

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
FIRST CONFIRMATION SESSION
JOURNAL OF THE SENATE**

In House Chamber
Monday
August 24, 2020

Pursuant to the provisions of Article V, Part First, Section 8 of the Constitution and the laws of the State of Maine, the Senate convened in the House Chamber at 10:00 in the Morning and was called to order by President **TROY D. JACKSON** of Aroostook County.

Prayer by Senator Ned Claxton of Androscoggin County.

SENATOR CLAXTON: Thank you. It is indeed an honor to be able to offer this morning's opening prayer. Since I began to serve here my respect for the institution has continued to grow month by month. I may be up here today because I was the first one to say yes when I was asked if I would do the prayer but it still remains a true honor to stand in front of you, my colleagues, as we gather. I need to at least briefly acknowledge the losses for all of us that have not been specifically addressed. Whether it's COVID related deaths or illnesses, whether it's jobs or livelihoods, whether it's physical closeness or community gatherings, all of us have had losses and need time and space to grieve. I invite you to join me in a moment of quiet reflection. Thank you.

The prayer I offer today has borrowed extensively from the creativity of others and might better fit in a full legislative session but it reflects some of my heartfelt appreciation for this institution and my commitment to the people we serve. May the spirit of prayer and meditation be in this Chamber.

We have gathered here today from different places and circumstances, life paths, vocations, and avocations, each with unique personal faith, each with a different understanding of God. Different though we may be, we join together as one each and every time we convene as the Maine Senate. In this way we are not unlike this world, a world in which we invest our love and hope. So let's invoke our love and hope and service to that which is worthy, keep within each of our hearts love and hope for the cause of shared human welfare. Be with this assembly in its work. May we, this day, be reminded of the responsibilities we carry, not so that we are intimidated or overwhelmed but that we may be true to them, so that we may be faithful in carrying them forward. Grant us the wisdom to create what is essential for the common good, guiding us with the spirits of courage, compassion, and commitment. May the members of this Chamber maintain a high sense of their calling, remembering that we are invested here with honor and called to a wider vision of the world, a world made more fair, more just, more equitable, and more safe by our efforts. Shalom, peace, blessed be, amen.

Pledge of Allegiance led by Senator Kimberley C. Rosen of Hancock County.

THE PRESIDENT: Good morning, everyone. Before we begin this Confirmation Session, the Chair would like to advise members on a few reminders regarding the protocol and safety precautions for this unique situation we find ourselves in today. First, members, and I very much appreciate this, but members must wear protective face coverings while in the Chamber. If any member is unable to wear a protective face covering we ask that they step out of the Chamber. Each member has been given an assigned seat in this Chamber that is at least six feet apart from the next member. Your desk, chair, microphone have been sanitized. The other contents on your desk have been untouched since last week. Throughout the session, please continue to maintain a distance of at least six feet apart from others at all times. Hand sanitizer is available on your desk and upon entering the Chamber, so please use it often. Also, the windows in the Chamber are open to provide additional air flow and the House Gallery is closed, making sure that just us and staff, only Senators and authorized essential Legislative staff are allowed on the House Chamber floor. We see the press has been allowed down here in the Well and up in the Gallery, in designated locations. No food or drink is in the Chamber. Please note that there will be no floor distributions allowed. Also no notes will be passed between members by the staff. Voting tablets have been sanitized and placed on the member's assigned desk. These tablets must remain at the desk at all times. The Chair will direct the Secretary to give an overview of this system in a minute. Lastly, the Chair will remind members that all Senate Rules, decorum, and the Rules of Parliamentary Practice comprised in Mason's Manual of Legislative Procedure or any other standard authority govern the Senate in all cases in which they are applicable, in which they are not inconsistent with withstanding rules of the Senate or the Joint Rules of the two Chambers, even though we are in the House this afternoon or this morning. So I'm going to pass it to Secretary Grant who has done unbelievable work with his staff and group and the people in the House putting this all together. A lot of work, a lot of thinking, a lot of planning has gone into this to make this happen today and make sure we get these important confirmations through. So with that, I'm going to pass it to Secretary Grant.

SECRETARY GRANT: Thank you. Good morning. I just want to draw member's attention to the tablets on your desk. These are assigned specifically to you and I notice that you are all sitting in your assigned seats so there shouldn't be any issues there. These are new. It's a new voting system that we've acquired and we're going to test it out this morning to see how the seven confirmation votes go. It's a pretty simple tablet though. As you can see on your desk, there's a button that's green for Yea, red for No, and then there's a reset button. So if you press Yea or Nay and you want to change your vote press the reset and it will clear your vote so you can change your vote. There's also an RTS button, similar to the desks in the Senate Chamber. RTS is request to speak. You press that, that will show up on the President's screen so that he knows that you wish to speak. Right now you can't vote. It won't be allowed until the vote is open. We will give that a try when we do the quorum call. When we do the quorum call, I'll call your name. If you could say that you're present, please say that out loud, and then press the green button and we'll test it out. It should actually appear here on this projection screen, but also it will appear on your tablet. When the

vote is open, there is a tab. It's called "Display Board" and when you press on the display board it will show all 35 names and it will light up green or red, so you can also see how the vote is from your tablet. The last thing, if you are speaking, you don't have anyone to direct to turn on the microphones, so on your desk there's a little sticky arrow that shows you where to press on and off for the microphone if you do have to speak. If have any issues just raise your hand and Melissa and Nic are here. We have a bunch of other IT support staff in the back of the room. They will come over and try to help resolve any issues with your tablet. If there are any major issues we're just going to go to a voice vote as well, just so it won't hold up things. We figured we'd give this new system a trial, so I appreciate your cooperation and that's all for now.

THE PRESIDENT: As the Secretary said, new system and we're going to go as slow as we need to to make this work. Obviously, these confirmations are important to have during this period, so we wanted to get this done. So we're going to start. I want to let the Chamber know that the Senator from Somerset, Senator Farrin; the Senator from Androscoggin, Senator Timberlake; the Senator from York, Senator Woodsome; the Senator from Washington, Senator Moore; and the Senator from Cumberland, Senator Breen, will be excused from all roll call votes today.

The Chair noted the absence of the Senator from Cumberland, Senator **BREEN**, the Senator from Somerset, Senator **FARRIN**, the Senator from Washington, Senator **MOORE**, the Senator from Androscoggin, Senator **TIMBERLAKE**, and the Senator from York, Senator **WOODSOME**, and further excused the same Senators from today's Roll Call votes.

The Following Communication: S.C. 1101

August 18, 2020

Honorable Darek Grant
Secretary of the Senate
3 State House Station
Augusta, ME 04333

Dear Secretary Grant:

Pursuant to my authority under Article V, Part 1, Section 8 of the Maine Constitution, I will be calling the Maine Senate into session on August 24, 2020, at 10:00 a.m. for the purpose of voting on various appointments made by Gov. Janet T. Mills to the Commission on Governmental Ethics and Election Practices, District Court and Gambling Control Board.

Due to the COVID-19 pandemic, the Maine Senate will meet in the House Chamber for the confirmation session and follow strict health and safety protocols. These protocols have been reviewed by the Maine CDC and Capitol Police to ensure the health and safety of lawmakers and legislative staff. As always, members of the public will be able to stream the confirmation session on the Legislature's website.

These seven appointees received confirmation hearings in the appropriate committees of jurisdiction during the months of July and August in preparation for a possible special session. Now that it is increasingly clear that the Legislature will not reconvene for a special session during the month of August, I felt it was important to hold votes on these nominees, especially the nominees to the Ethics Commission before their nominations expired on August 31. Not only is this about doing our job in the Maine Senate, but we owe it to Maine people to ensure our independent Ethics Commission is operating at full capacity, especially in an election year.

Sincerely,

S/Troy Jackson
Maine Senate President

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 1102

**STATE OF MAINE
129TH LEGISLATURE
THE MAINE SENATE**

**Safety Protocols for Confirmation Session in the House
Chamber at the State House
Monday, August 24, 2020 at 10am**

COVID-19 Prevention Policy, unanimously adopted by Legislative Council on July 9, 2020

"To minimize the spread of disease and protect the health and safety of Legislators, legislative staff and others in light of the risks presented by the highly contagious COVID-19, the following policy is established for legislators, legislative staff and essential third parties who are working onsite in legislative space. Essential third parties means members of the press, contractors, and delivery staff. This policy replaces the Legislative Council Policy on the Wearing of Protective Face Coverings During Authorized Meetings of Legislative Committees. This policy is effective through the end of the 129th Legislature and will be subject to continuing updates.

Every individual has a responsibility to comply with the policy for their own safety and for the safety of others working in Legislative space. If an individual in a legislative space is not in compliance with this policy, legislative staff is expected to leave the legislative space."

Entry Into the State House

Pursuant to the COVID-19 Prevention Policy, prior to initial arrival at and entry into the State House or legislative space in the Cross Office Building each day, legislators, legislative staff and essential third parties shall complete a self-screening of their health status using a checklist that consists of the following questions:

- Do you have a cough or sore throat?
- Do you have a fever or do you feel feverish?

- Do you have shortness of breath?
- Do you have a loss of taste or smell?
- Have you been around anyone exhibiting these symptoms within the past 14 days or who has tested positive for COVID-19 regardless of symptoms?
- Are you living with anyone who is sick or quarantined, or have you been in the last 14 days?
- Have you been out of state in the last 14 days?
- Have you tested positive for COVID-19 within the past 14 days?

If the staff answers to any of these questions is "yes," please contact your supervisor to discuss next steps. Guidance will be provided to supervisors regarding appropriate next steps. If a staff person who has answered "yes" to any of these questions is physically capable of working, that person's supervisor may authorize that staff person to work from home. If a legislator or essential third party answers "yes" to any of these questions, the legislator or essential third party shall refrain from entering legislative space.

Additionally, the COVID-19 Prevention Policy states, an individual who enters any legislative space must wear a protective face covering while in that legislative space in a manner that covers the nose and mouth, unless the individual (1) is unable to wear a protective face covering due to a medical condition; (2) is alone in their own office; (3) is alone in a legislative space; or (4) is in their own cubicle and able to socially distance at a minimum at 6 feet. Face coverings should cover your nose and mouth, fit snugly against the sides of your face, and not have exhalation valves. Cloth face coverings should have multiple layers of cloth. Members are encouraged wear face coverings in non-legislative spaces as well, including hallways, bathrooms and the rotunda.

If an individual is unable to wear a protective face covering due to a medical condition, that individual may not be in the room in which a committee meeting is being held, but may participate remotely.

All individuals in legislative space shall seek to maintain at all times a distance of at least 6 feet from others within that legislative space. The directors of individual legislative offices are authorized to set office-specific guidelines in order to meet these physical distancing requirements, including but not limited to room capacity, access to offices, and traffic flow. All individuals are expected to comply with posted room and elevator capacity signs as well as posted office-specific physical distancing guidelines.

A full copy of the COVID-19 Prevention Policy is enclosed.

The State House remains closed to the public. Video and audio of the Senate Confirmation Session will be made available to the public online at: www.legislature.maine.gov.

Confirmation Session in the House Chamber

Assigned seating is separated by more than 6 feet (please see the chart for your desk location). Each desk will be supplied with a bottle of hand sanitizer. The desks and microphones have been sanitized.

Voting tablets have been sanitized and placed on the member's assigned desk. These tablets must remain at the desk at all times. Members may use their tablet for voting and the paperless chamber program.

Only the Senate Calendar will be distributed to members to minimize points of transmission. This will be done first thing in the morning, well in advance of the session. There will be no floor distributions allowed. No notes will be passed between members by staff.

A hand sanitizing station will be set up at the entrance to the chamber. Members are encouraged to use it upon entering and exiting the chamber.

Members are discouraged from entering and exiting the House Chamber in groups. Handshakes and other physical greetings are also discouraged.

No food or drink is allowed in the chamber.

If the weather conditions allow, the windows will be open during the session.

The chamber will be sanitized during any recess.

The House gallery will be closed.

Only Senators and authorized essential legislative staff are allowed on the House Chamber floor. Please consult with the Secretary of the Senate for approval of any staff requests to be allowed behind the glass wall in the chamber. This will be limited to only a few individuals.

Press will be allowed in designated locations on the chamber floor.

All Senate Rules, decorum, and the rules of parliamentary practice comprised in Mason's Manual of Legislative Procedure or any other standard authority, govern the Senate in all cases in which they are applicable and in which they are not inconsistent with the standing rules of the Senate or of the joint rules of the two chambers.

All procedures and inquiries will be directed to the Secretary of the Senate.

S/Troy D. Jackson
President of the Senate

S/Darek M. Grant
Secretary of the Senate

READ and ORDERED PLACED ON FILE.

QUORUM CALL

30 Senators having answered the Call, the Chair declared a quorum present.

On motion by Senator **LIBBY** of Androscoggin, the following Senate Order:

S.O. 29

Ordered, that a message be sent to Governor Janet T. Mills informing her that in accordance with Article V, Part First, Section 8 of the Constitution of Maine, a quorum of Senators is assembled in the House Chamber for the consideration of such business as may come before the Senate.

READ and PASSED.

The Chair appointed the Senator from Androscoggin, Senator **LIBBY**, to deliver the message to the Governor. The Senator was escorted to the Governor's Office.

Subsequently, the Senator from Androscoggin, Senator **LIBBY**, reported that he had delivered the message with which he was charged.

COMMUNICATIONS

The Following Communication: S.C. 1078

**STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE**

July 17, 2020

The Honorable Troy Jackson
President of the Senate
3 State House Station
Augusta, Maine 04333

RE: Reappointment of The Honorable David J. Mitchell- District Court Judge

Dear President Jackson:

This is to inform you that I am today nominating The Honorable David J. Mitchell of Calais, for reappointment as a District Court Judge.

Pursuant to Title 4, MRSA § 157, this reappointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Judiciary.

Very truly yours,

S/Janet T. Mills
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 1079

**STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE**

July 17, 2020

The Honorable Troy Jackson
President of the Senate
3 State House Station
Augusta, Maine 04333

RE: Appointment of The Honorable Nichi S. Farnham of Bangor to the Maine Human Rights Commission

Dear President Jackson:

This is to inform you that I am today nominating The Honorable Nichi S. Farnham of Bangor for appointment to the Maine Human Rights Commission.

Pursuant to Title 5, MRSA §4561, this appointment is contingent on the Maine State Senate's confirmation after review by the Joint Standing Committee on Judiciary.

Thank you.
Very truly yours,

S/Janet T. Mills
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 1080

**STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE**

July 17, 2020

The Honorable Troy Jackson
President of the Senate
3 State House Station
Augusta, Maine 04333

RE: Appointment of The Honorable David R. Hastings of Fryeburg to the Commission on Governmental Ethics and Election Practices

Dear President Jackson:

This is to inform you that I am today nominating The Honorable David R. Hastings of Fryeburg for Appointment to the Commission on Governmental Ethics and Election Practices.

Pursuant to Title 1 MRSA §1002, this Appointment is contingent on the Maine State Senate's confirmation after review by the Joint Standing Committee on Veterans and Legal Affairs.

Thank you.
Very truly yours,

S/Janet T. Mills
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 1081

**STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE**

July 17, 2020

The Honorable Troy Jackson
President of the Senate
3 State House Station
Augusta, Maine 04333

RE: Appointment of Dennis Marble of Hampden to the
Commission on Governmental Ethics and Election Practices

Dear President Jackson:

This is to inform you that I am today nominating Dennis Marble of
Hampden for appointment to the Commission on Governmental
Ethics and Election Practices.

Pursuant to Title 1 MRSA §1002, this appointment is contingent
on the Maine State Senate's confirmation after review by the Joint
Standing Committee on Veterans and Legal Affairs.

Thank you.
Very truly yours,

S/Janet T. Mills
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 1082

**STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE**

July 17, 2020

The Honorable Troy Jackson
President of the Senate
3 State House Station
Augusta, Maine 04333

RE: Appointment of The Honorable William Schneider of Durham
to the Commission on Governmental Ethics and Election
Practices

Dear President Jackson:

This is to inform you that I am today nominating The Honorable
William Schneider of Durham for Appointment to the Commission
on Governmental Ethics and Election Practices.

Pursuant to Title 1 MRSA §1002, this Appointment is contingent
on the Maine State Senate's confirmation after review by the Joint
Standing Committee on Veterans and Legal Affairs.

Thank you.
Very truly yours,

S/Janet T. Mills
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 1083

**STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE**

July 17, 2020

The Honorable Troy Jackson
President of the Senate
3 State House Station
Augusta, Maine 04333

RE: Appointment of Charmaine Brown, DVM of Monmouth to the
Gambling Control Board

Dear President Jackson:

This is to inform you that I am today nominating Charmaine
Brown, DVM of Monmouth for appointment to the Gambling
Control Board.

Pursuant to Title 8, MRSA §1002, this appointment is contingent
on the Maine Senate confirmation after review by the Joint
Standing Committee on Veterans and Legal Affairs.

Thank you.
Very truly yours,

S/Janet T. Mills
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 1084

**STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE**

July 17, 2020

The Honorable Troy Jackson
President of the Senate
3 State House Station
Augusta, Maine 04333

RE: Appointment of Steven J. Silver, Esquire of South Portland to the Gambling Control Board

Dear President Jackson:

This is to inform you that I am today nominating Steven J. Silver, Esquire of South Portland for appointment to the Gambling Control Board.

Pursuant to Title 8, MRSA §1002, this appointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Veterans and Legal Affairs.

Thank you.
Very truly yours,

S/Janet T. Mills
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 1085

**STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE**

July 17, 2020

The Honorable Troy Jackson
President of the Senate
3 State House Station
Augusta, Maine 04333

RE: Appointment of Andrew Conant, CPA of Hancock to the Gambling Control Board

Dear President Jackson:

This is to inform you that I am today nominating Andrew Conant, CPA of Hancock for appointment to the Gambling Control Board.

Pursuant to Title 8, MRSA §1002, this appointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Veterans and Legal Affairs.

Thank you.
Very truly yours,

S/Janet T. Mills
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 1086

**STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE**

July 17, 2020

The Honorable Troy Jackson
President of the Senate
3 State House Station
Augusta, Maine 04333

RE: Reappointment of Dana F. Connors of Gray to the Northern New England Passenger Rail Authority.

Dear President Jackson:

This is to inform you that I am today nominating Dana F. Connors of Gray for reappointment to the Northern New England Passenger Rail Authority.

Pursuant to Title 23, MRSA §8112, this reappointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Transportation.

Thank you.
Very truly yours,

S/Janet T. Mills
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 1087

**STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE**

July 17, 2020

The Honorable Troy Jackson
President of the Senate
3 State House Station
Augusta, Maine 04333

RE: Appointment of Carol Murray of Sanford to the Northern New England Passenger Rail Authority.

Dear President Jackson:

This is to inform you that I am today nominating Carol Murray of Sanford for appointment to the Northern New England Passenger Rail Authority.

Pursuant to Title 23, MRSA §8112, this appointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Transportation.

Thank you.
Very truly yours,

S/Janet T. Mills
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 1088

**STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE**

July 17, 2020

The Honorable Troy Jackson
President of the Senate
3 State House Station
Augusta, Maine 04333

RE: Appointment of James I. Cohen of Portland to the Northern New England Passenger Rail Authority.

Dear President Jackson:

This is to inform you that I am today nominating James I. Cohen of Portland for appointment to the Northern New England Passenger Rail Authority.

Pursuant to Title 23, MRSA §8112, this appointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Transportation.

Thank you.
Very truly yours,

S/Janet T. Mills
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 1089

**STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE**

July 17, 2020

The Honorable Troy Jackson
President of the Senate
3 State House Station
Augusta, Maine 04333

RE: Maine Turnpike Authority Board of Directors

Dear President Jackson:

This is to inform you that I am today nominating Thomas J. Zuke of Saco for reappointment to the Maine Turnpike Authority Board of Directors.

Pursuant to Title 23, MRSA §1964-A, this reappointment is contingent on the Maine State Senate's confirmation after review by the Joint Standing Committee on Transportation.

Thank you.
Very truly yours,

S/Janet T. Mills
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 1071

**STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE**

June 30, 2020

The Honorable Troy Jackson
President of the Senate
3 State House Station
Augusta, Maine 04333

RE: Reappointment of James R. May of Mapleton to the Land Use Planning Commission

Dear President Jackson:

This is to inform you that I intend to nominate Mr. James R. May of Mapleton for Reappointment to the Land Use Planning Commission when the Committee of Jurisdiction is able to act on nominations.

This notification is made necessary by Title 12 MRSA § 683-A, part 4 which states "Any member who has not been reappointed by the Governor or a board of county commissioners prior to the expiration of that member's term may not continue to serve on the commission, unless the Governor notifies the Legislature in writing prior to the expiration of that member's term that extension of that member's term is required to ensure fair consideration of specific major applications pending before the commission."

Thank you.

Very truly yours,

S/Janet T. Mills
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 1100

**COUNTY OF HANCOCK
COMMISSIONERS' OFFICE
ELLSWORTH, MAINE**

July 23, 2020

Honorable Sara Gideon, Speaker of the House
Honorable Troy Jackson, Senate President
Legislative Information Office
Attn: Casey Milligan
100 State House Station
Augusta, ME 04333 – 0100

Speaker of the House Gideon & Senate President Jackson:

The Hancock County Commissioners voted unanimously (3 - 0), at the March 3rd Commissioner meeting, in favor of re-submitting Millard Billings' name to continue serving on the LUPC. As we all know and recognize, Millard has done a great job serving the people of Hancock County and the State of Maine during his tenure on the Land Use Planning Commission.

The Commissioners of Hancock County thank you for your continued support of Mr. Billings as our representative. If you need anything in addition to this letter, please do not hesitate to contact me directly.

Respectfully,

S/Scott A. Adkins, County Administrator
Hancock County Commissioners

READ and ORDERED PLACED ON FILE.

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

COMMUNICATIONS

The Following Communication: S.C. 1104

**STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE**

July 27, 2020

The Honorable Troy Jackson
President of the Senate
3 State House Station
Augusta, Maine 04333

RE: Maine Human Rights Commission - Withdrawal of Nomination

Dear President Jackson:

This is to inform you that, pursuant to my authority under Title 3 M.R.S.A., §154, I am withdrawing the nomination of Nichi Farnham of Bangor to the Maine Human Rights Commission for consideration at this time.

Thank you.
Very truly yours,

S/Janet T. Mills,
Governor

READ and ORDERED PLACED ON FILE.

Senate at Ease.

The Senate was called to order by the President.

The Following Communication: S.C. 1077

**STATE OF MAINE
ONE HUNDRED AND TWENTY NINTH LEGISLATURE
COMMITTEE ON JUDICIARY**

July 28, 2020

The Honorable Troy Dale Jackson
President of the Senate of Maine
129th 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 Judiciary has had under consideration the nomination of The Honorable David J. Mitchell of Calais, for reappointment as a District Court Judge.

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	3	Carpenter, M. of Aroostook, Bellows, S. of Kennebec, Keim, L. of Oxford
	Representatives	6	Bailey, D. of Saco, Babbidge, C. of Kennebunk, Cardone, B. of Bangor, Evangelos, J. of Friendship, Harnett, T. of Gardiner, Talbot Ross, R. of Portland

NAYS 0

ABSENT 4 Rep. Curtis, P. of Madison, Rep. DeVeau, J. of Caribou, Rep. Haggan, D. of Hampden, Rep. Reckitt, L. of South Portland

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 The Honorable David J. Mitchell of Calais, for reappointment as a District Court Judge be confirmed.

Signed,

S/Michael E. Carpenter Senate Chair S/Donna Bailey House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on JUDICIARY be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158 and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#429)

YEAS: Senators: None

NAYS: Senators: BELLOWS, BLACK, CARPENTER, CARSON, CHENETTE, CHIPMAN, CLAXTON, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DOW, FOLEY, GRATWICK, GUERIN, HAMPER, HERBIG, KEIM, LAWRENCE, LIBBY, LUCHINI, MILLETT, MIRAMANT, POULIOT, ROSEN, SANBORN H, SANBORN L, VITELLI, PRESIDENT JACKSON

EXCUSED: Senators: BREEN, FARRIN, MOORE, TIMBERLAKE, WOODSOME

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 the Honorable David J. Mitchell of Calais for reappointment as a District Court Judge was CONFIRMED.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 1090

STATE OF MAINE ONE HUNDRED AND TWENTY NINTH LEGISLATURE COMMITTEE ON VETERANS AND LEGAL AFFAIRS

July 31, 2020

The Honorable Troy Dale Jackson President of the Senate of Maine 129th 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 Veterans and Legal Affairs has had under consideration the nomination of Steven J. Silver of South Portland, for appointment to the Gambling Control 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 2 Luchini, L. of Hancock, Cyrway, S. of Kennebec Representatives 7 Schneck, J. of Bangor, Ackley, K. of Monmouth, Cooper, J. of Yarmouth, Hickman, C. of Winthrop, McCreight, J. of Harpswell, O'Connell, K. of Brewer, Strom, S. of Pittsfield

NAYS 0

ABSENT 4 Sen. Herbig, E. of Waldo, Rep. Andrews, J. of Paris, Rep. Dolloff, J. of Milton Township, Rep. Hanington, S. of Lincoln

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 Steven J. Silver of South Portland, for appointment to the Gambling Control Board be confirmed.

Signed,

S/Louis J. Luchini Senate Chair S/John C. Schneck House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on VETERANS AND LEGAL AFFAIRS be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158 and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#430)

YEAS: Senators: None

NAYS: Senators: BELLOWS, BLACK, CARPENTER, CARSON, CHENETTE, CHIPMAN, CLAXTON, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DOW, FOLEY, GRATWICK, GUERIN, HAMPER, HERBIG, KEIM, LAWRENCE, LIBBY, LUCHINI, MILLETT, MIRAMANT, POULIOT, ROSEN, SANBORN H, SANBORN L, VITELLI, PRESIDENT JACKSON

EXCUSED: Senators: BREEN, FARRIN, MOORE, TIMBERLAKE, WOODSOME

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 **Steven J. Silver** of South Portland for appointment to the Gambling Control Board was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 1091

**STATE OF MAINE
ONE HUNDRED AND TWENTY NINTH LEGISLATURE
COMMITTEE ON VETERANS AND LEGAL AFFAIRS**

July 31, 2020

The Honorable Troy Dale Jackson
President of the Senate of Maine
129th 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 Veterans and Legal Affairs has had under consideration the nomination of Andrew Conant of Hancock, for appointment to the Gambling Control 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 2 Luchini, L. of Hancock, Cyrway, S. of Kennebec

Representatives 7 Schneck, J. of Bangor, Ackley, K. of Monmouth, Cooper, J. of Yarmouth, Hickman, C. of Winthrop, McCreight, J. of Harpswell, O'Connell, K. of Brewer, Strom, S. of Pittsfield

NAYS 0

ABSENT 4 Sen. Herbig, E. of Waldo, Rep. Andrews, J. of Paris, Rep. Dolloff, J. of Milton Township, Rep. Hanington, S. of Lincoln

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 Andrew Conant of Hancock, for appointment to the Gambling Control Board be confirmed.

Signed,

S/Louis J. Luchini
Senate Chair

S/John C. Schneck
House Chair

READ and ORDERED PLACED ON FILE.

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

In accordance with 3 M.R.S.A., Chapter 6, Section 158 and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#431)

YEAS: Senators: None

NAYS: Senators: BELLOWS, BLACK, CARPENTER, CARSON, CHENETTE, CHIPMAN, CLAXTON, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DOW, FOLEY, GRATWICK, GUERIN, HAMPER, HERBIG, KEIM, LAWRENCE, LIBBY, LUCHINI, MILLETT, MIRAMANT, POULIOT, ROSEN, SANBORN H, SANBORN L, VITELLI, PRESIDENT JACKSON

EXCUSED: Senators: BREEN, FARRIN, MOORE,
TIMBERLAKE, WOODSOME

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 **Andrew Conant** of Hancock for appointment to the Gambling Control Board was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 1092

**STATE OF MAINE
ONE HUNDRED AND TWENTY NINTH LEGISLATURE
COMMITTEE ON VETERANS AND LEGAL AFFAIRS**

July 31, 2020

The Honorable Troy Dale Jackson
President of the Senate of Maine
129th 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 Veterans and Legal Affairs has had under consideration the nomination of Charmaine A. Brown, DVM of Monmouth, for appointment to the Gambling Control 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	2	Luchini, L. of Hancock, Cyrway, S. of Kennebec
	Representatives	7	Schneck, J. of Bangor, Ackley, K. of Monmouth, Cooper, J. of Yarmouth, Hickman, C. of Winthrop, McCreight, J. of Harpswell, O'Connell, K. of Brewer, Strom, S. of Pittsfield
NAYS		0	
ABSENT		4	Sen. Herbig, E. of Waldo, Rep. Andrews, J. of Paris, Rep. Dolloff, J. of Milton Township, Rep. Hanington, S. of Lincoln

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 Dr. Charmaine A. Brown, DVM of Monmouth, for appointment to the Gambling Control Board be confirmed.

Signed,

S/Louis J. Luchini
Senate Chair

S/John C. Schneck
House Chair

READ and ORDERED PLACED ON FILE.

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

In accordance with 3 M.R.S.A., Chapter 6, Section 158 and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#432)

YEAS: Senators: None

NAYS: Senators: BELLOWS, BLACK, CARPENTER,
CARSON, CHENETTE, CHIPMAN, CLAXTON,
CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND,
DILL, DOW, FOLEY, GRATWICK, GUERIN,
HAMPER, HERBIG, KEIM, LAWRENCE, LIBBY,
LUCHINI, MILLETT, MIRAMANT, POULIOT,
ROSEN, SANBORN H, SANBORN L, VITELLI,
PRESIDENT JACKSON

EXCUSED: Senators: BREEN, FARRIN, MOORE,
TIMBERLAKE, WOODSOME

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 Dr. **Charmaine A. Brown**, DVM of Monmouth for appointment to the Gambling Control Board was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 1093

**STATE OF MAINE
ONE HUNDRED AND TWENTY NINTH LEGISLATURE
COMMITTEE ON VETERANS AND LEGAL AFFAIRS**

July 31, 2020

The Honorable Troy Dale Jackson
 President of the Senate of Maine
 129th Maine State Legislature
 State House
 Augusta, Maine 04333-0003

ROLL CALL (#433)

YEAS: Senators: None

NAYS: Senators: BELLOWS, BLACK, CARPENTER, CARSON, CHENETTE, CHIPMAN, CLAXTON, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DOW, FOLEY, GRATWICK, GUERIN, HAMPER, HERBIG, KEIM, LAWRENCE, LIBBY, LUCHINI, MILLETT, MIRAMANT, POULIOT, ROSEN, SANBORN H, SANBORN L, VITELLI, PRESIDENT JACKSON

EXCUSED: Senators: BREEN, FARRIN, MOORE, TIMBERLAKE, WOODSOME

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 **Dennis Marble** of Hampden for appointment to the Commission on Governmental Ethics and Election Practices was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 1094

**STATE OF MAINE
 ONE HUNDRED AND TWENTY NINTH LEGISLATURE
 COMMITTEE ON VETERANS AND LEGAL AFFAIRS**

July 31, 2020

The Honorable Troy Dale Jackson
 President of the Senate of Maine
 129th 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 Veterans and Legal Affairs has had under consideration the nomination of The Honorable David R. Hastings of Fryeburg, for appointment to the Commission on Governmental Ethics and Election Practices

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:

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 Veterans and Legal Affairs has had under consideration the nomination of Dennis Marble of Hampden, for appointment to the Commission on Governmental Ethics and Election Practices

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	Luchini, L. of Hancock, Cyrway, S. of Kennebec
	Representatives	7	Schneck, J. of Bangor, Ackley, K. of Monmouth, Cooper, J. of Yarmouth, Hickman, C. of Winthrop, McCreight, J. of Harpswell, O'Connell, K. of Brewer, Strom, S. of Pittsfield
NAYS		0	
ABSENT		4	Sen. Herbig, E. of Waldo, Rep. Andrews, J. of Paris, Rep. Dolloff, J. of Milton Township, Rep. Hanington, S. of Lincoln

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 Dennis Marble of Hampden, for appointment to the Commission on Governmental Ethics and Election Practices be confirmed.

Signed,

S/Louis J. Luchini S/John C. Schneck
 Senate Chair House Chair

READ and ORDERED PLACED ON FILE.

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

In accordance with 3 M.R.S.A., Chapter 6, Section 158 and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

YEAS Senators 2 Luchini, L. of Hancock,
Cyrway, S. of Kennebec

Representatives 7 Schneck, J. of Bangor,
Ackley, K. of Monmouth,
Cooper, J. of Yarmouth,
Hickman, C. of Winthrop,
McCreight, J. of Harpswell,
O'Connell, K. of Brewer,
Strom, S. of Pittsfield

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 the Honorable **David R. Hastings** of Fryeburg for appointment to the Commission on Governmental Ethics and Election Practices was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

NAYS 0

ABSENT 4 Sen. Herbig, E. of Waldo,
Rep. Andrews, J. of Paris,
Rep. Dolloff, J. of Milton
Township, Rep. Hanington,
S. of Lincoln

The Following Communication: S.C. 1095

**STATE OF MAINE
ONE HUNDRED AND TWENTY NINTH LEGISLATURE
COMMITTEE ON VETERANS AND LEGAL AFFAIRS**

July 31, 2020

The Honorable Troy Dale Jackson
President of the Senate of Maine
129th 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 Veterans and Legal Affairs has had under consideration the nomination of The Honorable William J. Schneider of Durham, for appointment to the Commission on Governmental Ethics and Election Practices

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 Luchini, L. of Hancock,
Cyrway, S. of Kennebec

Representatives 7 Schneck, J. of Bangor,
Ackley, K. of Monmouth,
Cooper, J. of Yarmouth,
Hickman, C. of Winthrop,
McCreight, J. of Harpswell,
O'Connell, K. of Brewer,
Strom, S. of Pittsfield

NAYS 0

ABSENT 4 Sen. Herbig, E. of Waldo,
Rep. Andrews, J. of Paris,
Rep. Dolloff, J. of Milton
Township, Rep. Hanington,
S. of Lincoln

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 The Honorable David R. Hastings of Fryeburg, for appointment to the Commission on Governmental Ethics and Election Practices be confirmed.

Signed,

S/Louis J. Luchini
Senate Chair

S/John C. Schneck
House Chair

READ and ORDERED PLACED ON FILE.

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

In accordance with 3 M.R.S.A., Chapter 6, Section 158 and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#434)

YEAS: Senators: None

NAYS: Senators: BELLOWS, BLACK, CARPENTER,
CARSON, CHENETTE, CHIPMAN, CLAXTON,
CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND,
DILL, DOW, FOLEY, GRATWICK, GUERIN,
HAMPER, HERBIG, KEIM, LAWRENCE, LIBBY,
LUCHINI, MILLETT, MIRAMANT, POULIOT,
ROSEN, SANBORN H, SANBORN L, VITELLI,
PRESIDENT JACKSON

EXCUSED: Senators: BREEN, FARRIN, MOORE,
TIMBERLAKE, WOODSOME

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 The Honorable William J. Schneider of Durham, for appointment to the Commission on Governmental Ethics and Election Practices be confirmed.

Signed,

S/Louis J. Luchini
Senate Chair

S/John C. Schneck
House Chair

READ and ORDERED PLACED ON FILE.

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

In accordance with 3 M.R.S.A., Chapter 6, Section 158 and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#435)

YEAS: Senators: None

NAYS: Senators: BELLOWS, BLACK, CARPENTER, CARSON, CHENETTE, CHIPMAN, CLAXTON, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DOW, FOLEY, GRATWICK, GUERIN, HAMPER, HERBIG, KEIM, LAWRENCE, LIBBY, LUCHINI, MILLETT, MIRAMANT, POULIOT, ROSEN, SANBORN H, SANBORN L, VITELLI, PRESIDENT JACKSON

EXCUSED: Senators: BREEN, FARRIN, MOORE, TIMBERLAKE, WOODSOME

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 the Honorable **William J. Schneider** of Durham for appointment to the Commission on Governmental Ethics and Election Practices was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

ORDERS

On motion by Senator **VITELLI** of Sagadahoc, the following Senate Order:

S.O. 30

Ordered, that a message be sent to Governor Janet T. Mills informing her that the Senate has transacted all business before it and is ready to Adjourn Without Day.

READ and PASSED.

The Chair appointed the Senator from Sagadahoc, Senator **VITELLI**, to deliver the message to the Governor. The Senator was escorted to the Governor's Office.

Subsequently, the Senator from Sagadahoc, Senator **VITELLI**, reported that she had delivered the message with which she was charged.

Senate at Ease.

The Senate was called to order by the President.

Off Record Remarks

THE PRESIDENT: I want to thank everyone for coming in today. I know it was short and I know you all took time out of your schedules to come in. Obviously, these confirmations were important, especially the Ethics Commission that has not operated as it was intended to for I believe three years now. So obviously very important to bring people in for that. So, I definitely want to thank everyone for today, even though it was a very short period. But in addition to that, before we leave, I want to thank the Senate Secretary, his staff, Melissa and Nic, everyone that worked on this. It went flawlessly, which is great. But, they really put a lot of effort in the past week and I'd like to give them all a round of applause before we adjourn today.

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

On motion by Senator **GRATWICK** of Penobscot, the Honorable **TROY D. JACKSON**, President of the Senate, declared the First Confirmation Session of the 129th Legislature, **ADJOURNED SINE DIE** at 10:41 in the morning.