant to 5 M.R.S.A. §12023(2)

Dear Speaker Gideon and President Thibodeau:

Pursuant to 5 M.R.S.A., §12023, please consider this the transmittal letter for the required report from the Workers' Compensation Board due by February 1, 2018.

Please contact me if you have any questions or need additional information.

Very truly yours,

S/Paul H. Sighinolfi, Esq.  
Executive Director/Chair

**READ and with accompanying papers ORDERED PLACED ON FILE.**

The Following Communication: S.C. 768

**LORING COMMERCE CENTRE  
154 DEVELOPMENT DRIVE, SUITE F  
LIMESTONE, MAINE**

January 17, 2018

Honorable Sara Gideon Speaker of the House  
2 State House Station  
Augusta. Maine 04333

Honorable Michael D. Thibodeau President of the Senate  
3 State House Station  
Augusta, Maine 04333

Dear Speaker Gideon and President Thibodeau:

Pursuant to 5 M.R.S.A., Section 12023, please consider this the letter of transmittal for the required report from the Loring Development Authority of Maine due by February 1, 2018.

Please contact me if you have any questions or need additional information.

Thank you.

Very truly yours,

S/Carl W. Flora  
President & CEO

**READ** and with accompanying papers **ORDERED PLACED ON FILE**.

\_\_\_\_\_  
All matters thus acted upon were ordered sent down forthwith for concurrence.

\_\_\_\_\_  
**SENATE PAPERS**

Bill "An Act To Allow the Efficient and Responsible Acquisition and Sale of Property by the Department of Administrative and Financial Services"

S.P. 672 L.D. 1794

Presented by Senator DAVIS of Piscataquis.  
Submitted by the Department of Administrative and Financial Services pursuant to Joint Rule 203.

On motion by Senator DAVIS of Piscataquis, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed.

Ordered sent down forthwith for concurrence.

\_\_\_\_\_  
**REPORTS OF COMMITTEES**

**House**

**Pursuant to Statute**

The Committee on **MARINE RESOURCES** on Bill "An Act To Continue the Maine Lobster Marketing Collaborative"

H.P. 1236 L.D. 1791

Reported that the same be **REFERRED** to the Committee on **MARINE RESOURCES**, pursuant to the Maine Revised Statutes, Title 12, section 6455, subsection 8.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **MARINE RESOURCES**.

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

Bill and accompanying papers **REFERRED** to the Committee on **MARINE RESOURCES**, in concurrence.

\_\_\_\_\_  
**Pursuant to Statute**

The Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Transfer Funds to the Maine Clean Election Fund To Provide Adequate Funding for Maine Clean Election Fund Candidates"

H.P. 1226 L.D. 1780

Reported that the same be **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS**, pursuant to the Maine Revised Statutes, Title 21-A, section 1124, subsection 4.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS**.

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

Bill and accompanying papers **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS**, in concurrence.

\_\_\_\_\_  
**Senate**

**Ought to Pass**

Senator WHITTEMORE for the Committee on **INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Improve the Regulation of Debt Collectors"

S.P. 613 L.D. 1663

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

Report **READ** and **ACCEPTED**.

Bill **READ ONCE**.

**ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY**.

\_\_\_\_\_  
Senator COLLINS for the Committee on **TRANSPORTATION** on Resolve, To Designate a Bridge in Surry the Old Surry Schoolhouse Bridge

S.P. 626 L.D. 1727

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

Report **READ** and **ACCEPTED**.

Bill **READ ONCE**.

**ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.**

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All matters thus acted upon were ordered sent down forthwith for concurrence.

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Off Record Remarks

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On motion by Senator **MASON** of Androscoggin, **ADJOURNED** until Thursday, January 25, 2018 at 10:00 in the morning.