

MAINE STATE LEGISLATURE

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Senate Legislative Record
One Hundred and Twenty-Fifth Legislature

State of Maine

Daily Edition

First Special Session
September 27, 2011

Pages 1495 - 1593

STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
FIRST SPECIAL SESSION
JOURNAL OF THE SENATE

In Senate Chamber
Tuesday
September 27, 2011

S/Paul R. LePage
Governor

S/Charles E. Summers Jr.
Secretary of State

READ and ORDERED PLACED ON FILE.

In compliance with a proclamation of Governor PAUL R. LEPAGE, the Senators convened in the Senate Chamber at ten o'clock in the morning and were called to order by President KEVIN L. RAYE of Washington County.

Prayer by Senator Brian D. Langley of Hancock County.

SENATOR LANGLEY: Let us be in the spirit of prayer. Dear God, our Farther, thank You for bringing us here today, on this beautiful Fall morning. Help us, in looking at this morning, to appreciate the wonder of Your world. Help us today to remember not only our service to the citizens of Maine, but also our service to You. Help us to be thoughtful and judicious in our actions and let Your spirit guide us in our work. In thy name we pray. Amen.

Pledge of Allegiance led by Senator Debra D. Plowman of Penobscot County.

S.C. 465

STATE OF MAINE
PROCLAMATION

Whereas, an extraordinary occasion exists in the State of Maine whereby Congressional reapportionment must be completed on or before September 30th;

WHEREAS, the Legislature must statutorily enact such reapportionment; and

WHEREAS, the Constitution of the State of Maine requires the Senate to vote on certain nominations by the Governor to state departments, boards, and commissions;

NOW, THEREFORE, I, PAUL R. LEPAGE, Governor of the State of Maine, by the Virtue of the power vested in me as Governor under to Article V, Part 1, Section 13 of the Constitution of the State of Maine, convene the Legislature of this State, hereby requesting the Representatives and the Senators to assemble at ten o'clock in the morning in their respective chambers at the Capitol in Augusta on Tuesday, September 27th, 2011, in order to receive communications, enact a Congressional reapportionment plan, and act upon pending nominations.

In testimony whereof, I have caused the Great Seal of the State to be hereunto affixed given under my hand at Augusta this fourth day of August in the Year Two Thousand and Eleven.

QUORUM CALL

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#299)

PRESENT: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWEMELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

35 Senators having answered the Roll, the Chair declared a quorum present.

Out of order and under suspension of the Rules, on motion by Senator PLOWMAN of Penobscot, the following Senate Order:
S.O. 19

Ordered, that a message be sent to Governor Paul R. LePage, informing him that a quorum of Senators is assembled in the Senate Chamber for the consideration of such business as may come before the Senate.

READ and PASSED.

The Chair appointed the Senator from Penobscot, Senator PLOWMAN to deliver the message to the Governor. The Senator was escorted to the Governor's Office.

Senate at Ease.

Senate called to order by the President.

Off Record Remarks

Senate at Ease.

Senate called to order by the President.

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

Out of order and under suspension of the Rules, on motion by Senator **COURTNEY** of York, the following Senate Order:
S.O. 20

Ordered, that a message be sent to the House of Representatives informing that Body that a quorum of Senators is present for the consideration of such business as may come before the Senate.

READ and PASSED.

The Chair appointed the Senator from York, Senator **COURTNEY** to deliver the message to the House of Representatives. The Senator was escorted to the House of Representatives.

Senate at Ease.

Senate called to order by the President.

Off Record Remarks

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

COMMUNICATIONS

The Following Communication: S.P. 521

MAINE TURNPIKE AUTHORITY PORTLAND MAINE

September 7, 2011

The Honorable Kevin Raye, President of the Senate
3 State House Station
Augusta, Maine 04333

The Honorable Robert Nutting, Speaker of the House
2 State House Station
Augusta, Maine 04333

Dear President Raye and Speaker Nutting,

In July the board of the Maine Turnpike Authority voted to request the Legislature's Joint Standing Committee on Transportation to hold a hearing confirming Peter Mills' appointment for his first full year term as Executive Director of the Maine Turnpike Authority, pursuant to 23 MRSA, 1964-A. I have enclosed a letter I sent to the chairs of the transportation committee requesting that they schedule a hearing on this appointment at their upcoming September 26th meeting.

Please let me know if you have any questions on this request or if you need any more information from me.

Sincerely,

S/Jonathan Arey
Staff Attorney

READ and with accompanying papers ORDERED PLACED ON FILE.

Sent down for concurrence.

The Following Communication: S.C. 466

STATE OF MAINE 125TH LEGISLATURE SENATE DEMOCRATIC OFFICE

July 1, 2011

Honorable Joseph Carleton
Secretary of the Senate
3 State House Station
Augusta, Maine 04333

Dear Secretary Carleton:

Pursuant to my authority under Joint Order, HP 1186, I am pleased to appoint the following Senators to the Commission to Reapportion Maine's Congressional Districts:

Senator Philip L. Bartlett, II of Cumberland
Senator Seth A. Goodall of Sagadahoc

Please contact my office if you have any questions regarding these appointments.

Sincerely,

S/Barry J. Hobbins
Senate Democratic Leader

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 467

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE PRESIDENT**

July 1, 2011

Honorable Joseph Carleton
Secretary of the Senate
3 State House Station
Augusta, Maine 04333

Dear Secretary Carleton:

Pursuant to my authority under Joint Order, HP 1186, of the 125th Legislature, I am pleased to appoint the following Senators to the Commission to Reapportion Maine's Congressional Districts. They will be serving as members of the Maine Senate.

Senator Debra D. Plowman of Penobscot
Senator Rodney L. Whittemore of Somerset

If you have any questions regarding these appointments please do not hesitate to contact my office.

Sincerely,

S/Kevin L. Raye
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 468

**STATE OF MAINE
125TH LEGISLATURE**

July 5, 2011

Honorable Joseph Carleton
Secretary of the Senate
3 State House Station
Augusta, Maine 04333

Dear Secretary Carleton:

Pursuant to our authority under HP 1186, "Joint Order to Establish the Commission to Reapportion Maine's Congressional Districts", we are pleased to appoint the Honorable Joshua A. Tardy of Newport to the Reapportionment Commission. With this appointment Mr. Tardy will serve as a member of the public.

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

Sincerely,

S/Kevin L. Raye
President of the Senate

S/Robert W. Nutting
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 469

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE PRESIDENT**

July 8, 2011

Honorable Joseph Carleton
Secretary of the Senate
3 State House Station
Augusta, Maine 04333

Dear Secretary Carleton:

Pursuant to my authority under Public Law 2011, Chapter 380, Part NN-2, I am pleased to appoint Senator Nichi S. Farnham of Penobscot to the Dorothea Dix Psychiatric Center Working Group. Senator Farnham will be serving as a member of the Maine Senate.

If you have any questions regarding this appointment please do not hesitate to contact my office.

Sincerely,

S/Kevin L. Raye
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 470

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE PRESIDENT**

July 8, 2011

Honorable Joseph Carleton
Secretary of the Senate
3 State House Station
Augusta, Maine 04333

Dear Secretary Carleton:

Pursuant to my authority under Title 1 MRSA, Chapter 13, Section 411, I am pleased to appoint Chief Perry B. Antone, Sr. of the City of Brewer to the Right to Know Advisory Committee, serving as a representative of law enforcement interests. With this appointment Chief Antone will be replacing former Cumberland County Sheriff Mark Dion.

If you have any questions regarding this appointment please do not hesitate to contact my office.

Sincerely,

S/Kevin L. Raye
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 471

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE PRESIDENT**

July 14, 2011

Honorable Joseph Carleton
Secretary of the Senate
3 State House Station
Augusta, Maine 04333

Dear Secretary Carleton:

Pursuant to my authority under Title 38, MRSA, Chapter 3, Section 420-B, I am pleased to appoint Senator Thomas B. Saviello of Franklin to the Surface Water Ambient Toxic Technical Advisory Group, representing a Senate member serving on the Environment and Natural Resources Committee. With this appointment Senator Saviello will be replacing former Senator John L. Martin of Aroostook.

If you have any questions regarding this appointment please do not hesitate to contact my office.

Sincerely,

S/Kevin L. Raye
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 472

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE PRESIDENT**

July 14, 2011

Honorable Joseph Carleton
Secretary of the Senate
3 State House Station
Augusta, Maine 04333

Dear Secretary Carleton:

Pursuant to my authority under Public Law 2011, Chapter 380, Part FF-1, I am pleased to appoint Betsy Fitzgerald of Machiasport to the Working Group to develop implementing legislation in relation to the working of the Executive Department, State Planning Office. With this appointment Betsy Fitzgerald will be serving as a member of a local or regional governing body appointed by the President of the Senate.

If you have any questions regarding this appointment please do not hesitate to contact my office.

Sincerely,

S/Kevin L. Raye
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 473

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE PRESIDENT**

July 22, 2011

Honorable Joseph G. Carleton
Secretary of the Senate
3 State House Station
Augusta, ME 04333

Dear Secretary Carleton:

Pursuant to my authority under Joint Rule 371, I am pleased to appoint the following to the Government Oversight Committee, the committee having oversight responsibility for the Office of Program Evaluation and Government Accountability:

Senator G. William Diamond of Cumberland

Senator Diamond will be replacing former Senator Lawrence Bliss of Cumberland on the Government Oversight Committee.

If you have any questions regarding this appointment, please contact my office.

Sincerely,

S/Kevin L. Raye
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 474

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE PRESIDENT**

August 4, 2011

Honorable Joseph Carleton
Secretary of the Senate
3 State House Station
Augusta, Maine 04333

Dear Secretary Carleton:

Pursuant to my authority under the Governor's Executive Order 19, FY11/12, I am pleased to appoint the following Senators to the Governor's Task Force on Expanding Early Post-Secondary Access for High School Students in Maine:

Senator Brain D. Langley of Hancock
Senator Nancy B. Sullivan of York

Please let me know if you have any questions regarding these appointments

Sincerely,

S/Kevin L. Raye
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 475

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE PRESIDENT**

August 4, 2011

Honorable Joseph Carleton
Secretary of the Senate
3 State House Station
Augusta, Maine 04333

Dear Secretary Carleton:

Pursuant to my authority under Resolve 2011, Chapter 102, I am pleased to appoint the following public members to the task Force on Franco-Americans.

David Madore of Augusta
Rosemarie Cote Butler of Lewiston
Daniel Deveau of Cyr Plantation

If you have any questions regarding these appointments please do not hesitate to contact my office.

Sincerely,

S/Kevin L. Raye
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 476

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE PRESIDENT**

August 4, 2011

Honorable Joseph Carleton
Secretary of the Senate
3 State House Station
Augusta, Maine 04333

Dear Secretary Carleton:

Pursuant to my authority under Resolve 2011, Chapter 102, I am pleased to appoint Senator Thomas H. Martin Jr. of Kennebec to the Task Force on Franco-Americans. Senator Martin will be serving as a member of the Maine Senate and will be the Senate Chair of the Task Force.

If you have any questions regarding this appointment please do not hesitate to contact my office.

Sincerely,

S/Kevin L. Raye
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 477

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE PRESIDENT**

August 5, 2011

Honorable Joseph Carleton
Secretary of the Senate
3 State House Station
Augusta, Maine 04333

Dear Secretary Carleton:

Pursuant to my authority under Resolve 2011, Chapter 111, I am pleased to appoint the following Senators to the Committee to Review Issues with Regulatory Takings.

Senator Michael D. Thibodeau of Waldo, Chair
Senator Troy D. Jackson of Aroostook

If you have any questions regarding these appointments please do not hesitate to contact my office.

Sincerely,

S/Kevin L. Raye
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 478

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE PRESIDENT**

August 11, 2011
Honorable Joseph Carleton
Secretary of the Senate
3 State House Station
Augusta, Maine 04333

Dear Secretary Carleton:

Pursuant to my authority under Resolve 2011, Chapter 104, I am pleased to appoint the following Senators to the Commission to Study Priorities and timing of Judicial Proceedings in State Courts:

Senator David R. Hastings, III of Oxford, Chair
Senator Cynthia A. Dill of Cumberland

If you have any questions regarding these appointments please do not hesitate to contact my office.

Sincerely,

S/Kevin L. Raye
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 479

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE PRESIDENT**

August 25, 2011

Honorable Joseph Carleton
Secretary of the Senate
3 State House Station
Augusta, Maine 04333

Dear Secretary Carleton:

Pursuant to Title 20-A, MRSA §20108, I am pleased to appoint the Senator from Penobscot, Senator Farnham to the Maine State Council of the Interstate Compact on Educational Opportunity for Military Children.

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

Sincerely,

S/Kevin L. Raye
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 480

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE PRESIDENT**

August 26, 2011

Honorable Joseph Carleton
Secretary of the Senate
3 State House Station
Augusta, Maine 04333

Dear Secretary Carleton:

Pursuant to my authority under Resolve 2011, Chapter 113, I am pleased to appoint the following members of the public to the Commission on Reform of the Governance of Land Use Planning in the Unorganized Territory

Durward Humphrey of Benedicta Township
Commissioner Christopher Gardner of Edmunds Township
Tom Rumpf of Brunswick
Manager Gary Lamb of Greenville

If you have any questions regarding these appointments please do not hesitate to contact my office.

Sincerely,

S/Kevin L. Raye
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 481

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE PRESIDENT**

September 1, 2011

Honorable Joseph Carleton
Secretary of the Senate
3 State House Station
Augusta, Maine 04333

Dear Secretary Carleton:

Pursuant to my authority under Resolve 2011, Chapter 111, I am pleased to appoint the following public members to the Committee to Review Issues with Regulatory Takings

Donald White of Bangor, representing private property owners with over 100 acres of real property

Kenneth Davis Jr. of East Machias, representing municipal government

Peter Didisheim of Brunswick, representing conservation interests

If you have any questions regarding these appointments please do not hesitate to contact my office.

Sincerely,

S/Kevin L. Raye
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 482

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE PRESIDENT**

September 16, 2011

Honorable Joseph Carleton
Secretary of the Senate
3 State House Station
Augusta, Maine 04333

Dear Secretary Carleton:

Pursuant to my authority under Title 4, MRSA Chapter 35, Section 1701, I am pleased to appoint Daniel Marra of Winslow to the Judicial Compensation Commission.

If you have any questions regarding this appointment please do not hesitate to contact my office.

Sincerely,

S/Kevin L. Raye
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 483

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE PRESIDENT**

September 16, 2011

Honorable Joseph Carleton
Secretary of the Senate
3 State House Station
Augusta, Maine 04333

Dear Secretary Carleton:

Pursuant to my authority under Senate Rule 201.3, I am pleased to appoint Senator Saviello to the Joint Standing Committee on Inland Fisheries and Wildlife, effective immediately. With this appointment the Senator from Franklin, Senator Saviello, will be replacing the Senator from Lincoln, Senator Trahan.

If you have any questions regarding this appointment please do not hesitate to contact my office.

Sincerely,

S/Kevin L. Raye
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 484

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE PRESIDENT**

September 20, 2011

Honorable Joseph G. Carleton
Secretary of the Senate
3 State House Station
Augusta, ME 04333

Dear Secretary Carleton:

Pursuant to my authority under Resolve 2011, Chapter 112, I am pleased to appoint the following Senators to the Commission To Study Allocations of the Fund for a Healthy Maine.

Senator Earle L. McCormick of Kennebec, Chair
Senator Roger J. Katz of Kennebec
Senator Margaret M. Craven of Androscoggin

If you have any questions regarding these appointments please do not hesitate to contact my office.

Sincerely,

S/Kevin L. Raye
President of the Senate

READ and ORDERED PLACED ON FILE.

S/Paul R. LePage
Governor

The Following Communication: S.C. 485

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

August 30, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating Gary W. Reed of Falmouth for appointment to the State Harness Racing Commission

Pursuant to Title 8, MRSA §261-A, this appointment is contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Agriculture, Conservation and Forestry.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 487

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

August 30, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating Colon Durrell of Farmington for reappointment to the Maine Milk Commission.

Pursuant to Title 7, MRSA §2952, this reappointment is contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Agriculture, Conservation and Forestry.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 486

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

August 30, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating Robert Dunphy of North Anson and Ernest Carle of Big Lake Twp for appointment to the Maine Land Use Regulation Commission.

Pursuant to Title 12, MRSA §683, these appointments are contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Agriculture, Conservation and Forestry.

Sincerely,

The Following Communication: S.C. 488

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

August 30, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating Clark Granger of Woolwich and Bruce Flewelling of Easton for appointment to the Board of Pesticides Control.

Pursuant to Title 22, MRSA §1471-B, these appointments are contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Agriculture, Conservation and Forestry.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 489

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

August 30, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating the following for appointment to the State Board of Corrections:

Douglas F. Beaulieu of Madawaska
David E. Bowles of Sanford
Mark A. Westrum of Bath

Pursuant to Title 34-A, MRSA §1802, these appointments are contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Criminal Justice and Public Safety.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 490

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

August 30, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating Jonathan E. Kenerson of Levant for appointment to the State Board of Education:

Pursuant to Title 20-A, MRSA §401, this appointment is contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Education and Cultural Affairs.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 522

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

September 9, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that, pursuant to Title 3, MRSA §154, I am withdrawing my nomination of Jonathan Kenerson for appointment as a member of the State Board of Education.

This nomination is currently pending before the Joint Standing Committee on Education and Cultural Affairs.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 491

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

August 30, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating the following to the Maine Community College System Board of Trustees:

Christopher McCormick of Cumberland Foreside, reappointment
Steven Howe of Ogunquit, appointment
Dr. James Libby of Buxton, appointment

Pursuant to Title 20-A, MRSA §12705, these appointments are contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Education and Cultural Affairs.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 492

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

September 9, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating the following to the School Board of the Governor Baxter School for the Deaf:

Donald Miller of West Bath, reappointment
Joan Nason of Bath, reappointment
Diane St. Lawrence of New Portland, reappointment
Lisa Penny of New Gloucester, reappointment
David Gaul of Damariscotta, reappointment
Frances Frost of Peaks Island, reappointment
Terri Thompson of Gorham, reappointment
Jason White of Rockland, appointment
Matthew Hoidal of Falmouth, appointment
Laurel Kelly of Dixmont, appointment

Pursuant to Title 20-A, MRSA §7406, these appointments are contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Education and Cultural Affairs.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 493

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

September 9, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating the following for to the Board of Trustees, Maine Maritime Academy:

Lance Meadows of Castine, reappointment
Earle Cianchette of Saco, appointment
Jean E. Mattimore of Portland, appointment

Pursuant to PL 1975, Chapter 771, Sec. 428, these appointments are contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Education and Cultural Affairs.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 494

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

August 30, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating Anne R. Robinson of Portland for appointment to the Board of Trustees, Maine Public Broadcasting Corporation.

Pursuant to PL 1997, Chapter 599, this appointment is contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Education and Cultural Affairs.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 495

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

August 30, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating the following to the Maine School of Science and Mathematics:

Dr. Susan Hunter of Orono, reappointment
Dr. Walter Specht of Topsham, reappointment
Michael Edgecomb of Spruce Head, reappointment
Dr. David Haines of Auburn, reappointment
Dr. Charles Wray of Mount Desert, appointment
Mr. Kalevi Kotlas of North Yarmouth, appointment
Mr. Frederick Woodman Jr. of Lincoln, appointment
Mr. Jason Judd of Pittsfield, appointment

Pursuant to Title 20-A, MRSA §8204, these appointments are contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Education and Cultural Affairs.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 496

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

September 9, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating Albert Hodsdon, III of Fairfield and Douglas Smith of Dover-Foxcroft for appointment to the Efficiency Maine Trust.

Pursuant to Title 35-A, MRSA §10103, these appointments are contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Energy, Utilities and Technology.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 497

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

September 9, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating Patricia W. Aho of Newcastle for appointment as Commissioner to the Maine Department of Environmental Protection.

Pursuant to Title 38, MRSA Chapter 2, §341-A, this appointment is contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Environmental and Natural Resources.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 623

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

September 12, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating the following to the Board of Environmental Protection:

Susan Lessard of Hampden, reappointment
Robert Foley of Wells, appointment
Gary Curtis of Bethel, appointment
Alvin Ahlers of North Yarmouth, appointment

Pursuant to Title 38, MRSA §341-C, these appointments are contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Environment and Natural Resources.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 498

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

August 30, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating Peter Garrett of Winslow for appointment to the Maine Outdoor Heritage Fund Board.

Pursuant to Title 12, MRSA §10308, this appointment is contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Environment and Natural Resources.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 499

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

August 30, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating Robert Kennedy of Ellsworth for appointment to the Maine Quality Forum Advisory Council.

Pursuant to Title 24-A, MRSA §6952, this appointment is contingent on the review by the Joint Standing Committee on Health and Human Services.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 524

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

August 30, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating Anne-Marie Grenier of Windham and Virginia Jennings of South Berwick for appointment to the Inland Fisheries and Wildlife Advisory Council.

Pursuant to Title 12, MRSA §10151, these appointments are contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Inland Fisheries and Wildlife.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 500

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

September 1, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that, pursuant to Title 3, MRSA §154, I am withdrawing my nominations of Ann-Marie Grenier and Virginia Jennings for appointment as members of the Inland Fisheries and Wildlife Advisory Council.

These nominations are currently pending before the Joint Standing Committee on Inland Fisheries and Wildlife.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 523

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

September 9, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating Richard Thurston of Scarborough for reappointment and Robert Savage of Limington for appointment to the Inland Fisheries and Wildlife Advisory Council.

Pursuant to Title 12, MRSA §10151, these appointments are contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Inland Fisheries and Wildlife.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 501

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

September 7, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating Eric Cioppa of China for appointment as the Superintendent of Insurance.

Pursuant to Title 24-A, MRSA §201, this appointment is contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Insurance and Financial Services.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 502

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

September 9, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating Joseph Bruno of Raymond for reappointment and John Brautigam of Falmouth for appointment to the Board of Trustees of Dirigo Health.

Pursuant to Title 24-A, MRSA §6904, these appointments are contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Insurance and Financial Services.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 503

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

August 30, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating David J. Mitchell of Calais for appointment to the Maine Commission on Indigent Legal Services.

Pursuant to Title 4, MRSA §1803, this appointment is contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Judiciary.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 504

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

August 30, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating the following for appointment to the Maine Indian Tribal-State Commission:

John J. Boland of New Gloucester
Harold W. Clossey of Robbinston

Pursuant to Title 30, MRSA §6212, these appointments are contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Judiciary.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 505

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

August 31, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating G. Arthur Brennan of York for appointment to Active Retired Status in the Maine Superior Court.

Pursuant to Title 4, MRSA §104, this appointment is contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Judiciary.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 624

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

August 31, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating John H. O'Neil Jr. of Kennebunk for appointment as a Justice to the Maine Superior Court.

Pursuant to Article V, Part First §8 of the Maine Constitution, this appointment is contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Judiciary.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 506

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

September 9, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating the following for appointment to the Maine Human Rights Commission:

Arnold S. Clark of Durham
Deborah L. Whitworth of Portland

Pursuant to Title 5, MRSA §4561, these appointments are contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Judiciary.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 507

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

August 30, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating the following to the Maine Educational Loan Authority:

John Atkinson of Topsham, appointment
Daniel O'Halloran of Yarmouth, appointment
Betsy Libby of New Gloucester, appointment
Barbara Harvey of Portland, appointment
Anthony Payne of Falmouth, appointment

Pursuant to Title 20-A, MRSA §11415, these appointments are contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Labor, Commerce, Research and Economic Development.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 508

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

September 9, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating the following for appointment to the Finance Authority of Maine:

Larry G. Mitchell of Winslow
Raymond J. Nowak of Brunswick

Pursuant to Title 10, MRSA §965, these appointments are contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Labor, Commerce, Research and Economic Development.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 509

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

September 9, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating Susan L. Higgins of Kennebunk for appointment to the Maine Labor Relations Board.

Pursuant to Title 26, MRSA §968, this appointment is contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Labor, Commerce, Research and Economic Development.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 510

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

September 9, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating the following for appointment to the Loring Development Authority:

Carol S. Bell of Presque Isle
Michael L. Edgecomb of Spruce Head
Daniel LaPointe of Van Buren
Janet A. McGillan of Fort Fairfield

Pursuant to Title 5, MRSA §13080-B, these appointments are contingent on the Maine Senate Confirmation after review by the

Joint Standing Committee on Labor, Commerce, Research and Economic Development.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 625

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

September 9, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating Miles R. Williams of Caribou for appointment to the Loring Development Authority.

Pursuant to Title 5, MRSA §13080-B, this appointment is contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Labor, Commerce, Research and Economic Development.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 626

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

September 12, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that, pursuant to Title 3, MRSA §154, I am withdrawing my nomination of Miles R. Williams for appointment as a member of the Loring Development Authority.

This nomination is currently pending before the Joint Standing Committee on Labor, Commerce, Research and Economic Development.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 511

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

September 12, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating the following for appointment to the Midcoast Regional Redevelopment Authority:

Daniel A. Daggett of Woolwich
John Dorrer of Brunswick
John Shattuck of New Gloucester
Lois Skillings of Brunswick

Pursuant to Title 5, MRSA §13083-I, these appointments are contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Labor, Commerce, Research and Economic Development.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 512

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

September 12, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station

Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating the following for appointment to the Board of Trustees, Maine Rural Development Authority:

Renee W. Kelly of Carmel
Michael A. Duguay of Waterville
Jason W. Elliott of Bangor

Pursuant to Title 5, MRSA §13120-D, these appointments are contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Labor, Commerce, Research and Economic Development.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 513

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

September 12, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating the following for appointment to the Maine State Housing Authority:

John C. Turner of Auburn
Peter Anastos of Yarmouth
Lincoln J. Merrill Jr. of North Yarmouth
Donald F. Capoldo Jr. of Bath

Pursuant to Title 30-A, MRSA §4723, these appointments are contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Labor, Commerce, Research and Economic Development.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 514

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

September 9, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating Jennifer J. Duddy of Cape Elizabeth for appointment to the Maine Unemployment Insurance Commission.

Pursuant to Title 26, MRSA §1081, this appointment is contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Labor, Commerce, Research and Economic Development.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 515

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

September 12, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating the following for appointment to the Washington County Development Authority:

Harry W. Bailey of Grand Lake Stream
William A. Daye of Lubec
Marianne Moore of Calais
Linda S. Pagels-Wentworth of Baileyville
S. Dean Pike of Eastport

Pursuant to Title 5, MRSA §13083-C these appointments are contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Labor, Commerce, Research and Economic Development.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 516

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

September 9, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating Jennifer Bichrest of Topsham and Sebastian Belle of Hallowell for appointment to the Marine Resources Advisory Council.

Pursuant to Title 12, MRSA §6024, these appointments are contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Marine Resources.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 517

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

August 30, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating Joel Allumbaugh of Gardiner and Timothy L. Thompson of Cape Elizabeth for appointment to the Maine Governmental Facilities Authority.

Pursuant to Title 4, MRSA §1602 these appointments are contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on State and Local Government.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 518

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

August 30, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating Robert D. Stone of Auburn for appointment to the Maine Turnpike Authority.

Pursuant to Title 23, MRSA §1965 this appointment is contingent on the Maine Senate Confirmation after review by the Joint Standing Committee on Transportation.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 519

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

August 30, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating Matthew C. Jacobson of Cumberland 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.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 520

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

August 30, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating Timothy S. Doyle of Greene 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.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 521

**STATE OF MAINE
125TH LEGISLATURE
OFFICE OF THE GOVERNOR**

August 30, 2011

The Honorable Kevin Raye
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Raye,

This is to inform you that I am today nominating Jane A. Amero of South Portland for appointment to the Commission on Governmental Ethics and Elections Practices.

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

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 617

**MAINE STATE LEGISLATURE
AUGUSTA, MAINE 04333**

**COMMISSION TO REAPPORTION
MAINE'S CONGRESSIONAL DISTRICTS**

August 31, 2011

The Honorable Joseph G. Carleton
Secretary of the Senate
125th Maine Legislature
3 State House Station
Augusta, Maine 04333

Dear Secretary Carleton:

Pursuant to Joint Order H.P. 1186, I am pleased to submit the following; the Majority Report of the 125th Maine State Legislature of the Commission to Reapportion Maine's Congressional Districts and the Republican Plan of the Commission to Reapportion Maine's Congressional Districts.

Sincerely,

S/Michael Friedman
Chairman

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 618

**STATE OF MAINE
JUVENILE JUSTICE ADVISORY GROUP
AUGUSTA, MAINE 04333**

September 19, 2011

Dear Governor LePage and Members of the 125 Legislature:

The Statutorily created Juvenile Justice Advisory Group (JJAG) of Maine presents to you the 2010 Annual Report. We think you will find the information quite enlightening with regard to the activities of the JJAG and its work in the criminal justice arena as it impacts Maine's most precious commodity, our youth.

Over the years, the JJAG has gone through many changes and made many improvements. You can see from our membership that we are quite diverse and look at the criminal justice system from a variety of perspectives, always seeking better solutions and methods of dealing with juvenile who become involved with the criminal justice system.

It is truly a great honor for each and every one of us to serve the state and its youth in our appointed capacities. We hope you find the information valuable and useful to you in your coming deliberations.

Sincerely,

S/Paul K. Vestal, Jr.
Chair

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 619

**MAINE STATE LEGISLATURE
OFFICE OF PROGRAM EVALUATION AND
GOVERNMENT ACCOUNTABILITY**

August 22, 2011

To: Senator Kevin Raye, President of the Senate

From: S/Beth Ashcroft, Director

Re: Maine Green Energy Alliance Final Report

Enclosed please find the final report from the Office of Program Evaluation and Government Accountability on the Maine Green Energy Alliance. The report is also available on our website at <http://www.maine.gov/legis/opega/Reports.html>. The public comment period on this Report has been scheduled for Tuesday, September 6, 2011 at 9:00 a.m. in Room 214 Cross Building.

If you have any questions, please do not hesitate to give me a call.

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 620

**MAINE JOBS COUNCIL
120 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0120**

August 30, 2011

The Honorable Kevin L. Raye
President of the Senate
Maine State Senate
3 State House Station
Augusta, ME 04333-0003

Dear President Raye:

Pursuant to 26 MRSA, Chapter 25 §2006, Sub §5-B, enclosed are copies of the 2011 Annual Report prepared by the Commission on Disability and Employment.

If you have any questions concerning this report, please feel free to contact me at the Disability Rights Center (207-626-2774, extension 221) or by email at mclarrage1@maine.rr.com.

Sincerely,

S/Mel Clarrage, Chair
Commission on Disability and Employment
Maine Jobs Council

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 621

**STATE OF MAINE
WORKERS' COMPENSATION BOARD
AUGUSTA, MAINE 04333-0027**

September 19, 2011

The Honorable Kevin L. Raye
Senate President
3 State House Station
Augusta, Maine 04333-0003

Dear Senator Raye:

The Maine Workers' Compensation Board unanimously approved the enclosed 2010 Annual Compliance Report. This report represents the efforts of the Office of Monitoring, Audit and Enforcement and the workers' compensation community.

In addition to the production of quarterly and annual compliance reports, the Monitoring, Audit and Enforcement (MAE) Program also conducts audits of insurers, self-insurers, and third-party administrators on a three-year audit cycle. The functions of the audit program include auditing the timeliness of payments and claims handling practices, determining whether claims are unreasonably contested, and ensuring that all reporting requirements to the Board are met.

The Board is pleased with the results of the MAE Program which is having a significant impact on compliance in the State of Maine and drawing national attention. The Board remains convinced that this program will continue to improve compliance as envisioned by P.L. 1997, Chapter 486.

Sincerely,

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

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 622

**STATE OF MAINE
OFFICE OF THE
SECRETARY OF STATE
AUGUSTA, MAINE 04333-0148**

September 15, 2011

The Honorable Joseph G. Carleton, Jr.
Secretary of the Senate
3 State House Station
Augusta, ME 04333-0003

Dear Secretary Carleton:

Please find enclosed a certified copy of the proclamation referring the People's Veto of "An Act To Preserve the Integrity of the Voter Registration and Election Process" to the electors on November 8, 2011. A copy of the determination of this petition is also enclosed.

Sincerely,

S/Charles E. Summers, Jr.
Secretary of State

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: H.C. 260

**STATE OF MAINE
CLERK'S OFFICE
2 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0002**

September 6, 2011

The Honorable Joseph G. Carleton, Jr.
Secretary of the Senate
3 State House Station
Augusta, Maine 04333

Dear Secretary Carleton:

Please be advised that pursuant to House Rule 201.1 (l), the Speaker appointed Representative Kimberly Monaghan-Derrig of Cape Elizabeth to the Joint Standing Committee on Judiciary.

Should you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,

S/Heather J.R. Priest
Clerk of the House

READ and ORDERED PLACED ON FILE.

ORDERS

Joint Resolutions

Joint Resolutions in Memoriam:

WHEREAS, the Legislature has learned with deep regret of the death of:

Julio Vincent DeSanctis III, of Old Town, a longtime member of the communities of Old Town and Orrington. Mr. DeSanctis was born in Vineland, New Jersey and was a graduate of Vineland High School and West Liberty State College, and he received his law degree from the University of San Francisco. He married his high school sweetheart, Joan Beverley Donohue, 45 years ago. Mr. DeSanctis practiced law in San Francisco and fought to end the Vietnam War. The family moved to Atlantic City, New Jersey, for him to help narcotics addicts get into rehabilitation. Mr. and Mrs. DeSanctis then moved to Pittsburgh before moving to Bangor. Mr. DeSanctis had a strong passion for justice and was committed to it, practicing as a criminal defense lawyer for over 35 years. The family settled in Orrington and opened a small convenience store, pizza parlor and antique shop and eventual law office, living there for 20 years. After moves to Eddington and back to New Jersey, they returned to Maine and settled in Old Town, where Mrs. DeSanctis is currently a pastor. Mr. DeSanctis will be greatly missed and long remembered by his loving family, his many friends and those whose lives he touched;

SLS 437

Sponsored by Senator ROSEN of Hancock.
Cosponsored by Senators: PLOWMAN of Penobscot,
SCHNEIDER of Penobscot, Representatives: DILL of Old Town,
ROSEN of Bucksport.

READ.

THE PRESIDENT: The Chair recognizes the Senator from Penobscot, Senator Plowman.

Senator **PLOWMAN:** Thank you Mr. President. Men and women of the Senate, I know we're going to be busy today, but I did not want to let today go by without recognizing Attorney Julio DeSanctis, a long time member of the Penobscot Bar. I met him

30 years ago when I first moved to Bangor. Julio, 30 years ago, was the same Julio for his whole life. Up front, honest, and never portentous. His favorite line is "Discovery leads to discovery." The State always goes first. I'm sure that made his clients feel very comfortable, however he was very good at what he did. He was one of the few attorneys that got away with wearing a turtleneck instead of a tie to court. He was one of the few people who could be known by their first name alone. Julio was once reported as having passed away about 15 years ago. The Bangor Daily News actually did a little bit on him and come to find out he was well. This time we double checked to make sure. Julio will be sadly missed in the Bangor/Brewer/Orrington community. Thank you, Mr. President.

ADOPTED.

Sent down for concurrence.

WHEREAS, the Legislature has learned with deep regret of the death of:

The Honorable Richard H. Pierce, a former member of the Legislature and longtime educator. Mr. Pierce spent his professional life dedicated to promoting higher educational opportunities for Maine citizens as well as spending a number of years in public service. He represented the City of Waterville in the Maine House of Representatives from 1975 to 1976 and the Maine Senate from 1977 to 1982, and he ran for Governor in 1982. Mr. Pierce was also involved in many local and statewide charitable organizations and regional education organizations and was appointed by three United States Presidents to national education organizations. A graduate of the University of Maine with an MS. Ed. degree, Mr. Pierce taught public school in Oakland and was a dean at Thomas College in Waterville. In 1983, Mr. Pierce worked to help create the Maine Educational Loan Marketing Corporation (MELMAC), eventually bringing over one billion dollars to Maine on behalf of higher education. He also established, with the Maine Legislature, the Maine Educational Loan Authority in 1987. In 1988, he created Maine Education Services. In 2000, Mr. Pierce transitioned the federal loan programs from MELMAC to Nelnet and began to represent them nationally. As founder of the Nelnet Education Foundation, he became its first president. At the same time, he created the MELMAC Education Foundation, the largest philanthropic entity dedicated solely to education in the State of Maine. We gratefully acknowledge his many contributions to the citizens of Maine and the Nation and to education. Mr. Pierce will be greatly missed and long remembered by his loving family and friends and those whose lives he touched;

SLS 418

Sponsored by Senator KATZ of Kennebec.
Cosponsored by Senators: ALFOND of Cumberland, BARTLETT of Cumberland, BRANNIGAN of Cumberland, COLLINS of York, COURTNEY of York, CRAVEN of Androscoggin, DIAMOND of Cumberland, DILL of Cumberland, FARNHAM of Penobscot, GERZOFISKY of Cumberland, GOODALL of Sagadahoc, HASTINGS of Oxford, HILL of York, HOBBS of York, JACKSON of Aroostook, LANGLEY of Hancock, MARTIN of Kennebec, MASON of Androscoggin, McCORMICK of Kennebec,

PATRICK of Oxford, PLOWMAN of Penobscot, President RAYE of Washington, RECTOR of Knox, ROSEN of Hancock, SAVIELLO of Franklin, SCHNEIDER of Penobscot, SHERMAN of Aroostook, SNOWE-MELLO of Androscoggin, SULLIVAN of York, THIBODEAU of Waldo, THOMAS of Somerset, TRAHAN of Lincoln, WHITTEMORE of Somerset, WOODBURY of Cumberland, Representatives: AYOTTE of Caswell, BEAUDOIN of Biddeford, BEAULIEU of Auburn, BEAVERS of South Berwick, BECK of Waterville, BELIVEAU of Kittery, BENNETT of Kennebunk, BERRY of Bowdoinham, BICKFORD of Auburn, BLACK of Wilton, BLODGETT of Augusta, BOLAND of Sanford, BOLDUC of Auburn, BRIGGS of Mexico, BRYANT of Windham, BURNS of Whiting, BURNS of Alfred, CAIN of Orono, CAREY of Lewiston, CASAVANT of Biddeford, CEBRA of Naples, CELLI of Brewer, CHAPMAN of Brooksville, CHASE of Wells, CHIPMAN of Portland, CLARK of Millinocket, CLARK of Easton, CLARKE of Bath, CORNELL du HOUX of Brunswick, COTTA of China, CRAFTS of Lisbon, CRAY of Palmyra, CROCKETT of Bethel, CURTIS of Madison, CUSHING of Hampden, DAMON of Bangor, DAVIS of Sangerville, DILL of Old Town, DION of Portland, DOW of Waldoboro, DRISCOLL of Westbrook, DUCHESNE of Hudson, DUNPHY of Embden, EBERLE of South Portland, EDGECOMB of Caribou, ESPLING of New Gloucester, EVES of North Berwick, FITTS of Pittsfield, FITZPATRICK of Houlton, FLEMINGS of Bar Harbor, FLOOD of Winthrop, FOSSEL of Alna, FOSTER of Augusta, FREDETTE of Newport, GIFFORD of Lincoln, GILBERT of Jay, GILLWAY of Searsport, GOODE of Bangor, GRAHAM of North Yarmouth, GUERIN of Glenburn, HAMPER of Oxford, HANLEY of Gardiner, HARLOW of Portland, HARMON of Palermo, HARVELL of Farmington, HASKELL of Portland, HAYES of Buckfield, HERBIG of Belfast, HINCK of Portland, HOGAN of Old Orchard Beach, HUNT of Buxton, INNES of Yarmouth, JOHNSON of Eddington, JOHNSON of Greenville, KAENRATH of South Portland, KENT of Woolwich, KESCHL of Belgrade, KNAPP of Gorham, KNIGHT of Livermore Falls, KRUGER of Thomaston, KUMIEGA of Deer Isle, LAJOIE of Lewiston, LIBBY of Waterboro, LONG of Sherman, LONGSTAFF of Waterville, LOVEJOY of Portland, LUCHINI of Ellsworth, MacDONALD of Boothbay, MAKER of Calais, MALABY of Hancock, MALONEY of Augusta, MARTIN of Eagle Lake, MAZUREK of Rockland, McCABE of Skowhegan, McCLELLAN of Raymond, McFADDEN of Dennysville, McKANE of Newcastle, MITCHELL of the Penobscot Nation, MORISSETTE of Winslow, MORRISON of South Portland, MOULTON of York, NASS of Acton, NELSON of Falmouth, NEWENDYKE of Litchfield, Speaker NUTTING of Oakland, O'BRIEN of Lincolnville, O'CONNOR of Berwick, OLSEN of Phippsburg, PARKER of Veazie, PARRY of Arundel, PEOPLES of Westbrook, PETERSON of Rumford, PICCHIOTTI of Fairfield, PILON of Saco, PLUMMER of Windham, PRESCOTT of Topsham, PRIEST of Brunswick, RANKIN of Hiram, RICHARDSON of Carmel, RICHARDSON of Warren, RIOUX of Winterport, ROCHELO of Biddeford, ROSEN of Bucksport, ROTUNDO of Lewiston, RUSSELL of Portland, SANBORN of Gorham, SANDERSON of Chelsea, SARTY of Denmark, SHAW of Standish, SIROCKI of Scarborough, SOCTOMAH of the Passamaquoddy Tribe, STEVENS of Bangor, STRANG BURGESS of Cumberland, STUCKEY of Portland, THERIAULT of Madawaska, TILTON of Harrington, TIMBERLAKE of Turner, TREAT of Hallowell, TURNER of Burlington, TUTTLE of Sanford, VALENTINO of Saco, VOLK of Scarborough, WAGNER of Lewiston,

WATERHOUSE of Bridgton, WEAVER of York, WEBSTER of Freeport, WELSH of Rockport, WILLETTE of Mapleton, WILLETTE of Presque Isle, WINSOR of Norway, WINTLE of Garland, WOOD of Sabattus.

READ.

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

Senator **KATZ:** Thank you Mr. President. Men and women of the Senate, late in the 1970's I used to come to this Chamber to watch my father. Sitting next to him was a Senator from Waterville named Dick Pierce. Dick was a pilot, a veteran, a graduate of the University of Maine, former teacher, and a former Dean of Thomas College. He was bright. He was always well prepared. He was one of the funniest people I ever met. Dick was the Assistant Majority Leader in this Body and a candidate for Governor. As I was cleaning out my parent's home when they moved out I came across in the basement a bumper sticker for Dick Pierce's run for Governor. I was reminded this morning of his slogan when he ran for Governor, which was "I may look like Joe Brennan, but I don't vote like him." Dick will be remembered for his leadership in education. After he left the Legislature he helped create the Maine Educational Loan Market Corporation and also the Maine Education Loan Authority. Those are long, bureaucratic sounding names, but what they did was bring over a billion dollars of student aid money to Maine students over the years. Dick had a passion for whatever he did. I know he was my father's favorite colleague of all time, and I think it's because Dick never took himself too seriously. We are here to honor his memory today and are joined here by Jean Ginn Marvin, one of his colleagues from the Legislature, and also, most importantly, by his widow Scottie Pierce, who has come from Utah to be here. Thank you, Mr. President.

THE PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Diamond.

Senator **DIAMOND:** Thank you Mr. President. Ladies and gentlemen of the Senate, Dick Pierce was all of what you've just heard and more. He was a force to be dealt with, but he was a character at the same time. I had the privilege of serving on the Legislative Council with Dick and no one could push John Martin's buttons quicker than Dick Pierce could, which was always fun to watch. Dick also, what you don't see here, served on the Board of the Maine State Society for the Protection of Animals for several years with me and I got to know another side of Dick, compassionate and someone who would do anything for anyone. When it came to animals, that was something that he really would go the extra mile for. I just wanted to rise, Mr. President, and give my condolences to his family and let you all know that he was, indeed, a special person, a special legislator, and a friend of animals in need. Thank you, Mr. President.

ADOPTED.

Sent down for concurrence.

THE PRESIDENT: The Chair would note that former Senator Pierce was one of the Maine political leaders who I admired, respected, and liked very much during my time as an intern here

as a teenager. Senator Pierce was in leadership, and to this day his bright green bumper sticker graces the wall of my mother's garage at my father's workbench. He is somebody who I will always have enormous respect and admiration for and remember him very fondly. It is with great pleasure that I recognize in the rear of the Chamber, accompanied by the Honorable Jean Ginn Marvin of Cape Elizabeth, Mrs. Scottie Pierce of South Portland and of Scottsdale, Arizona. They are the guests of the Senator from Kennebec, Senator Katz, and the Senator from Cumberland, Senator Dill. Would they please rise and accept the greetings and respect of the Maine Senate.

WHEREAS, the Legislature has learned with deep regret of the death of:

Allen D. "Mike" Brown, of Northport, beloved husband, father and grandfather. Mr. Brown graduated from Crosby High School in 1947 and then served in the United States Marine Corps during the Korean War. He fought in the famous Chosin Reservoir Campaign with his eternal Band of Brothers in the 1st Marine Division. After the war, a letter to the editor of *Maine Coast Fisherman* with the pen name Cap'n Perc Sane began his 60-year journalism career and a monthly column continuing in that paper until his death. Mr. Brown was a newspaper reporter and then became editor of *The Republican Journal* and *The Camden Herald*. He authored 2 books, *Saturday Cove* and *The Great Lobster Chase*. He started the Hometown News Service, which provides news to various state newspapers covering state politics. Mr. Brown was instrumental in the clean-up of Belfast harbor during the poultry industry days, winning a settlement and donating the money to the construction of the Belfast City Park pool. He was well known at the State House as a former employee and as a reporter. Mr. Brown will be missed by his loving family and many friends;

SLS 438

Sponsored by Senator THIBODEAU of Waldo.
Cosponsored by Senator: PLOWMAN of Penobscot,
Representative: HERBIG of Belfast.

READ.

THE PRESIDENT: The Chair recognizes the Senator from Penobscot, Senator Plowman.

Senator **PLOWMAN:** Thank you Mr. President. Men and women of the Senate, recently we lost a long time figure in the halls of the Maine State Legislature, Mike Brown. I didn't know his first name was Allen until I read the obituary. We've always known him as Mike Brown. He was part of the original press corps that was put together here. He was a patriot. You could tell by just sitting and talking to him that he was a great American. I enjoyed his company very much. I'm going to miss him very much. The one thing that he was proud to tell people was that he did his time as a journalist in order to become a commentator and that he knew the difference. He often had to explain that to people, that as a commentator he was allowed an opinion. When he gave his opinion, he was always careful and I don't believe he was ever mean, but he was very observant. Today I just want to say that I will miss him in these halls. I wish that I would still be seeing him

because that's one of the faces that I always greatly enjoyed meeting. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Brannigan.

Senator **BRANNIGAN:** Thank you Mr. President. It's appropriate that we are remembering him today because he always, for a long time, came on Tuesdays. Every time I would see Mike Brown I'd say, "Oh, it must be Tuesday." We will miss him. Thank you.

ADOPTED.

Sent down for concurrence.

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

At this point a message was received from the House of Representatives, borne by Representative CURTIS of Madison, informing the Senate that a quorum of Representatives was assembled for the consideration of such business as may come before that Body.

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

COMMUNICATIONS

The Following Communication: S.C. 525

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

September 20, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Agriculture, Conservation and Forestry has had under consideration the nomination of Honorable Gary W. Reed of Falmouth, for appointment to the State Harness Racing Commission.

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	Sherman of Aroostook, Schneider of Penobscot
	Representatives	9	Edgecomb of Caribou, Black of Wilton, Cray of Palmyra, Dill of Old Town, Foster of Augusta, Gifford of Lincoln, Kent of Woolwich, McCabe of Skowhegan, Timberlake of Turner
NAYS		0	
ABSENT		2	Rep. O'Brien of Lincolnville, Sen. Thibodeau of Waldo

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Honorable Gary W. Reed of Falmouth, for appointment to the State Harness Racing Commission be confirmed.

Signed,

S/Roger L. Sherman
Senate Chair

S/Peter E. Edgecomb
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 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#300)

YEAS: Senators: None

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWEMELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 **Gary W. Reed** of Falmouth for appointment to the State Harness Racing Commission was **CONFIRMED**.

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

The Following Communication: S.C. 526

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

September 20, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Agriculture, Conservation and Forestry has had under consideration the nomination of Colon E. Durrell of Farmington, for reappointment to the Maine Milk Commission.

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	Sherman of Aroostook, Schneider of Penobscot
	Representatives	9	Edgecomb of Caribou, Black of Wilton, Cray of Palmyra, Dill of Old Town, Foster of Augusta, Gifford of Lincoln, Kent of Woolwich, McCabe of Skowhegan, Timberlake of Turner

NAYS 0

ABSENT 2 Rep. O'Brien of Lincolnville,
Sen. Thibodeau of Waldo

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Colon E. Durrell of Farmington, for reappointment to the Maine Milk Commission be confirmed.

Signed,

S/Roger L. Sherman
Senate Chair

S/Peter E. Edgecomb
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 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#301)

YEAS: Senators: None

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFSKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWE-MELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 Colon E. Durrell of Farmington for reappointment to the Maine Milk Commission was **CONFIRMED**.

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

The Following Communication: S.C. 527

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

September 20, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Agriculture, Conservation and Forestry has had under consideration the nomination of Ernest L. Carle of Big Lake Twp, for appointment to the Land Use Regulation Commission.

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	Sherman of Aroostook, Schneider of Penobscot
	Representatives	9	Edgecomb of Caribou, Black of Wilton, Cray of Palmyra, Dill of Old Town, Foster of Augusta, Gifford of Lincoln, Kent of Woolwich, McCabe of Skowhegan, Timberlake of Turner

NAYS 0

ABSENT 2 Rep. O'Brien of Lincolnville,
Sen. Thibodeau of Waldo

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Ernest L. Carle of Big Lake Twp, for appointment to the Land Use Regulation Commission be confirmed.

Signed,

S/Roger L. Sherman
Senate Chair

S/Peter E. Edgecomb
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 528

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

September 20, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Agriculture, Conservation and Forestry has had under consideration the nomination of Robert A. Dunphy of North Anson, for appointment to the Land Use Regulation Commission.

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	Sherman of Aroostook, Schneider of Penobscot
	Representatives	9	Edgecomb of Caribou, Black of Wilton, Cray of Palmyra, Dill of Old Town, Foster of Augusta, Gifford of Lincoln, Kent of Woolwich, McCabe of Skowhegan, Timberlake of Turner
NAYS		0	
ABSENT		2	Rep. O'Brien of Lincolnville, Sen. Thibodeau of Waldo

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Robert A. Dunphy of North Anson, for appointment to the Land Use Regulation Commission be confirmed.

Signed,

S/Roger L. Sherman
Senate Chair

S/Peter E. Edgecomb
House Chair

READ and ORDERED PLACED ON FILE.

Under suspension of the Rules, with unanimous consent, is there objection to considering and voting on the following Committee Confirmations, items SC 527 and SC 528, together? Hearing none, 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 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#302)

YEAS: Senators: None

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWE-MELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 nominations of **Ernest L. Carle** of Big Lake Twp and **Robert A. Dunphy** of North Anson for appointment to the Land Use Regulation Commission were **CONFIRMED**.

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

The Following Communication: S.C. 529

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

September 20, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Agriculture, Conservation and Forestry has had under consideration the nomination of Bruce V. Flewelling of Easton, 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	2	Sherman of Aroostook, Schneider of Penobscot
	Representatives	9	Edgecomb of Caribou, Black of Wilton, Cray of Palmyra, Dill of Old Town, Foster of Augusta, Gifford of Lincoln, Kent of Woolwich, McCabe of Skowhegan, Timberlake of Turner
NAYS		0	
ABSENT		2	Rep. O'Brien of Lincolnville, Sen. Thibodeau of Waldo

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Bruce V. Flewelling of Easton, for appointment to the Board of Pesticides Control be confirmed.

Signed,

S/Roger L. Sherman
Senate Chair

S/Peter E. Edgecomb
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 530

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

September 20, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Agriculture, Conservation and Forestry has had under consideration the nomination of Clark A. Granger of Woolwich, 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	2	Sherman of Aroostook, Schneider of Penobscot
	Representatives	9	Edgecomb of Caribou, Black of Wilton, Cray of Palmyra, Dill of Old Town, Foster of Augusta, Gifford of Lincoln, Kent of Woolwich, McCabe of Skowhegan, Timberlake of Turner
NAYS		0	
ABSENT		2	Rep. O'Brien of Lincolnville, Sen. Thibodeau of Waldo

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Clark A. Granger of Woolwich, for appointment to the Board of Pesticides Control be confirmed.

Signed,

S/Roger L. Sherman
Senate Chair

S/Peter E. Edgecomb
House Chair

READ and ORDERED PLACED ON FILE.

Under suspension of the Rules, with unanimous consent, is there objection to considering and voting on the following Committee Confirmations, items SC 529 and SC 530, together? Hearing none, 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 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#303)

YEAS: Senators: None

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWE-MELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 nominations of **Bruce V. Flewelling** of Easton and **Clark A. Granger** of Woolwich for appointment to the Board of Pesticides Control were **CONFIRMED**.

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

The Following Communication: S.C. 531

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

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Criminal Justice & Public Safety has had under consideration the nomination of Honorable David E. Bowles of Sanford, for appointment to the State Board of Corrections.

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	Mason of Androscoggin, Gerzofsky of Cumberland
	Representatives	10	Plummer of Windham, Blodgett of Augusta, Burns of Whiting, Clarke of Bath, Hanley of Gardiner, Haskell of Portland, Lajoie of Lewiston, Long of Sherman, Morissette of Winslow, Sanderson of Chelsea

NAYS	0	
ABSENT	1	Sen. Whittemore of Somerset

Twelve members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Honorable David E. Bowles of Sanford, for appointment to the State Board of Corrections be confirmed.

Signed,

S/Garrett P. Mason
Senate Chair

S/Gary E. Plummer
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 532

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

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Criminal Justice & Public Safety has had under consideration the nomination of Douglas F. Beaulieu of Madawaska, for appointment to the State Board of Corrections.

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	Mason of Androscoggin, Gerzofsky of Cumberland
	Representatives	10	Plummer of Windham, Blodgett of Augusta, Burns of Whiting, Clarke of Bath, Hanley of Gardiner, Haskell of Portland, Lajoie of Lewiston, Long of Sherman, Morissette of Winslow, Sanderson of Chelsea
NAYS		0	

ABSENT 1 Sen. Whittemore of Somerset

Twelve members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Douglas F. Beaulieu of Madawaska, for appointment to the State Board of Corrections be confirmed.

Signed,

S/Garrett P. Mason
Senate Chair

S/Gary E. Plummer
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 533

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

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Criminal Justice & Public Safety has had under consideration the nomination of Mark A. Westrum of Bath, for appointment to the State Board of Corrections.

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	Mason of Androscoggin, Gerzofsky of Cumberland
	Representatives	10	Plummer of Windham, Blodgett of Augusta, Burns of Whiting, Clarke of Bath, Hanley of Gardiner, Haskell of Portland, Lajoie of Lewiston, Long of Sherman, Morissette of Winslow, Sanderson of Chelsea
NAYS		0	
ABSENT		1	Sen. Whittemore of Somerset

Twelve members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Mark A. Westrum of Bath, for appointment to the State Board of Corrections be confirmed.

Signed,

S/Garrett P. Mason
Senate Chair

S/Gary E. Plummer
House Chair

READ and ORDERED PLACED ON FILE.

Under suspension of the Rules, with unanimous consent, is there objection to considering and voting on the following Committee Confirmations, items SC 531 through SC 533, together? Hearing none, 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 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#304)

YEAS: Senators: None

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWE-MELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 nominations of the Honorable **David E. Bowles** of Sanford, **Douglas F. Beaulieu** of Madawaska, and **Mark A. Westrum** of Bath, for appointment to the State Board of Corrections were **CONFIRMED**.

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

The Following Communication: S.C. 534

STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Ann R. Robinson of Portland, for appointment to the Maine Public Broadcasting Corporation, 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	2	Langley of Hancock, Alford of Cumberland
	Representatives	9	Richardson of Carmel, Edgecomb of Caribou, Johnson of Greenville, Maker of Calais, McClellan of Raymond, McFadden of Dennysville, Nelson of Falmouth, Rankin of Hiram, Wagner of Lewiston
NAYS		0	
ABSENT		2	Rep. Lovejoy of Portland, Sen. Mason of Androscoggin

Rep. Soctomah supports the committee's recommendation.

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Ann R. Robinson of Portland, for appointment to the Maine Public Broadcasting Corporation, Board of Trustees be confirmed.

Signed,

S/Brian D. Langley
Senate Chair

S/David E. Richardson
House Chair

READ and ORDERED PLACED ON FILE.

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

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#305)

YEAS: Senators: None

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFSKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWE-MELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 **Ann R. Robinson** of Portland for appointment to the Maine Public Broadcasting Corporation, Board of Trustees was **CONFIRMED**.

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

The Following Communication: S.C. 535

STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Donald W. Miller of West Bath, for reappointment to the School Board of the Governor Baxter School for the Deaf.

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	Langley of Hancock, Alfond of Cumberland
	Representatives	9	Richardson of Carmel, Edgecomb of Caribou, Johnson of Greenville, Maker of Calais, McClellan of Raymond, McFadden of Dennysville, Nelson of Falmouth, Rankin of Hiram, Wagner of Lewiston
NAYS		0	
ABSENT		2	Rep. Lovejoy of Portland, Sen. Mason of Androscoggin

Rep. Soctomah supports the Committee's recommendation.

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Donald W. Miller of West Bath, for reappointment to the School Board of the Governor Baxter School for the Deaf be confirmed.

Signed,

S/Brian D. Langley
Senate Chair

S/David E. Richardson
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 536

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the

nomination of Joan P. Nason of Bath, for reappointment to the School Board of the Governor Baxter School for the Deaf.

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	Langley of Hancock, Alfond of Cumberland
	Representatives	9	Richardson of Carmel, Edgecomb of Caribou, Johnson of Greenville, Maker of Calais, McClellan of Raymond, McFadden of Dennysville, Nelson of Falmouth, Rankin of Hiram, Wagner of Lewiston
NAYS		0	
ABSENT		2	Rep. Lovejoy of Portland, Sen. Mason of Androscoggin

Rep. Soctomah supports the Committee's recommendation.

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Joan P. Nason of Bath, for reappointment to the School Board of the Governor Baxter School for the Deaf be confirmed.

Signed,

S/Brian D. Langley
Senate Chair

S/David E. Richardson
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 537

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Frances Frost of Peaks Island, for reappointment to the School Board of the Governor Baxter School for the Deaf.

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	Langley of Hancock, Alfond of Cumberland
	Representatives	9	Richardson of Carmel, Edgecomb of Caribou, Johnson of Greenville, Maker of Calais, McClellan of Raymond, McFadden of Dennysville, Nelson of Falmouth, Rankin of Hiram, Wagner of Lewiston
NAYS		0	
ABSENT		2	Rep. Lovejoy of Portland, Sen. Mason of Androscoggin

Rep. Soctomah supports the Committee's recommendation.

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Frances Frost of Peaks Island, for reappointment to the School Board of the Governor Baxter School for the Deaf be confirmed.

Signed,

S/Brian D. Langley
Senate Chair

S/David E. Richardson
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 538

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Terri Thompson of Gorham, for reappointment to the School Board of the Governor Baxter School for the Deaf.

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	Langley of Hancock, Alfond of Cumberland
	Representatives	9	Richardson of Carmel, Edgecomb of Caribou, Johnson of Greenville, Maker of Calais, McClellan of Raymond, McFadden of Dennysville, Nelson of Falmouth, Rankin of Hiram, Wagner of Lewiston
NAYS		0	
ABSENT		2	Rep. Lovejoy of Portland, Sen. Mason of Androscoggin

Rep. Soctomah supports the Committee's recommendation.

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Terri Thompson of Gorham, for reappointment to the School Board of the Governor Baxter School for the Deaf be confirmed.

Signed,

S/Brian D. Langley
Senate Chair

S/David E. Richardson
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 539

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

September 26, 2011

LEGISLATIVE RECORD - SENATE, TUESDAY, SEPTEMBER 27, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Jason White of Rockland, for appointment to the School Board of the Governor Baxter School for the Deaf.

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	Langley of Hancock, Alfond of Cumberland
	Representatives	9	Richardson of Carmel, Edgecomb of Caribou, Johnson of Greenville, Maker of Calais, McClellan of Raymond, McFadden of Dennysville, Nelson of Falmouth, Rankin of Hiram, Wagner of Lewiston
NAYS		0	
ABSENT		2	Rep. Lovejoy of Portland, Sen. Mason of Androscoggin

Rep. Soctomah supports the Committee's recommendation. Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Jason White of Rockland, for appointment to the School Board of the Governor Baxter School for the Deaf be confirmed.

Signed,
S/Brian D. Langley
Senate Chair

S/David E. Richardson
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 540

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Matthew M. Hoidal of Falmouth, for appointment to the School Board of the Governor Baxter School for the Deaf.

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	Langley of Hancock, Alfond of Cumberland
	Representatives	9	Richardson of Carmel, Edgecomb of Caribou, Johnson of Greenville, Maker of Calais, McClellan of Raymond, McFadden of Dennysville, Nelson of Falmouth, Rankin of Hiram, Wagner of Lewiston
NAYS		0	
ABSENT		2	Rep. Lovejoy of Portland, Sen. Mason of Androscoggin

Rep. Soctomah supports the Committee's recommendation.

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Matthew M. Hoidal of Falmouth, for appointment to the School Board of the Governor Baxter School for the Deaf be confirmed.

Signed,
S/Brian D. Langley
Senate Chair

S/David E. Richardson
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 541

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Laurel Kelly of Dixmont, for appointment to the School Board of the Governor Baxter School for the Deaf.

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	Langley of Hancock, Alford of Cumberland
	Representatives	9	Richardson of Carmel, Edgcomb of Caribou, Johnson of Greenville, Maker of Calais, McClellan of Raymond, McFadden of Dennysville, Nelson of Falmouth, Rankin of Hiram, Wagner of Lewiston
NAYS		0	
ABSENT		2	Rep. Lovejoy of Portland, Sen. Mason of Androscoggin

Rep. Soctomah supports the Committee's recommendation.

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Laurel Kelly of Dixmont, for appointment to the School Board of the Governor Baxter School for the Deaf be confirmed.

Signed,

S/Brian D. Langley
Senate Chair

S/David E. Richardson
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 542

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Lisa S. Penny of New Gloucester, for reappointment to the School Board of the Governor Baxter School for the Deaf.

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	Langley of Hancock, Alford of Cumberland
	Representatives	9	Richardson of Carmel, Edgcomb of Caribou, Johnson of Greenville, Maker of Calais, McClellan of Raymond, McFadden of Dennysville, Nelson of Falmouth, Rankin of Hiram, Wagner of Lewiston
NAYS		0	
ABSENT		2	Rep. Lovejoy of Portland, Sen. Mason of Androscoggin

Rep. Soctomah supports the Committee's recommendation.

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Lisa S. Penny of New Gloucester, for reappointment to the School Board of the Governor Baxter School for the Deaf be confirmed.

Signed,

S/Brian D. Langley
Senate Chair

S/David E. Richardson
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 543

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of David R. Gaul of Damariscotta, for reappointment to the School Board of the Governor Baxter School for the Deaf.

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	Langley of Hancock, Alford of Cumberland
	Representatives	9	Richardson of Carmel, Edgecomb of Caribou, Johnson of Greenville, Maker of Calais, McClellan of Raymond, McFadden of Dennysville, Nelson of Falmouth, Rankin of Hiram, Wagner of Lewiston
NAYS		0	
ABSENT		2	Rep. Lovejoy of Portland, Sen. Mason of Androscoggin

Rep. Soctomah supports the Committee's recommendation.

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of David R. Gaul of Damariscotta, for reappointment to the School Board of the Governor Baxter School for the Deaf be confirmed.

Signed,
S/Brian D. Langley
Senate Chair

S/David E. Richardson
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 544

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Diane St. Lawrence of New Portland, for reappointment to the School Board of the Governor Baxter School for the Deaf.

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	Langley of Hancock, Alford of Cumberland
	Representatives	9	Richardson of Carmel, Edgecomb of Caribou, Johnson of Greenville, Maker of Calais, McClellan of Raymond, McFadden of Dennysville, Nelson of Falmouth, Rankin of Hiram, Wagner of Lewiston
NAYS		0	
ABSENT		2	Rep. Lovejoy of Portland, Sen. Mason of Androscoggin

Rep. Soctomah supports the Committee's recommendation.

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Diane St. Lawrence of New Portland, for reappointment to the School Board of the Governor Baxter School for the Deaf be confirmed.

Signed,

S/Brian D. Langley
Senate Chair

S/David E. Richardson
House Chair

READ and ORDERED PLACED ON FILE.

Under suspension of the Rules, with unanimous consent, is there objection to considering and voting on the following Committee Confirmations, items SC 535 through SC 544, together? Hearing none, the President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#306)

YEAS: Senators: None

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWE-MELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 nominations of **Donald W. Miller** of West Bath, **Joan P. Nason** of Bath, **Frances Frost** of Peaks Island, **Terri Thompson** of Gorham, **Jason White** of Rockland, **Matthew Hoidal** of Falmouth, **Laurel Kelly** of Dixmont, **Lisa S. Penny** of New Gloucester, **David R. Gaul** of Damariscotta, and **Diane St. Lawrence** of New Portland for appointment to the School Board of the Governor Baxter School for the Deaf were **CONFIRMED**.

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

The Following Communication: S.C. 545

STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Lance Meadows of Castine, for reappointment to the Maine Maritime Academy, 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	2	Langley of Hancock, Alfond of Cumberland
	Representatives	9	Richardson of Carmel, Edgecomb of Caribou, Johnson of Greenville, Maker of Calais, McClellan of Raymond, McFadden of Dennysville, Nelson of Falmouth, Rankin of Hiram, Wagner of Lewiston
NAYS		0	
ABSENT		2	Rep. Lovejoy of Portland, Sen. Mason of Androscoggin

Rep. Soctomah supports the Committee's recommendation.

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Lance Meadows of Castine, for reappointment to the Maine Maritime Academy, Board of Trustees be confirmed.

Signed,

S/Brian D. Langley
Senate Chair

S/David E. Richardson
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 546

STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Jean E. Mattimore of Portland, for appointment to the Maine Maritime Academy, 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	2	Langley of Hancock, Alford of Cumberland
	Representatives	9	Richardson of Carmel, Edgecomb of Caribou, Johnson of Greenville, Maker of Calais, McClellan of Raymond, McFadden of Dennysville, Nelson of Falmouth, Rankin of Hiram, Wagner of Lewiston

NAYS 0

ABSENT	2	Rep. Lovejoy of Portland, Sen. Mason of Androscoggin
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Rep. Soctomah supports the Committee's recommendation.

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Jean E. Mattimore of Portland, for appointment to the Maine Maritime Academy, Board of Trustees be confirmed.

Signed,

S/Brian D. Langley
Senate Chair

S/David E. Richardson
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 547

STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Earle A. Cianchette of Saco, for appointment to the Maine Maritime Academy, 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	2	Langley of Hancock, Alford of Cumberland
	Representatives	9	Richardson of Carmel, Edgecomb of Caribou, Johnson of Greenville, Maker of Calais, McClellan of Raymond, McFadden of Dennysville, Nelson of Falmouth, Rankin of Hiram, Wagner of Lewiston

NAYS 0

ABSENT	2	Rep. Lovejoy of Portland, Sen. Mason of Androscoggin
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Rep. Soctomah supports the Committee's recommendation.

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Earle A. Cianchette of Saco, for appointment to the Maine Maritime Academy, Board of Trustees be confirmed.

Signed,

S/Brian D. Langley
Senate Chair

S/David E. Richardson
House Chair

READ and ORDERED PLACED ON FILE.

Under suspension of the Rules, with unanimous consent, is there objection to considering and voting on the following Committee Confirmations, items SC 545 through SC 547, together? Hearing none, the President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#307)

YEAS: Senators: None

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWE-MELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 nominations of **Lance Meadows** of Castine, **Jean E. Mattimore** of Portland, and **Earle A. Cianchette** of Saco to the Maine Maritime Academy, Board of Trustees were **CONFIRMED**.

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

The Following Communication: S.C. 548

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Steven C. Howe of Ogunquit, for appointment to the Maine Community College 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	2	Langley of Hancock, Alford of Cumberland
	Representatives	9	Richardson of Carmel, Edgecomb of Caribou, Johnson of Greenville, Maker of Calais, McClellan of Raymond, McFadden of Dennysville, Nelson of Falmouth, Rankin of Hiram, Wagner of Lewiston
NAYS		0	
ABSENT		2	Rep. Lovejoy of Portland, Sen. Mason of Androscoggin

Rep. Soctomah supports the Committee's recommendation.

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Steven C. Howe of Ogunquit, for appointment to the Maine Community College System, Board of Trustees be confirmed.

Signed,

S/Brian D. Langley
Senate Chair

S/David E. Richardson
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 549

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Honorable James D. Libby of Buxton, for appointment to the Maine Community College 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	2	Langley of Hancock, Alford of Cumberland
	Representatives	9	Richardson of Carmel, Edgecomb of Caribou, Johnson of Greenville, Maker of Calais, McClellan of Raymond, McFadden of Dennysville, Nelson of Falmouth, Rankin of Hiram, Wagner of Lewiston
NAYS		0	
ABSENT		2	Rep. Lovejoy of Portland, Sen. Mason of Androscoggin

Rep. Soctomah supports the Committee's recommendation.

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Honorable James D. Libby of Buxton, for appointment to the Maine Community College System, Board of Trustees be confirmed.

Signed,
S/Brian D. Langley
Senate Chair

S/David E. Richardson
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 550

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Christopher J. McCormick of Cumberland Foreside, for reappointment to the Maine Community College 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	2	Langley of Hancock, Alford of Cumberland
	Representatives	9	Richardson of Carmel, Edgecomb of Caribou, Johnson of Greenville, Maker of Calais, McClellan of Raymond, McFadden of Dennysville, Nelson of Falmouth, Rankin of Hiram, Wagner of Lewiston
NAYS		0	
ABSENT		2	Rep. Lovejoy of Portland, Sen. Mason of Androscoggin

Rep. Soctomah supports the Committee's recommendation.

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Christopher J. McCormick of Cumberland Foreside, for reappointment to the Maine Community College System, Board of Trustees be confirmed.

Signed,

S/Brian D. Langley
Senate Chair

S/David E. Richardson
House Chair

READ and ORDERED PLACED ON FILE.

Under suspension of the Rules, with unanimous consent, is there objection to considering and voting on the following Committee Confirmations, items SC 548 through SC 550, together? Hearing none, the President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#308)

YEAS: Senators: None

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWEMELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 nominations of **Steven C. Howe** of Ogunquit, the Honorable **James D. Libby** of Buxton, and **Christopher J. McCormick** of Cumberland Foreside for appointment to the Maine Community College System, Board of Trustees were **CONFIRMED**.

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

The Following Communication: S.C. 551

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Dr. Charles Wray of Mount Desert, for appointment to the Maine School of Science and Mathematics, 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	Langley of Hancock
	Representatives	8	Richardson of Carmel, Johnson of Greenville, Maker of Calais, McClellan of Raymond, McFadden of Dennysville, Nelson of Falmouth, Rankin of Hiram, Wagner of Lewiston
NAYS		0	
ABSENT		4	Sen. Alfond of Cumberland, Rep. Edgecomb of Caribou, Rep. Lovejoy of Portland, Sen. Mason of Androscoggin

Rep. Soctomah supports the committee's recommendation.

Nine members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Dr. Charles Wray of Mount Desert, for appointment to the Maine School of Science and Mathematics, Board of Trustees be confirmed.

Signed,

S/Brian D. Langley
Senate Chair

S/David E. Richardson
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 552

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Kalevi E. Kotkas of North Yarmouth, for appointment to the Maine School of Science and Mathematics, 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	Langley of Hancock
	Representatives	7	Richardson of Carmel, Johnson of Greenville, Maker of Calais, McClellan of Raymond, McFadden of Dennysville, Rankin of Hiram, Wagner of Lewiston
NAYS		0	
ABSENT		5	Sen. Alfond of Cumberland, Rep. Edgecomb of Caribou, Rep. Lovejoy of Portland, Sen. Mason of Androscoggin, Rep. Nelson of Falmouth

Rep. Soctomah supports the committee's recommendation.

Eight members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Kalevi E. Kotkas of North Yarmouth, for appointment to the Maine School of Science and Mathematics, Board of Trustees be confirmed.

Signed,

S/Brian D. Langley
Senate Chair

S/David E. Richardson
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 553

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Frederick M. Woodman, Jr. of Lincoln, for appointment to the Maine School of Science and Mathematics, 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	Langley of Hancock
	Representatives	7	Richardson of Carmel, Johnson of Greenville, Maker of Calais, McClellan of Raymond, McFadden of Dennysville, Rankin of Hiram, Wagner of Lewiston
NAYS		0	
ABSENT		5	Sen. Alfond of Cumberland, Rep. Edgecomb of Caribou, Rep. Lovejoy of Portland, Sen. Mason of Androscoggin, Rep. Nelson of Falmouth

Eight members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Frederick M. Woodman, Jr. of Lincoln, for appointment to the Maine School of Science and Mathematics, Board of Trustees be confirmed.

Signed,

S/Brian D. Langley
Senate Chair

S/David E. Richardson
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 554

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Jason Judd of Pittsfield, for appointment to the Maine School of Science and Mathematics, 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	Langley of Hancock
	Representatives	7	Richardson of Carmel, Johnson of Greenville, Maker of Calais, McClellan of Raymond, McFadden of Dennysville, Rankin of Hiram, Wagner of Lewiston
NAYS		0	
ABSENT		5	Sen. Alfond of Cumberland, Rep. Edgecomb of Caribou, Rep. Lovejoy of Portland, Sen. Mason of Androscoggin, Rep. Nelson of Falmouth

Rep. Soctomah supports the committee's recommendation.

Eight members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Jason Judd of Pittsfield, for appointment to the Maine School of Science and Mathematics, Board of Trustees be confirmed.

Signed,

S/Brian D. Langley
Senate Chair

S/David E. Richardson
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 555

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Dr. David C. Haines of Auburn, for reappointment to the Maine School of Science and Mathematics, 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	Langley of Hancock
	Representatives	8	Richardson of Carmel, Johnson of Greenville, Maker of Calais, McClellan of Raymond, McFadden of Dennysville, Nelson of Falmouth, Rankin of Hiram, Wagner of Lewiston
NAYS		0	
ABSENT		4	Sen. Alfond of Cumberland, Rep. Edgecomb of Caribou, Rep. Lovejoy of Portland, Sen. Mason of Androscoggin

Rep. Soctomah supports the committee's recommendation.

Nine members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Dr. David C. Haines of Auburn, for reappointment to the Maine School of Science and Mathematics, Board of Trustees be confirmed.

Signed,

S/Brian D. Langley
Senate Chair

S/David E. Richardson
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 556

STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Dr. Walter A. Specht of Topsham, for reappointment to the Maine School of Science and Mathematics, 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	Langley of Hancock
	Representatives	8	Richardson of Carmel, Johnson of Greenville, Maker of Calais, McClellan of Raymond, McFadden of Dennysville, Nelson of Falmouth, Rankin of Hiram, Wagner of Lewiston
NAYS		0	
ABSENT		4	Sen. Alfond of Cumberland, Rep. Edgecomb of Caribou, Rep. Lovejoy of Portland, Sen. Mason of Androscoggin

Rep. Soctomah supports the committee's recommendation.

Nine members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Dr. Walter A. Specht of Topsham, for reappointment to the Maine School of Science and Mathematics, Board of Trustees be confirmed.

Signed,

S/Brian D. Langley
Senate Chair

S/David E. Richardson
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 557

STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Michael L. Edgecomb of Spruce Head, for reappointment to the Maine School of Science and Mathematics, 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	Langley of Hancock
	Representatives	8	Richardson of Carmel, Johnson of Greenville, Maker of Calais, McClellan of Raymond, McFadden of Dennysville, Nelson of Falmouth, Rankin of Hiram, Wagner of Lewiston
NAYS		0	
ABSENT		4	Sen. Alfond of Cumberland, Rep. Edgecomb of Caribou, Rep. Lovejoy of Portland, Sen. Mason of Androscoggin

Rep. Soctomah supports the committee's recommendation.

Nine members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Michael L. Edgecomb of Spruce Head, for reappointment to the Maine School of Science and Mathematics, Board of Trustees be confirmed.

Signed,

S/Brian D. Langley
Senate Chair

S/David E. Richardson
House Chair

READ and ORDERED PLACED ON FILE.

S/David E. Richardson
House Chair

The Following Communication: S.C. 558

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Dr. Susan J. Hunter of Orono, for reappointment to the Maine School of Science and Mathematics, 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	Langley of Hancock
	Representatives	8	Richardson of Carmel, Johnson of Greenville, Maker of Calais, McClellan of Raymond, McFadden of Dennysville, Nelson of Falmouth, Rankin of Hiram, Wagner of Lewiston
NAYS		0	
ABSENT		4	Sen. Alfond of Cumberland, Rep. Edgcomb of Caribou, Rep. Lovejoy of Portland, Sen. Mason of Androscoggin

Rep. Soctomah supports the committee's recommendation.

Nine members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Dr. Susan J. Hunter of Orono, for reappointment to the Maine School of Science and Mathematics, Board of Trustees be confirmed.

Signed,

S/Brian D. Langley
Senate Chair

READ and ORDERED PLACED ON FILE.

Under suspension of the Rules, with unanimous consent, is there objection to considering and voting on the following Committee Confirmations, items SC 551 through SC 558, together? Hearing none, the President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#309)

YEAS: Senators: None

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWE-MELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 nominations of **Dr. Charles Wray** of Mount Desert, **Kalevi E. Kotkas** of North Yarmouth, **Frederick M. Woodman, Jr.** of Lincoln, **Jason Judd** of Pittsfield, **Dr. David C. Haines** of Auburn, **Dr. Walter A. Specht** of Topsham, **Michael L. Edgcomb** of Spruce Head, and **Dr. Susan J. Hunter** of Orono for appointment to the Maine School of Science and Mathematics, Board of Trustees were **CONFIRMED**.

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

The Following Communication: S.C. 559

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON ENERGY, UTILITIES AND TECHNOLOGY**

September 26, 2011

The Honorable Kevin L. Raye
 President of the Senate of Maine
 125th Maine Legislature
 State House
 Augusta, Maine 04333-0003

The Honorable Kevin L. Raye
 President of the Senate of Maine
 125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Energy, Utilities & Technology has had under consideration the nomination of Honorable Douglas M. Smith of Dover-Foxcroft, for appointment to the Efficiency Maine Trust 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	Thibodeau of Waldo, Bartlett of Cumberland
	Representatives	9	Fitts of Pittsfield, Beavers of South Berwick, Cornel du Houx of Brunswick, Cray of Palmyra, Dion of Portland, Dunphy of Embden, Hamper of Oxford, Hinck of Portland, Luchini of Ellsworth
NAYS		0	
ABSENT		2	Rep. Libby of Waterboro, Sen. Rector of Knox

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Honorable Douglas M. Smith of Dover-Foxcroft, for appointment to the Efficiency Maine Trust Board be confirmed.

Signed,

S/Michael D. Thibodeau
 Senate Chair

S/Stacey A. Fitts
 House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 560

**STATE OF MAINE
 ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
 COMMITTEE ON ENERGY, UTILITIES AND TECHNOLOGY**

September 26, 2011

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the 125th Maine Legislature, the Joint Standing Committee on Energy, Utilities & Technology has had under consideration the nomination of Albert E. Hodsdon III of Fairfield, for appointment to the Efficiency Maine Trust 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	Thibodeau of Waldo, Bartlett of Cumberland
	Representatives	9	Fitts of Pittsfield, Beavers of South Berwick, Cornel du Houx of Brunswick, Cray of Palmyra, Dion of Portland, Dunphy of Embden, Hamper of Oxford, Hinck of Portland, Luchini of Ellsworth
NAYS		0	
ABSENT		2	Rep. Libby of Waterboro, Sen. Rector of Knox

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Albert E. Hodsdon III of Fairfield, for appointment to the Efficiency Maine Trust Board be confirmed.

Signed,

S/Michael D. Thibodeau
 Senate Chair

S/Stacey A. Fitts
 House Chair

READ and ORDERED PLACED ON FILE.

Under suspension of the Rules, with unanimous consent, is there objection to considering and voting on the following Committee Confirmations, items SC 559 through SC 560, together? Hearing none, the President laid before the Senate the following: "Shall the recommendation of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

Senators 2 Saviello of Franklin, Goodall of Sagadahoc

ROLL CALL (#310)

YEAS: Senators: None

Representatives 8 Hamper of Oxford, Duchesne of Hudson, Harlow of Portland, Knapp of Gorham, Long of Sherman, Nass of Acton, Parker of Veazie, Welsh of Rockport

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWEMELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

NAYS 0

ABSENT 3 Rep. Ayotte of Caswell, Rep. Innes of Yarmouth, Sen. Sherman of Aroostook

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 nominations of the Honorable **Douglas M. Smith** of Dover-Foxcroft and **Albert E. Hodsdon III** of Fairfield for appointment to the Efficiency Maine Trust Board were **CONFIRMED**.

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Patricia W. Aho of Newcastle, for appointment as the Commissioner of the Department of Environmental Protection be confirmed.

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

Signed,

S/Thomas B. Saviello
Senate Chair

S/James M. Hamper
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 561

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON ENVIRONMENT AND NATURAL
RESOURCES**

The President laid before the Senate the following: "Shall the recommendation of the Committee on **ENVIRONMENT AND NATURAL RESOURCES** be overridden?"

September 26, 2011

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine Legislature
State House
Augusta, Maine 04333-0003

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#311)

Dear Mr. President:

YEAS: Senators: None

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the 125th Maine Legislature, the Joint Standing Committee on Environment & Natural Resources has had under consideration the nomination of Patricia W. Aho of Newcastle, for appointment as the Commissioner of the Department of Environmental Protection.

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWEMELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

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 35 Senators having voted in the negative, 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 **Patricia W. Aho** of Newcastle for appointment as the Commissioner of the Department of Environmental Protection was **CONFIRMED**.

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

THE PRESIDENT: The Chair is pleased to recognize in the rear of the chamber Patricia W. Aho. Would she please rise and accept the congratulations of the Maine Senate. The Chair is also pleased to recognize in the rear of the chamber an individual confirmed earlier today who I did not see at that moment who has been confirmed to the Maine Public Broadcasting Board of Directors. Would Anne Robinson please rise and accept the congratulations and best wishes of the Maine Senate.

ABSENT 2 Rep. Innes of Yarmouth,
Sen. Sherman of Aroostook

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Susan M. Lessard of Hampden, for reappointment to the Board of Environmental Protection be confirmed.

Signed,

S/Thomas B. Saviello
Senate Chair

S/James M. Hamper
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 562

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON ENVIRONMENT AND NATURAL
RESOURCES**

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Environment & Natural Resources has had under consideration the nomination of Susan M. Lessard of Hampden, for reappointment to the Board of Environmental Protection.

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	Saviello of Franklin, Goodall of Sagadahoc
	Representatives	9	Hamper of Oxford, Ayotte of Caswell, Duchesne of Hudson, Harlow of Portland, Knapp of Gorham, Long of Sherman, Nass of Acton, Parker of Veazie, Welsh of Rockport

NAYS 0

The Following Communication: S.C. 563

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON ENVIRONMENT AND NATURAL
RESOURCES**

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Environment & Natural Resources has had under consideration the nomination of Alvin K. Ahlers of North Yarmouth, for appointment to the Board of Environmental Protection.

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	Saviello of Franklin, Goodall of Sagadahoc
	Representatives	10	Hamper of Oxford, Ayotte of Caswell, Duchesne of Hudson, Harlow of Portland, Innes of Yarmouth, Knapp of Gorham, Long of Sherman, Nass of Acton, Parker of Veazie, Welsh of Rockport

NAYS 0
 ABSENT 1 Sen. Sherman of Aroostook

Twelve members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Alvin K. Ahlers of North Yarmouth, for appointment to the Board of Environmental Protection be confirmed.

Signed,
 Thomas B. Saviello
 Senate Chair
 S/James M. Hamper
 House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 564

**STATE OF MAINE
 ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
 COMMITTEE ON ENVIRONMENT AND NATURAL
 RESOURCES**

September 26, 2011

The Honorable Kevin L. Raye
 President of the Senate of Maine
 125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Environment & Natural Resources has had under consideration the nomination of Robert A. Foley of Wells, for appointment to the Board of Environmental Protection.

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	Saviello of Franklin, Goodall of Sagadahoc
	Representatives	10	Hamper of Oxford, Ayotte of Caswell, Duchesne of Hudson, Harlow of Portland, Innes of Yarmouth, Knapp of Gorham, Long of Sherman, Nass of Acton, Parker of Veazie, Welsh of Rockport
NAYS		0	

ABSENT 1 Sen. Sherman of Aroostook

Twelve members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Robert A. Foley of Wells, for appointment to the Board of Environmental Protection be confirmed.

Signed,
 S/Thomas B. Saviello
 Senate Chair
 S/James M. Hamper
 House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 565

**STATE OF MAINE
 ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
 COMMITTEE ON ENVIRONMENT AND NATURAL
 RESOURCES**

September 26, 2011

The Honorable Kevin L. Raye
 President of the Senate of Maine
 125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Environment & Natural Resources has had under consideration the nomination of Gary Curtis of Bethel, for appointment to the Board of Environmental Protection.

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	Saviello of Franklin, Goodall of Sagadahoc
	Representatives	9	Hamper of Oxford, Ayotte of Caswell, Duchesne of Hudson, Harlow of Portland, Innes of Yarmouth, Knapp of Gorham, Long of Sherman, Nass of Acton, Parker of Veazie
NAYS	Senators	0	
	Representatives	1	Welsh of Rockport

ABSENT 1 Sen. Sherman of Aroostook

Eleven members of the Committee having voted in the affirmative and one in the negative, it was the vote of the Committee that the nomination of Gary Curtis of Bethel, for appointment to the Board of Environmental Protection be confirmed.

Signed,

Thomas B. Saviello
Senate Chair

James M. Hamper
House Chair

READ and ORDERED PLACED ON FILE.

Under suspension of the Rules, with unanimous consent, is there objection to considering and voting on the following Committee Confirmations, items SC 562 through SC 565, together? Hearing none, the President laid before the Senate the following: "Shall the recommendation of the Committee on **ENVIRONMENT AND NATURAL RESOURCES** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#312)

YEAS: Senators: None

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFISKY, GOODALL, HASTINGS, HILL, HOBBSINS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWE-MELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 nominations of **Susan M. Lessard** of Hampden, **Alvin K. Ahlers** of North Yarmouth, **Robert A. Foley** of Wells, and **Gary Curtis** of Bethel for appointment to the Board of Environmental Protection were **CONFIRMED**.

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

THE PRESIDENT: The Chair is pleased to recognize in the rear of the chamber Robert Foley of Well. Mr. Foley, would you please rise and accept the congratulations of the Maine Senate.

The Following Communication: S.C. 566

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON ENVIRONMENT AND NATURAL
RESOURCES**

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Environment & Natural Resources has had under consideration the nomination of Dr. Peter Garrett of Winslow, for appointment to the Outdoor Heritage Fund 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	Saviello of Franklin, Goodall of Sagadahoc
	Representatives	10	Hamper of Oxford, Ayotte of Caswell, Duchesne of Hudson, Harlow of Portland, Innes of Yarmouth, Knapp of Gorham, Long of Sherman, Nass of Acton, Parker of Veazie, Welsh of Rockport
NAYS		0	
ABSENT		1	Sen. Sherman of Aroostook

Twelve members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Dr. Peter Garrett of Winslow, for appointment to the Outdoor Heritage Fund Board be confirmed.

Signed,

S/Thomas B. Saviello
Senate Chair

S/James M. Hamper
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **ENVIRONMENT AND NATURAL RESOURCES** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#313)

YEAS: Senators: None

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWE-MELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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. Peter Garrett** of Winslow for appointment to the Outdoor Heritage Fund Board was **CONFIRMED**.

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

reappointment to the Inland Fisheries and Wildlife Advisory Council.

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	Martin of Kennebec
	Representatives	9	Davis of Sangerville, Briggs of Mexico, Clark of Millinocket, Crafts of Lisbon, Eberle of South Portland, Espling of New Gloucester, Guerin of Glenburn, Sarty of Denmark, Wood of Sabattus

NAYS 0

ABSENT 3 Sen. Patrick of Oxford, Sen. Saviello of Franklin, Rep. Shaw of Standish

Ten members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Richard C. Thurston of Scarborough, for reappointment to the Inland Fisheries and Wildlife Advisory Council be confirmed.

Signed,

S/Thomas H. Martin Jr.
Senate Chair

S/Paul T. Davis Sr.
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 567

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON INLAND FISHERIES AND WILDLIFE**

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Inland Fisheries and Wildlife has had under consideration the nomination of Richard C. Thurston of Scarborough, for

The Following Communication: S.C. 568

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON INLAND FISHERIES AND WILDLIFE**

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Inland Fisheries and Wildlife has had under consideration the nomination of Robert S. Savage of Limington, for appointment to the Inland Fisheries and Wildlife Advisory Council.

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	Martin of Kennebec
	Representatives	9	Davis of Sangerville, Briggs of Mexico, Clark of Millinocket, Crafts of Lisbon, Eberle of South Portland, Espling of New Gloucester, Guerin of Glenburn, Sarty of Denmark, Wood of Sabattus
NAYS		0	
ABSENT		3	Sen. Patrick of Oxford, Sen. Saviello of Franklin, Rep. Shaw of Standish

Ten members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Robert S. Savage of Limington, for appointment to the Inland Fisheries and Wildlife Advisory Council be confirmed.

Signed,

S/Thomas H. Martin Jr.
Senate Chair

S/Paul T. Davis Sr.
House Chair

READ and ORDERED PLACED ON FILE.

Under suspension of the Rules, with unanimous consent, is there objection to considering and voting on the following Committee Confirmations, items SC 567 and SC 568, together? Hearing none, the President laid before the Senate the following: "Shall the recommendation of the Committee on **INLAND FISHERIES AND WILDLIFE** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#314)

YEAS: Senators: None

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWE-MELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 nominations of **Richard C. Thurston** of Scarborough and **Robert S. Savage** of Limington for appointment to the Inland Fisheries and Wildlife Advisory Council were **CONFIRMED**.

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

The Following Communication: S.C. 569

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

September 22, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Judiciary has had under consideration the nomination of Honorable G. Arthur Brennan of York, for appointment as an Active Retired Superior Court Justice.

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	Hastings of Oxford, Dill of Cumberland, Woodbury of Cumberland
	Representatives	9	Nass of Acton, Beaulieu of Auburn, Foster of Augusta, Maloney of Augusta, Moulton of York, Priest of Brunswick, Rochelo of Biddeford, Sarty of Denmark, Waterhouse of Bridgton

NAYS 0
 ABSENT 0

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

Twelve members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Honorable G. Arthur Brennan of York, for appointment as an Active Retired Superior Court Justice be confirmed.

September 22, 2011

The Honorable Kevin L. Raye
 President of the Senate of Maine
 125th Maine Legislature
 State House
 Augusta, Maine 04333-0003

Signed,

S/David R. Hastings III
 Senate Chair

Dear Mr. President:

S/Joan M. Nass
 House Chair

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the 125th Maine Legislature, the Joint Standing Committee on Judiciary has had under consideration the nomination of Honorable John H. O'Neil, Jr. of Kennebunk, for appointment as a Superior Court Justice.

READ and ORDERED PLACED ON FILE.

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

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:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

YEAS	Senators	3	Hastings of Oxford, Dill of Cumberland, Woodbury of Cumberland
	Representatives	9	Nass of Acton, Beaulieu of Auburn, Foster of Augusta, Maloney of Augusta, Moulton of York, Priest of Brunswick, Rochelo of Biddeford, Sarty of Denmark, Waterhouse of Bridgton

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#315)

YEAS: Senators: None

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWE-MELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

NAYS 0
 ABSENT 0

Twelve members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Honorable John H. O'Neil, Jr. of Kennebunk, for appointment as a Superior Court Justice be confirmed.

Signed,

S/David R. Hastings III
 Senate Chair

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 **G. Arthur Brennan** of York for appointment as an Active Retired Superior Court Justice was **CONFIRMED**.

S/Joan M. Nass
 House Chair

READ and ORDERED PLACED ON FILE.

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

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

The Following Communication: S.C. 570

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#316)

YEAS: Senators: None

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWE-MELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 **John H. O'Neil, Jr.** of Kennebunk for appointment as a Superior Court Justice was **CONFIRMED**.

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

The Following Communication: S.C. 571

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

September 22, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Judiciary has had under consideration the nomination of David J. Mitchell of Calais, for appointment to the Maine Commission on Indigent Legal Services.

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	Hastings of Oxford, Dill of Cumberland, Woodbury of Cumberland
	Representatives	9	Nass of Acton, Beaulieu of Auburn, Foster of Augusta, Maloney of Augusta, Moulton of York, Priest of Brunswick, Rochelo of Biddeford, Sarty of Denmark, Waterhouse of Bridgton

NAYS 0

ABSENT 0

Twelve members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of David J. Mitchell of Calais, for appointment to the Maine Commission on Indigent Legal Services be confirmed.

Signed,

S/David R. Hastings III
Senate Chair

S/Joan M. Nass
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 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#317)

YEAS: Senators: None

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWE-MELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 **David J. Mitchell** of Calais for appointment to the Maine Commission on Indigent Legal Services was **CONFIRMED**.

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

The Following Communication: S.C. 572

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

September 22, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Judiciary has had under consideration the nomination of Deborah L. Whitworth of Portland, for appointment to the Maine Human Rights Commission.

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	Hastings of Oxford, Dill of Cumberland, Woodbury of Cumberland
	Representatives	9	Nass of Acton, Beaulieu of Auburn, Foster of Augusta, Maloney of Augusta, Moulton of York, Priest of Brunswick, Rochelo of Biddeford, Sarty of Denmark, Waterhouse of Bridgton
NAYS		0	
ABSENT		0	

Twelve members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Deborah L. Whitworth of Portland, for appointment to the Maine Human Rights Commission be confirmed.

Signed,

S/David R. Hastings III
Senate Chair

S/Joan M. Nass
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 573

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

September 22, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Judiciary has had under consideration the nomination of Arnold S. Clark of Durham, for appointment to the Maine Human Rights Commission.

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:

Senators	3	Hastings of Oxford, Dill of Cumberland, Woodbury of Cumberland
Representatives	9	Nass of Acton, Beaulieu of Auburn, Foster of Augusta, Maloney of Augusta, Moulton of York, Priest of Brunswick, Rochelo of Biddeford, Sarty of Denmark, Waterhouse of Bridgton
NAYS	0	
ABSENT	0	

Twelve members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Arnold S. Clark of Durham, for appointment to the Maine Human Rights Commission be confirmed.

Signed,

S/David R. Hastings III
Senate Chair

S/Joan M. Nass
House Chair

READ and ORDERED PLACED ON FILE.

Under suspension of the Rules, with unanimous consent, is there objection to considering and voting on the following Committee Confirmations, items SC 572 and SC 573, together? Hearing none, 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 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#318)

YEAS: Senators: None

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFISKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWE-MELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 nominations of **Deborah L. Whitworth** of Portland and **Arnold S. Clark** of Durham for appointment to the Maine Human Rights Commission were **CONFIRMED**.

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

The Following Communication: S.C. 574

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

September 22, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Judiciary has had under consideration the nomination of Harold W. Clossey of Robbinston, for appointment to the Maine Indian Tribal-State Commission.

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	Hastings of Oxford, Dill of Cumberland, Woodbury of Cumberland
	Representatives	9	Nass of Acton, Beaulieu of Auburn, Foster of Augusta, Maloney of Augusta, Moulton of York, Priest of Brunswick, Rochelo of Biddeford, Sarty of Denmark, Waterhouse of Bridgton

NAYS 0

ABSENT 0

Twelve members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Harold W. Clossey of Robbinston, for appointment to the Maine Indian Tribal-State Commission be confirmed.

Signed,

S/David R. Hastings III
Senate Chair

S/Joan M. Nass
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 575

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

September 22, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Judiciary has had under consideration the nomination of John J. Boland of New Gloucester, for appointment to the Maine Indian Tribal-State Commission.

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	Hastings of Oxford, Dill of Cumberland, Woodbury of Cumberland
	Representatives	9	Nass of Acton, Beaulieu of Auburn, Foster of Augusta, Maloney of Augusta, Moulton of York, Priest of Brunswick, Rochelo of Biddeford, Sarty of Denmark, Waterhouse of Bridgton

NAYS 0

ABSENT 0

Twelve members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of John J. Boland of New Gloucester, for appointment to the Maine Indian Tribal-State Commission be confirmed.

Signed,

S/David R. Hastings III
Senate Chair

S/Joan M. Nass
House Chair

READ and ORDERED PLACED ON FILE.

Under suspension of the Rules, with unanimous consent, is there objection to considering and voting on the following Committee Confirmations, items SC 574 and SC 575, together? Hearing none, 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 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#319)

YEAS: Senators: None

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWE-MELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 nominations of **Harold W. Clossey** of Robbinston and **John J. Boland** of New Gloucester for appointment to the Maine Indian Tribal-State Commission were **CONFIRMED**.

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

The Following Communication: S.C. 576

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON INSURANCE AND FINANCIAL SERVICES**

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Insurance & Financial Services has had under consideration the nomination of Eric A. Cioppa of China, for appointment as the Superintendent of Insurance.

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 Whitemore of Somerset,
Brannigan of Cumberland,
Snowe-Mello of
Androscoggin

Representatives 8 Richardson of Warren,
Beaudoin of Biddeford, Beck
of Waterville, Fitzpatrick of
Houlton, McKane of
Newcastle, Morissette of
Winslow, Morrison of South
Portland, Picchiotti of
Fairfield

NAYS 0

ABSENT 2 Rep. Goode of Bangor, Rep.
Treat of Hallowell

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Eric A. Cioppa of China, for appointment as the Superintendent of Insurance be confirmed.

Signed,

S/Rodney L. Whitemore
Senate Chair

S/Wesley E. Richardson
House Chair

READ and ORDERED PLACED ON FILE.

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

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#320)

YEAS: Senators: None

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN,
COLLINS, COURTNEY, CRAVEN, DIAMOND,
DILL, FARNHAM, GERZOFSKY, GOODALL,
HASTINGS, HILL, HOBBS, JACKSON, KATZ,
LANGLEY, MARTIN, MASON, MCCORMICK,
PATRICK, PLOWMAN, RECTOR, ROSEN,
SAVIELLO, SCHNEIDER, SHERMAN, SNOWE-
MELLO, SULLIVAN, THIBODEAU, THOMAS,
TRAHAN, WHITEMORE, WOODBURY, THE
PRESIDENT - KEVIN L. RAYE

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 **Eric A. Cioppa** of China for appointment as the Superintendent of Insurance was **CONFIRMED**.

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

The Following Communication: S.C. 577

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON INSURANCE AND FINANCIAL SERVICES**

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Insurance & Financial Services has had under consideration the nomination of Honorable Joseph Bruno of Raymond, for reappointment to the Dirigo Health 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 3 Whitemore of Somerset,
Brannigan of Cumberland,
Snowe-Mello of
Androscoggin

Representatives 7 Richardson of Warren,
Beaudoin of Biddeford,
Fitzpatrick of Houlton,
McKane of Newcastle,
Morissette of Winslow,
Morrison of South Portland,
Picchiotti of Fairfield

NAYS 0

ABSENT 3 Rep. Beck of Waterville, Rep.
Goode of Bangor, Rep. Treat
of Hallowell

Ten members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Honorable Joseph Bruno of Raymond, for reappointment to the Dirigo Health Board be confirmed.

Signed,

S/Rodney L. Whittemore
Senate Chair

S/Wesley E. Richardson
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 578

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON INSURANCE AND FINANCIAL SERVICES**

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Insurance & Financial Services has had under consideration the nomination of Honorable John R. Brautigam of Falmouth, for appointment to the Dirigo Health 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	3	Whittemore of Somerset, Brannigan of Cumberland, Snowe-Mello of Androscoggin
	Representatives	8	Richardson of Warren, Beaudoin of Biddeford, Beck of Waterville, Fitzpatrick of Houlton, McKane of Newcastle, Morissette of Winslow, Morrison of South Portland, Picchiotti of Fairfield
NAYS		0	
ABSENT		2	Rep. Goode of Bangor, Rep. Treat of Hallowell

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Honorable John R. Brautigam of Falmouth, for appointment to the Dirigo Health Board be confirmed.

Signed,

S/Rodney L. Whittemore
Senate Chair

S/Wesley E. Richardson
House Chair

READ and ORDERED PLACED ON FILE.

Under suspension of the Rules, with unanimous consent, is there objection to considering and voting on the following Committee Confirmations, items SC 577 and SC 578, together? Hearing none, the President laid before the Senate the following: "Shall the recommendation of the Committee on **INSURANCE AND FINANCIAL SERVICES** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#321)

YEAS: Senators: None

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOF SKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWE-MELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 nominations of the Honorable **Joseph Bruno** of Raymond and the Honorable **John R. Brautigam** of Falmouth for appointment to the Dirigo Health Board were **CONFIRMED**.

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

The Following Communication: S.C. 579

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

September 21, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Labor, Commerce, Research & Economic Development has had under consideration the nomination of Susan L. Higgins of Kennebunk, for appointment to the Maine Labor Relations 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	Rector of Knox, Martin of Kennebec
	Representatives	7	Prescott of Topsham, Cushing of Hampden, Dow of Waldoboro, Driscoll of Westbrook, Gilbert of Jay, Newendyke of Litchfield, Volk of Scarborough
NAYS		0	
ABSENT		4	Rep. Herbig of Belfast, Rep. Hunt of Buxton, Sen. Jackson of Aroostook, Rep. Tuttle of Sanford

Nine members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Susan L. Higgins of Kennebunk, for appointment to the Maine Labor Relations Board be confirmed.

Signed,

S/Christopher W. Rector
Senate Chair

S/Kerri L. Prescott
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 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#322)

YEAS: Senators: None

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWE-MELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 **Susan L. Higgins** of Kennebunk for appointment to the Maine Labor Relations Board was **CONFIRMED**.

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

The Following Communication: S.C. 580

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

September 22, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Labor, Commerce, Research & Economic Development has had under consideration the nomination of Jennifer J. Duddy of Cape Elizabeth, for appointment to the Maine Unemployment Insurance Commission.

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	Rector of Knox, Martin of Kennebec
	Representatives	6	Prescott of Topsham, Dow of Waldoboro, Driscoll of Westbrook, Gilbert of Jay, Newendyke of Litchfield, Volk of Scarborough
NAYS		0	
ABSENT		5	Rep. Cushing of Hampden, Rep. Herbig of Belfast, Rep. Hunt of Buxton, Sen. Jackson of Aroostook, Rep. Tuttle of Sanford

Eight members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Jennifer J. Duddy of Cape Elizabeth, for appointment to the Maine Unemployment Insurance Commission be confirmed.

Signed,

S/Christopher W. Rector
Senate Chair

S/Kerri L. Prescott
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 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#323)

YEAS: Senators: None

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFSKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWEMELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 **Jennifer J. Duddy** of Cape Elizabeth for appointment to the Maine Unemployment Insurance Commission was **CONFIRMED**.

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

THE PRESIDENT: The Chair is pleased to recognize in the rear of the chamber Jennifer Duddy. Would you please rise and accept the congratulations of the Maine Senate.

The Following Communication: S.C. 581

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

September 21, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Labor, Commerce, Research & Economic Development has had under consideration the nomination of Jason W. Elliott of Bangor, for appointment to the Maine Rural Development 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 Rector of Knox, Martin of Kennebec

Representatives 7 Prescott of Topsham, Dow of Waldoboro, Driscoll of Westbrook, Gilbert of Jay, Newendyke of Litchfield, Tuttle of Sanford, Volk of Scarborough

NAYS 0

ABSENT 4 Rep. Cushing of Hampden, Rep. Herbig of Belfast, Rep. Hunt of Buxton, Sen. Jackson of Aroostook

Nine members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Jason W. Elliott of Bangor, for appointment to the Maine Rural Development Authority be confirmed.

Signed,

S/Christopher W. Rector
Senate Chair

S/Kerri L. Prescott
House Chair

READ and ORDERED PLACED ON FILE.

YEAS Senators 2 Rector of Knox, Martin of Kennebec

Representatives 8 Prescott of Topsham, Dow of Waldoboro, Driscoll of Westbrook, Gilbert of Jay, Herbig of Belfast, Newendyke of Litchfield, Tuttle of Sanford, Volk of Scarborough

NAYS 0

ABSENT 3 Rep. Cushing of Hampden, Rep. Hunt of Buxton, Sen. Jackson of Aroostook

Ten members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Renee W. Kelly of Carmel, for appointment to the Maine Rural Development Authority be confirmed.

Signed,

S/Christopher W. Rector
Senate Chair

S/Kerri L. Prescott
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 582

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

September 21, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Labor, Commerce, Research & Economic Development has had under consideration the nomination of Renee W. Kelly of Carmel, for appointment to the Maine Rural Development 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:

The Following Communication: S.C. 583

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

September 21, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Labor, Commerce, Research & Economic Development has had under consideration the nomination of Michael A. Duguay of Waterville, for appointment to the Maine Rural Development 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	Rector of Knox, Martin of Kennebec
	Representatives	9	Prescott of Topsham, Cushing of Hampden, Dow of Waldoboro, Driscoll of Westbrook, Gilbert of Jay, Herbig of Belfast, Newendyke of Litchfield, Tuttle of Sanford, Volk of Scarborough
NAYS		0	
ABSENT		2	Rep. Hunt of Buxton, Sen. Jackson of Aroostook

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Michael A. Duguay of Waterville, for appointment to the Maine Rural Development Authority be confirmed.

Signed,

S/Christopher W. Rector
Senate Chair

S/Kerri L. Prescott
House Chair

READ and ORDERED PLACED ON FILE.

Under suspension of the Rules, with unanimous consent, is there objection to considering and voting on the following Committee Confirmations, items SC 581, SC 582 and SC 583, together? Hearing none, the President laid before the Senate the following: "Shall the recommendation of the Committee on **INSURANCE AND FINANCIAL SERVICES** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#324)

YEAS: Senators: None

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWE-MELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 nominations of **Jason W. Elliott** of Bangor, **Renee W. Kelly** of Carmel, and **Michael A. Duguay** of Waterville for appointment to the Maine Rural Development Authority were **CONFIRMED**.

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

The Following Communication: S.C. 584

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

September 21, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Labor, Commerce, Research & Economic Development has had under consideration the nomination of Michael L. Edgecomb of Spruce Head, for appointment to the Loring Development Authority of Maine.

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	Rector of Knox, Martin of Kennebec
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Representatives 8 Prescott of Topsham, Dow of Waldoboro, Driscoll of Westbrook, Gilbert of Jay, Herbig of Belfast, Newendyke of Litchfield, Tuttle of Sanford, Volk of Scarborough

NAYS 0

ABSENT 3 Rep. Cushing of Hampden, Rep. Hunt of Buxton, Sen. Jackson of Aroostook

Ten members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Michael L. Edgecomb of Spruce Head, for appointment to the Loring Development Authority of Maine be confirmed.

Signed,

S/Christopher W. Rector
Senate Chair

S/Kerri L. Prescott
House Chair

READ and ORDERED PLACED ON FILE.

YEAS Senators 2 Rector of Knox, Martin of Kennebec

Representatives 8 Prescott of Topsham, Dow of Waldoboro, Driscoll of Westbrook, Gilbert of Jay, Herbig of Belfast, Newendyke of Litchfield, Tuttle of Sanford, Volk of Scarborough

NAYS 0

ABSENT 3 Rep. Cushing of Hampden, Rep. Hunt of Buxton, Sen. Jackson of Aroostook

Ten members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Daniel LaPointe of Vanburen, for appointment to the Loring Development Authority of Maine be confirmed.

Signed,

S/Christopher W. Rector
Senate Chair

S/Kerri L. Prescott
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 585

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

September 21, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Labor, Commerce, Research & Economic Development has had under consideration the nomination of Daniel LaPointe of Vanburen, for appointment to the Loring Development Authority of Maine.

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:

The Following Communication: S.C. 586

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

September 21, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Labor, Commerce, Research & Economic Development has had under consideration the nomination of Carol S. Bell of Presque Isle, for appointment to the Loring Development Authority of Maine.

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:

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFSKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWE-MELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

NAYS 0
 ABSENT 5 Rep. Cushing of Hampden, Rep. Herbig of Belfast, Rep. Hunt of Buxton, Sen. Jackson of Aroostook, Rep. Tuttle of Sanford

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 nominations of **Michael L. Edgecomb** of Spruce Head, **Daniel LaPointe** of Van Buren, **Carol S. Bell** of Presque Isle, and **Janet A. McGillan** of Fort Fairfield for appointment to the Loring Development Authority of Maine were **CONFIRMED**.

Eight members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of John Shattuck of New Gloucester, for appointment to the Midcoast Regional Redevelopment Authority be confirmed.

Signed,
 S/Christopher W. Rector
 Senate Chair

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

S/Kerri L. Prescott
 House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 588

The Following Communication: S.C. 589

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

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

September 21, 2011

September 21, 2011

The Honorable Kevin L. Raye
 President of the Senate of Maine
 125th Maine Legislature
 State House
 Augusta, Maine 04333-0003

The Honorable Kevin L. Raye
 President of the Senate of Maine
 125th Maine Legislature
 State House
 Augusta, Maine 04333-0003

Dear Mr. President:

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the 125th Maine Legislature, the Joint Standing Committee on Labor, Commerce, Research & Economic Development has had under consideration the nomination of John Shattuck of New Gloucester, for appointment to the Midcoast Regional Redevelopment Authority.

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the 125th Maine Legislature, the Joint Standing Committee on Labor, Commerce, Research & Economic Development has had under consideration the nomination of Daniel A. Daggett of Woolwich, 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:

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	Rector of Knox, Martin of Kennebec
	Representatives	6	Prescott of Topsham, Dow of Waldoboro, Driscoll of Westbrook, Gilbert of Jay, Newendyke of Litchfield, Volk of Scarborough

YEAS	Senators	2	Rector of Knox, Martin of Kennebec
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Representatives 6 Prescott of Topsham, Dow of
Waldoboro, Driscoll of
Westbrook, Gilbert of Jay,
Newendyke of Litchfield, Volk
of Scarborough

NAYS 0

ABSENT 5 Rep. Cushing of Hampden,
Rep. Herbig of Belfast, Rep.
Hunt of Buxton, Sen.
Jackson of Aroostook, Rep.
Tuttle of Sanford

Eight members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Daniel A. Daggett of Woolwich, for appointment to the Midcoast Regional Redevelopment Authority be confirmed.

Signed,

S/Christopher W. Rector
Senate Chair

S/Kerri L. Prescott
House Chair

READ and ORDERED PLACED ON FILE.

Representatives 6 Prescott of Topsham, Dow of
Waldoboro, Driscoll of
Westbrook, Gilbert of Jay,
Newendyke of Litchfield, Volk
of Scarborough

NAYS 0

ABSENT 5 Rep. Cushing of Hampden,
Rep. Herbig of Belfast, Rep.
Hunt of Buxton, Sen.
Jackson of Aroostook, Rep.
Tuttle of Sanford

Eight members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Lois Napier Skillings of Brunswick, for appointment to the Midcoast Regional Redevelopment Authority be confirmed.

Signed,

S/Christopher W. Rector
Senate Chair

S/Kerri L. Prescott
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 590

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

September 21, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Labor, Commerce, Research & Economic Development has had under consideration the nomination of Lois Napier Skillings of Brunswick, 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 Rector of Knox, Martin of
Kennebec

The Following Communication: S.C. 591

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

September 21, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Labor, Commerce, Research & Economic Development has had under consideration the nomination of John Dorrer of Brunswick, 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	Rector of Knox, Martin of Kennebec
	Representatives	7	Prescott of Topsham, Cushing of Hampden, Dow of Waldoboro, Driscoll of Westbrook, Gilbert of Jay, Newendyke of Litchfield, Volk of Scarborough
NAYS		0	
ABSENT		4	Rep. Herbig of Belfast, Rep. Hunt of Buxton, Sen. Jackson of Aroostook, Rep. Tuttle of Sanford

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 nominations of **John Shattuck** of New Gloucester, **Daniel A. Daggett** of Woolwich, **Lois Napier Skillings** of Brunswick, and **John Dorrer** of Brunswick for appointment to the Midcoast Regional Redevelopment Authority were **CONFIRMED**.

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

THE PRESIDENT: The Chair is pleased to recognize in the rear of the chamber Daniel Daggett of Woolwich and John Shattuck of New Gloucester. Would they please rise and accept the congratulations of the Maine Senate.

Nine members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of John Dorrer of Brunswick, for appointment to the Midcoast Regional Redevelopment Authority be confirmed.

Signed,

S/Christopher W. Rector
Senate Chair

S/Kerri L. Prescott
House Chair

READ and ORDERED PLACED ON FILE.

Under suspension of the Rules, with unanimous consent, is there objection to considering and voting on the following Committee Confirmations, items SC 588, SC 589, SC 590 and SC 591, together? Hearing none, 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 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#326)

YEAS: Senators: None

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWE-MELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

The Following Communication: S.C. 592

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

September 21, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Labor, Commerce, Research & Economic Development has had under consideration the nomination of Marianne Moore of Calais, for appointment to the Washington County Development 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	Rector of Knox, Martin of Kennebec
	Representatives	8	Prescott of Topsham, Dow of Waldoboro, Driscoll of Westbrook, Gilbert of Jay, Herbig of Belfast, Newendyke of Litchfield, Tuttle of Sanford, Volk of Scarborough
NAYS		0	

ABSENT 3 Rep. Cushing of Hampden,
Rep. Hunt of Buxton, Sen.
Jackson of Aroostook

Ten members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Marianne Moore of Calais, for appointment to the Washington County Development Authority be confirmed.

Signed,

S/Christopher W. Rector
Senate Chair

S/Kerri L. Prescott
House Chair

READ and ORDERED PLACED ON FILE.

ABSENT 4 Rep. Cushing of Hampden,
Rep. Hunt of Buxton, Sen.
Jackson of Aroostook, Rep.
Tuttle of Sanford

Nine members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Honorable Harry W. Bailey of Grand Lake Stream, for appointment to the Washington County Development Authority be confirmed.

Signed,

S/Christopher W. Rector
Senate Chair

S/Kerri L. Prescott
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 593

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

September 22, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Labor, Commerce, Research & Economic Development has had under consideration the nomination of Honorable Harry W. Bailey of Grand Lake Stream, for appointment to the Washington County Development 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	Rector of Knox, Martin of Kennebec
	Representatives	7	Prescott of Topsham, Dow of Waldoboro, Driscoll of Westbrook, Gilbert of Jay, Herbig of Belfast, Newendyke of Litchfield, Volk of Scarborough

NAYS 0

The Following Communication: S.C. 594

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

September 22, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Labor, Commerce, Research & Economic Development has had under consideration the nomination of William A. Daye of Lubec, for appointment to the Washington County Development 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	Rector of Knox, Martin of Kennebec
	Representatives	7	Prescott of Topsham, Dow of Waldoboro, Driscoll of Westbrook, Gilbert of Jay, Herbig of Belfast, Newendyke of Litchfield, Volk of Scarborough

NAYS 0
ABSENT 4 Rep. Cushing of Hampden,
Rep. Hunt of Buxton, Sen.
Jackson of Aroostook, Rep.
Tuttle of Sanford

Nine members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of William A. Daye of Lubec, for appointment to the Washington County Development Authority be confirmed.

Signed,

S/Christopher W. Rector
Senate Chair

S/Kerri L. Prescott
House Chair

READ and ORDERED PLACED ON FILE.

NAYS 0
ABSENT 4 Rep. Cushing of Hampden,
Rep. Hunt of Buxton, Sen.
Jackson of Aroostook, Rep.
Tuttle of Sanford

Nine members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Linda S. Pagels-Wentworth of Baileyville, for appointment to the Washington County Development Authority be confirmed.

Signed,

S/Christopher W. Rector
Senate Chair

S/Kerri L. Prescott
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 595

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

September 22, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Labor, Commerce, Research & Economic Development has had under consideration the nomination of Linda S. Pagels-Wentworth of Baileyville, for appointment to the Washington County Development 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 Rector of Knox, Martin of
Kennebec
Representatives 7 Prescott of Topsham, Dow of
Waldoboro, Driscoll of
Westbrook, Gilbert of Jay,
Herbig of Belfast,
Newendyke of Litchfield, Volk
of Scarborough

The Following Communication: S.C. 596

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

September 22, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Labor, Commerce, Research & Economic Development has had under consideration the nomination of S. Dean Pike of Eastport, for appointment to the Washington County Development 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 Rector of Knox, Martin of
Kennebec

Representatives 7 Prescott of Topsham, Dow of Waldoboro, Driscoll of Westbrook, Gilbert of Jay, Herbig of Belfast, Newendyke of Litchfield, Volk of Scarborough

NAYS 0

ABSENT 4 Rep. Cushing of Hampden, Rep. Hunt of Buxton, Sen. Jackson of Aroostook, Rep. Tuttle of Sanford

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 nominations of **Marianne Moore** of Calais, **Harry W. Bailey** of Grand Lake Stream, **William A. Daye** of Lubec, **Linda S. Pagels-Wentworth** of Baileyville and **S. Dean Pike** of Eastport for appointment to the Washington County Development Authority were **CONFIRMED**.

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

Nine members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of S. Dean Pike of Eastport, for appointment to the Washington County Development Authority be confirmed.

Signed,

S/Christopher W. Rector
Senate Chair

S/Kerri L. Prescott
House Chair

READ and ORDERED PLACED ON FILE.

Under suspension of the Rules, with unanimous consent, is there objection to considering and voting on the following Committee Confirmations, items SC 592, SC 593, SC 594, SC 595 and SC 596, together? Hearing none, 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 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#327)

YEAS: Senators: None

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFISKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWE-MELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

The Following Communication: S.C. 597

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

September 22, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Labor, Commerce, Research & Economic Development has had under consideration the nomination of Peter Anastos of Yarmouth, for appointment to the Maine State Housing 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	Rector of Knox
	Representatives	7	Prescott of Topsham, Dow of Waldoboro, Driscoll of Westbrook, Gilbert of Jay, Herbig of Belfast, Newendyke of Litchfield, Volk of Scarborough
NAYS		0	
ABSENT		5	Rep. Cushing of Hampden, Rep. Hunt of Buxton, Sen. Jackson of Aroostook, Sen. Martin of Kennebec, Rep. Tuttle of Sanford

Eight members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Peter Anastos of Yarmouth, for appointment to the Maine State Housing Authority be confirmed.

Signed,

S/Christopher W. Rector
Senate Chair

S/Kerri L. Prescott
House Chair

READ and ORDERED PLACED ON FILE.

Eight members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of John C. Turner of Auburn, for appointment to the Maine State Housing Authority be confirmed.

Signed,

S/Christopher W. Rector
Senate Chair

S/Kerri L. Prescott
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 598

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

September 22, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Labor, Commerce, Research & Economic Development has had under consideration the nomination of John C. Turner of Auburn, for appointment to the Maine State Housing 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	Rector of Knox
	Representatives	7	Prescott of Topsham, Dow of Waldoboro, Driscoll of Westbrook, Gilbert of Jay, Herbig of Belfast, Newendyke of Litchfield, Volk of Scarborough
NAYS		0	
ABSENT		5	Rep. Cushing of Hampden, Rep. Hunt of Buxton, Sen. Jackson of Aroostook, Sen. Martin of Kennebec, Rep. Tuttle of Sanford

The Following Communication: S.C. 599

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

September 22, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Labor, Commerce, Research & Economic Development has had under consideration the nomination of Lincoln J. Merrill, Jr. of North Yarmouth, for appointment to the Maine State Housing 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	Rector of Knox, Martin of Kennebec
	Representatives	7	Prescott of Topsham, Dow of Waldoboro, Driscoll of Westbrook, Gilbert of Jay, Herbig of Belfast, Newendyke of Litchfield, Volk of Scarborough
NAYS		0	
ABSENT		4	Rep. Cushing of Hampden, Rep. Hunt of Buxton, Sen. Jackson of Aroostook, Rep. Tuttle of Sanford

Nine members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Lincoln J. Merrill, Jr. of North Yarmouth, for appointment to the Maine State Housing Authority be confirmed.

Signed,

S/Christopher W. Rector
Senate Chair

S/Kerri L. Prescott
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 600

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

September 22, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Labor, Commerce, Research & Economic Development has had under consideration the nomination of Donald F. Capoldo, Jr. of Bath, for appointment to the Maine State Housing 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	Rector of Knox, Martin of Kennebec
	Representatives	6	Prescott of Topsham, Dow of Waldoboro, Driscoll of Westbrook, Gilbert of Jay, Newendyke of Litchfield, Volk of Scarborough
NAYS		0	
ABSENT		5	Rep. Cushing of Hampden, Rep. Herbig of Belfast, Rep. Hunt of Buxton, Sen. Jackson of Aroostook, Rep. Tuttle of Sanford

Eight members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Donald F. Capoldo, Jr. of Bath, for appointment to the Maine State Housing Authority be confirmed.

Signed,

S/Christopher W. Rector
Senate Chair

S/Kerri L. Prescott
House Chair

READ and ORDERED PLACED ON FILE.

Under suspension of the Rules, with unanimous consent, is there objection to considering and voting on the following Committee Confirmations, items SC 597, SC 598, SC 599 and SC 600, together? Hearing none, 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 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#328)

YEAS: Senators: None

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFISKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWE-MELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 nominations of **Peter Anastos** of Yarmouth, **John C. Turner** of Auburn, **Lincoln J. Merrill Jr.** of North Yarmouth and **Donald F. Capoldo Jr.** of Bath for appointment to the Maine State Housing Authority were **CONFIRMED**.

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

The Following Communication: S.C. 601

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

September 22, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Labor, Commerce, Research & Economic Development has had under consideration the nomination of Larry G. Mitchell of Winslow, for appointment to the Finance Authority of Maine.

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	Rector of Knox, Martin of Kennebec
	Representatives	7	Prescott of Topsham, Dow of Waldoboro, Driscoll of Westbrook, Gilbert of Jay, Herbig of Belfast, Newendyke of Litchfield, Volk of Scarborough
NAYS		0	
ABSENT		4	Rep. Cushing of Hampden, Rep. Hunt of Buxton, Sen. Jackson of Aroostook, Rep. Tuttle of Sanford

Nine members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Larry G. Mitchell of Winslow, for appointment to the Finance Authority of Maine be confirmed.

Signed,

S/Christopher W. Rector
Senate Chair

S/Kerri L. Prescott
House Chair

READ and ORDERED PLACED ON FILE.

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

September 22, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Labor, Commerce, Research & Economic Development has had under consideration the nomination of Raymond J. Nowak of Brunswick, for appointment to the Finance Authority of Maine.

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	Rector of Knox, Martin of Kennebec
	Representatives	7	Prescott of Topsham, Dow of Waldoboro, Driscoll of Westbrook, Gilbert of Jay, Herbig of Belfast, Newendyke of Litchfield, Volk of Scarborough
NAYS		0	
ABSENT		4	Rep. Cushing of Hampden, Rep. Hunt of Buxton, Sen. Jackson of Aroostook, Rep. Tuttle of Sanford

Nine members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Raymond J. Nowak of Brunswick, for appointment to the Finance Authority of Maine be confirmed.

Signed,

S/Christopher W. Rector
Senate Chair

S/Kerri L. Prescott
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 602

Under suspension of the Rules, with unanimous consent, is there objection to considering and voting on the following Committee Confirmations, items SC 601 and SC 602, together? Hearing none, 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 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#329)

YEAS: Senators: None

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWE-MELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 nominations of **Larry G. Mitchell** of Winslow and **Raymond J. Nowak** of Brunswick for appointment to the Finance Authority of Maine were **CONFIRMED**.

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

The Following Communication: S.C. 603

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

September 22, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Labor, Commerce, Research & Economic Development has had under consideration the nomination of Daniel J. O'Halloran of Yarmouth, for appointment to the Maine Educational Loan 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	Rector of Knox, Martin of Kennebec
	Representatives	7	Prescott of Topsham, Dow of Waldoboro, Driscoll of Westbrook, Gilbert of Jay, Herbig of Belfast, Newendyke of Litchfield, Volk of Scarborough
NAYS		0	
ABSENT		4	Rep. Cushing of Hampden, Rep. Hunt of Buxton, Sen. Jackson of Aroostook, Rep. Tuttle of Sanford

Nine members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Daniel J. O'Halloran of Yarmouth, for appointment to the Maine Educational Loan Authority be confirmed.

Signed,

S/Christopher W. Rector
Senate Chair

S/Kerri L. Prescott
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 604

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

September 22, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Labor, Commerce, Research & Economic Development has had under consideration the nomination of Barbara Campbell Harvey of Portland, for appointment to the Maine Educational Loan 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	Rector of Knox, Martin of Kennebec
	Representatives	7	Prescott of Topsham, Dow of Waldoboro, Driscoll of Westbrook, Gilbert of Jay, Herbig of Belfast, Newendyke of Litchfield, Volk of Scarborough
NAYS		0	
ABSENT		4	Rep. Cushing of Hampden, Rep. Hunt of Buxton, Sen. Jackson of Aroostook, Rep. Tuttle of Sanford

Nine members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Barbara Campbell Harvey of Portland, for appointment to the Maine Educational Loan Authority be confirmed.

Signed,

S/Christopher W. Rector
Senate Chair

S/Kerri L. Prescott
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 605

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

September 22, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Labor, Commerce, Research & Economic Development has had under consideration the nomination of John C. Atkinson of Topsham, for appointment to the Maine Educational Loan 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	Rector of Knox, Martin of Kennebec
	Representatives	7	Prescott of Topsham, Dow of Waldoboro, Driscoll of Westbrook, Gilbert of Jay, Herbig of Belfast, Newendyke of Litchfield, Volk of Scarborough
NAYS		0	
ABSENT		4	Rep. Cushing of Hampden, Rep. Hunt of Buxton, Sen. Jackson of Aroostook, Rep. Tuttle of Sanford

Nine members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of John C. Atkinson of Topsham, for appointment to the Maine Educational Loan Authority be confirmed.

Signed,

S/Christopher W. Rector
Senate Chair

S/Kerri L. Prescott
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 606

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

September 22, 2011

The Honorable Kevin L. Raye
 President of the Senate of Maine
 125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Labor, Commerce, Research & Economic Development has had under consideration the nomination of Anthony M. Payne of Falmouth, for appointment to the Maine Educational Loan 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	Rector of Knox, Martin of Kennebec
	Representatives	7	Prescott of Topsham, Dow of Waldoboro, Driscoll of Westbrook, Gilbert of Jay, Herbig of Belfast, Newendyke of Litchfield, Volk of Scarborough
NAYS		0	
ABSENT		4	Rep. Cushing of Hampden, Rep. Hunt of Buxton, Sen. Jackson of Aroostook, Rep. Tuttle of Sanford

Nine members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Anthony M. Payne of Falmouth, for appointment to the Maine Educational Loan Authority be confirmed.

Signed,

S/Christopher W. Rector
 Senate Chair

S/Kerri L. Prescott
 House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 607

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

September 22, 2011

The Honorable Kevin L. Raye
 President of the Senate of Maine
 125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Labor, Commerce, Research & Economic Development has had under consideration the nomination of Betsy H. Libby of New Gloucester, for appointment to the Maine Educational Loan 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	Rector of Knox, Martin of Kennebec
	Representatives	7	Prescott of Topsham, Dow of Waldoboro, Driscoll of Westbrook, Gilbert of Jay, Herbig of Belfast, Newendyke of Litchfield, Volk of Scarborough
NAYS		0	
ABSENT		4	Rep. Cushing of Hampden, Rep. Hunt of Buxton, Sen. Jackson of Aroostook, Rep. Tuttle of Sanford

Nine members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Betsy H. Libby of New Gloucester, for appointment to the Maine Educational Loan Authority be confirmed.

Signed,

S/Christopher W. Rector
 Senate Chair

S/Kerri L. Prescott
 House Chair

READ and ORDERED PLACED ON FILE.

Under suspension of the Rules, with unanimous consent, is there objection to considering and voting on the following Committee Confirmations, items SC 603, SC 604, SC 605, SC 606 and SC 607, together? Hearing none, 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 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#330)

YEAS: Senators: None

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWE-MELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 nominations of **Daniel J. O'Halloran** of Yarmouth, **Barbara Campbell Harvey** of Portland, **John C. Atkinson** of Topsham, **Anthony M. Payne** of Falmouth, and **Betsy H. Libby** of New Gloucester for appointment to the Maine Educational Loan Authority were **CONFIRMED**.

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

The Following Communication: S.C. 608

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON MARINE RESOURCES**

September 23, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Marine Resources has had under consideration the nomination of Jennifer Bichrest of Topsham, for appointment to the Marine Resources Advisory Council.

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	Snowe-Mello of Androscoggin, Sullivan of York
	Representatives	8	Weaver of York, Beliveau of Kittery, Chapman of Brooksville, Knapp of Gorham, Kruger of Thomaston, Kumieg of Deer Isle, Olsen of Phippsburg, Tilton of Harrington
NAYS		0	
ABSENT		3	Sen. Langley of Hancock, Rep. MacDonald of Boothbay, Rep. Parry of Arundel

Ten members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Jennifer Bichrest of Topsham, for appointment to the Marine Resources Advisory Council be confirmed.

Signed,

S/Lois A. Snowe-Mello
Senate Chair

S/Windol C. Weaver
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 609

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON MARINE RESOURCES**

September 23, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Marine Resources has had under consideration the nomination of Sebastian M. Belle of Hallowell, for appointment to the Marine Resources Advisory Council.

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	Snowe-Mello of Androscoggin, Sullivan of York
	Representatives	8	Weaver of York, Beliveau of Kittery, Chapman of Brooksville, Knapp of Gorham, Kruger of Thomaston, Kumieg of Deer Isle, Olsen of Phippsburg, Tilton of Harrington
NAYS		0	
ABSENT		3	Sen. Langley of Hancock, Rep. MacDonald of Boothbay, Rep. Parry of Arundel

Ten members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Sebastian M. Belle of Hallowell, for appointment to the Marine Resources Advisory Council be confirmed.

Signed,

S/Lois A. Snowe-Mello
Senate Chair

S/Windol C. Weaver
House Chair

READ and ORDERED PLACED ON FILE.

Under suspension of the Rules, with unanimous consent, is there objection to considering and voting on the following Committee Confirmations, items SC 608 and SC 609, together? Hearing none, the President laid before the Senate the following: "Shall the recommendation of the Committee on **MARINE RESOURCES** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#331)

YEAS: Senators: None

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFISKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWE-MELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 nominations of **Jennifer Bichrest** of Topsham and **Sebastian M. Belle** of Hallowell for appointment to the Marine Resources Advisory Council were **CONFIRMED**.

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

The Following Communication: S.C. 610

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON STATE AND LOCAL GOVERNMENT**

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
124th Maine 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 125th Maine Legislature, the Joint Standing Committee on State and Local Government has had under consideration the nomination of Joel Allumbaugh of Gardiner, for appointment to the Maine Governmental Facilities 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	Thomas of Somerset, Sullivan of York
	Representatives	6	Cotta of China, Bolduc of Auburn, Harvell of Farmington, Kaenrath of South Portland, Moulton of York, Turner of Burlington

NAYS Senators 0

Representatives 2 Boland of Sanford, Graham of North Yarmouth

ABSENT 3 Rep. Casavant of Biddeford, Rep. Celli of Brewer, Sen. Collins of York

Eight members of the Committee having voted in the affirmative and two in the negative, it was the vote of the Committee that the nomination of Joel Allumbaugh of Gardiner, for appointment to the Maine Governmental Facilities Authority be confirmed.

Signed,

S/Douglas A. Thomas
Senate Chair

S/H. David Cotta
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **STATE AND LOCAL GOVERNMENT** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#332)

YEAS: Senators: None

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFSKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWE-MELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 **Joel Allumbaugh** of Gardiner for appointment to the Maine Governmental Facilities Authority was **CONFIRMED**.

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

The Following Communication: S.C. 611

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON STATE AND LOCAL GOVERNMENT**

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on State and Local Government has had under consideration the nomination of Timothy L. Thompson of Cape Elizabeth, for appointment to the Maine Governmental Facilities 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 Thomas of Somerset, Sullivan of York
Representatives 8 Cotta of China, Boland of Sanford, Bolduc of Auburn, Graham of North Yarmouth, Harvell of Farmington, Kaenrath of South Portland, Moulton of York, Turner of Burlington

NAYS 0

ABSENT 3 Rep. Casavant of Biddeford, Rep. Celli of Brewer, Sen. Collins of York

Ten members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Timothy L. Thompson of Cape Elizabeth, for appointment to the Maine Governmental Facilities Authority be confirmed.

Signed,

S/Douglas A. Thomas
Senate Chair

S/H. David Cotta
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **STATE AND LOCAL GOVERNMENT** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#333)

YEAS: Senators: None

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWE-MELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 **Timothy L. Thompson** of Cape Elizabeth for appointment to the Maine Governmental Facilities Authority was **CONFIRMED**.

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

The Following Communication: S.C. 612

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON TRANSPORTATION**

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Transportation has had under consideration the nomination of Honorable S. Peter Mills of Cornville, for appointment as the Executive Director of the Maine Turnpike 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	Collins of York, Thomas of Somerset
	Representatives	8	Gillway of Searsport, Hogan of Old Orchard Beach, Parry of Arundel, Peoples of Westbrook, Rioux of Winterport, Rosen of Bucksport, Theriault of Madawaska, Willette of Mapleton
NAYS		0	
ABSENT		3	Rep. Cebra of Naples, Sen. Diamond of Cumberland, Rep. Mazurek of Rockland

Ten members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Honorable S. Peter Mills of Cornville, for appointment as the Executive Director of the Maine Turnpike Authority be confirmed.

Signed,

S/Ronald F. Collins
Senate Chair

S/Richard M. Cebra
House Chair

READ and ORDERED PLACED ON FILE.

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

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#334)

YEAS: Senators: None

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFISKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWE-MELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

Representatives 9 Gillway of Searsport, Hogan of Old Orchard Beach, Mazurek of Rockland, Parry of Arundel, Peoples of Westbrook, Rioux of Winterport, Rosen of Bucksport, Theriault of Madawaska, Willette of Mapleton

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 **S. Peter Mills** of Cornville for appointment as the Executive Director of the Maine Turnpike Authority was **CONFIRMED**.

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

NAYS 0

ABSENT 2 Rep. Cebra of Naples, Sen. Diamond of Cumberland

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Robert D. Stone of Auburn, for appointment to the Maine Turnpike Authority be confirmed.

Signed,

S/Ronald F. Collins
Senate Chair

S/Richard M. Cebra
House Chair

READ and ORDERED PLACED ON FILE.

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

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#335)

YEAS: Senators: None

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFISKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWE-MELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

The Following Communication: S.C. 613

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON TRANSPORTATION**

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Transportation has had under consideration the nomination of Robert D. Stone of Auburn, for appointment to the Maine Turnpike 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 Collins of York, Thomas of Somerset

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 **Robert D. Stone** of Auburn for appointment to the Maine Turnpike Authority was **CONFIRMED**.

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

Signed,

S/Ronald F. Collins
Senate Chair

S/Richard M. Cebra
House Chair

READ and ORDERED PLACED ON FILE.

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

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#336)

YEAS: Senators: SHERMAN

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SNOWE-MELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

1 Senator having voted in the affirmative and 34 Senators having voted in the negative, and 1 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 **Matthew C. Jacobson** of Cumberland for appointment to the Northern New England Passenger Rail Authority was **CONFIRMED**.

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

The Following Communication: S.C. 614

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON TRANSPORTATION**

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Transportation has had under consideration the nomination of Matthew C. Jacobson of Cumberland, for appointment to the Northern New England Passenger Rail 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	Collins of York, Thomas of Somerset
	Representatives	9	Gillway of Searsport, Hogan of Old Orchard Beach, Mazurek of Rockland, Parry of Arundel, Peoples of Westbrook, Rioux of Winterport, Rosen of Bucksport, Theriault of Madawaska, Willette of Mapleton
NAYS		0	
ABSENT		2	Rep. Cebra of Naples, Sen. Diamond of Cumberland

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Matthew C. Jacobson of Cumberland, for appointment to the Northern New England Passenger Rail Authority be confirmed.

The Following Communication: S.C. 615

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

September 26, 2011

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine Legislature
State House
Augusta, Maine 04333-0003

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#337)

Dear Mr. President:

YEAS: Senators: None

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the 125th Maine Legislature, the Joint Standing Committee on Veterans & Legal Affairs has had under consideration the nomination of Timothy S. Doyle of Greene, for appointment to the Gambling Control Board.

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWE-MELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

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	Farnham of Penobscot, Patrick of Oxford
	Representatives	9	Beaulieu of Auburn, Carey of Lewiston, Chipman of Portland, Crockett of Bethel, Damon of Bangor, Johnson of Eddington, Longstaff of Waterville, Russell of Portland, Valentino of Saco

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 **Timothy S. Doyle** of Greene for appointment to the Gambling Control Board was **CONFIRMED**.

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

NAYS 0

ABSENT 2 Sen. Plowman of Penobscot,
Rep. Willette of Presque Isle

The Following Communication: S.C. 616

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

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Timothy S. Doyle of Greene, for appointment to the Gambling Control Board be confirmed.

September 26, 2011

Signed,

The Honorable Kevin L. Raye
President of the Senate of Maine
125th Maine Legislature
State House
Augusta, Maine 04333-0003

S/Nichi S. Farnham
Senate Chair

S/Michael G. Beaulieu
House Chair

Dear Mr. President:

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., Section 157, and with Joint Rule 505 of the 125th Maine Legislature, the Joint Standing Committee on Veterans & Legal Affairs has had under consideration the nomination of Honorable Jane A. Amero of South Portland, for appointment to the Commission on Governmental Ethics and Election Practices.

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 125th Legislature, the vote was taken by the Yeas and Nays.

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:

Criminal Justice and Public Safety

Bill "An Act To Criminalize Possession, Trafficking and Furnishing of So-called Bath Salts Containing Synthetic Hallucinogenic Drugs" (EMERGENCY) (H.P. 1192) (L.D. 1589) (Sponsored by Representative DAMON of Bangor) (GOVERNOR'S BILL) (Cosponsored by Senator FARNHAM of Penobscot and Representatives: BERRY of Bowdoinham, CUSHING of Hampden, HASKELL of Portland, PLUMMER of Windham, Senators: GERZOFSKY of Cumberland, MASON of Androscoggin, President RAYE of Washington)

Sincerely,

S/Heather J.R. Priest
Clerk of the House

S/Joseph G. Carleton, Jr.
Secretary of the Senate

Comes from the House, **READ and ORDERED PLACED ON FILE.**

READ and ORDERED PLACED ON FILE, in concurrence.

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

PAPERS FROM THE HOUSE

House Paper
Pursuant to Joint Order
Commission to Reapportion Maine's Congressional Districts

Bill "An Act To Reapportion the Congressional Districts of the State" (EMERGENCY)

H.P. 1195 L.D. 1590

Presented by Representative FOSSEL of Alna.
Submitted by the Commission to Reapportion Maine's
Congressional Districts pursuant to Joint Order 2011, H.P. 1186.

Comes from the House, under suspension of the Rules, **READ TWICE and PASSED TO BE ENGROSSED AS AMENDED BY HOUSE AMENDMENT "C" (H-681)**, without reference to a Committee.

READ ONCE, without reference to a Committee.

House Amendment "C" (H-681) **READ.**

THE PRESIDENT: The Chair recognizes the Senator from Penobscot, Senator Plowman.

Senator **PLOWMAN:** Thank you Mr. President. Men and women of the Senate, this is the result of eight weeks of work by not just the members of the Commission but a lot of staff and many other people who were very involved in how this was going to work. It was not the smoothest of sailing, but we have arrived. The ship is docked. We're ready to move along and get this business back

down and out of here so that we can get this before the court in order to comply with the federal court order by Friday. I would urge your unanimous support of the map that has been put forth in House Amendment 681. Thank you, Mr. President.

THE PRESIDENT: The Chair recognizes the Senator from Sagadahoc, Senator Goodall.

Senator **GOODALL:** Thank you Mr. President. Men and women of the Senate, I rise today to join the good Senator from Penobscot in urging all of you to join us in unanimously supporting the map put forth. It was a long process throughout the heat and the long days of Summer. We have arrived today. We have a process which was a bit tenuous at times, but, that being said, it is a political process. We have key components that are important to both sides of the aisle. We arrived at a unanimous plan, we believe, through leadership last night and through negotiators on both sides. We were put in this position by the federal court case and we were responding to an order that we received from the federal court, Mr. President. I feel strongly. I hope all of you will allow us to move forward and allow the Congressional Districts to be in place in time for the petitions to go forth on January 1. At the same time, we feel strongly that it addresses both parties' concerns, along with our concerns, that we keep the districts generally intact to what they were for many years. I appreciate the work on both sides of the aisle. I look forward to trying to maintain and hopefully arrive at a consensus quicker in the future on issues in this upcoming session. Thank you, Mr. President.

House Amendment "C" (H-681) **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME and PASSED TO BE ENGROSSED AS AMENDED BY HOUSE AMENDMENT "C" (H-681)**, without reference to a Committee, in concurrence.

Ordered sent forthwith to the Engrossing Division.

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

PAPERS FROM THE HOUSE

Joint Resolution

The following Joint Resolution:

H.P. 1194

**JOINT RESOLUTION HONORING
THE HONORABLE DAN A. GWADOSKY**

WHEREAS, the Honorable Dan A. Gwadosky, of Augusta, passed away on August 10, 2011 at the age of 57, with his loving family at his side, after living a vital and energetic life of commitment to other people and to the State of Maine; and

WHEREAS, Dan A. Gwadosky had a long and successful political career with the State of Maine extending 33 years, exemplifying the spirit of public service and proving that honor,

honesty and integrity are all attributes still held in high esteem by the people; and

WHEREAS, Mr. Gwadosky was born in Waterville and raised in Fairfield, was a graduate of Lawrence High School and received a bachelor's degree and a master's degree from Thomas College, which recently awarded him an Honorary Doctorate of Humane Letters; and

WHEREAS, Mr. Gwadosky was first elected to the Maine House of Representatives in 1978 at the age of 23, representing the Town of Fairfield, and served 18 years in the House with distinction, elected Assistant Majority Leader in 1986, House Majority Leader in 1988 and Chair of the Legislative Council in 1992 and sworn in as the 92nd Speaker of the Maine House of Representatives in 1994; and

WHEREAS, as the Speaker of the House, Mr. Gwadosky's goals were to reform the legislative institution and build a new sense of civility, cooperation and common purpose in the House of Representatives, which he did during a difficult transitional period; and

WHEREAS, in 1997, Mr. Gwadosky was elected Maine's 46th Secretary of State, serving for 8 years and helping to bring his office into the digital age and serving as President of the National Association of Secretaries of State from 2002 to 2003; and

WHEREAS, Mr. Gwadosky served 6 years as Director of the Bureau of Alcoholic Beverages and Lottery Operations, and also served as chair of the National Alcoholic Beverage Control Association; and

WHEREAS, Mr. Gwadosky was known for his quick wit, his political astuteness and his desire to help all Maine people and especially for his love of family, State and Nation; and

WHEREAS, the untimely passing of the Honorable Dan A. Gwadosky has saddened not only those whose lives he touched, but the entire State of Maine; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-fifth Legislature now assembled in the First Special Session, on behalf of the people we represent, take this opportunity to honor the memory of Dan A. Gwadosky and his commitment, dedication and work for the people of the State of Maine; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to Cheryl Gwadosky and her family.

Comes from the House, **READ** and **ADOPTED**.

READ.

THE PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Diamond.

Senator **DIAMOND:** Thank you Mr. President. Ladies and gentlemen of the Senate, Dan Gwadosky was a friend of mine.

He served and held many positions in this state. Not Secretary of the Senate, but that's one of the few he did not hold. One of the special things about Dan is that he really did care about the state of Maine and was willing to put the state of Maine, in many cases, above and beyond his own health. He joined the rather prestigious club of being the Secretary of State. There have been only 48 of those since the State Constitution was written. He served in that position in such an honorable way. I think those of us who served with him know of his sincerity and all he thought about in terms of making this state a better state. He did serve as Speaker of the House during a very, very difficult time. It was a time when parties were fighting with each other and Dan was one that stood up and both sides of the aisle respected him. Those who remember those times look back and say thank goodness that Dan was there. I just wanted to rise for a moment, Mr. President, and say those few words in honor of Dan, who I think, again, is one of few who would always, it seemed so, put the betterment of the state of Maine above his own. Thank you, Mr. President.

THE PRESIDENT: The Chair recognizes the Senator from Androscoggin, Senator Snowe-Mello.

Senator **SNOWE-MELLO:** Thank you Mr. President. Ladies and gentlemen of the Senate, I rise today in deep sorry at the loss of Dan Gwadosky. I was extremely saddened when I heard of his passing away. I still remember when he was Secretary of the State. Dan would have a little contest. He would go into the different schools, the grade schools, and quite often what he would do is have a contest of Maine birds. Which one should be the Maine bird? Anything that symbolized the state of Maine. I was always blessed to be picked to be on the panel to choose that. I sincerely admired Dan's ability to be bi-partisan and to reach out to folks. He came and spoke to our grange. He was always willing to come out and be with people and speak. I will truly miss him and I'm sure many of us will. As I said, we will really remember his sense of humor, which was incredible. We'll miss you, Dan. Thank you.

ADOPTED, in concurrence.

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

PAPERS FROM THE HOUSE

House Paper
Pursuant to Joint Order
Commission to Reapportion Maine's Congressional Districts

Bill "An Act To Reapportion Maine's Congressional Districts"
(EMERGENCY)

H.P. 1196 L.D. 1591

Presented by Representative MARTIN of Eagle Lake.
Submitted by the Commission to Reapportion Maine's
Congressional Districts pursuant to Joint Order 2011, H.P. 1186.

Comes from the House with the Bill and accompanying papers
INDEFINITELY POSTPONED.

Bill and accompanying papers **INDEFINITELY POSTPONED**, in concurrence.

Off Record Remarks

Senate at Ease.

Senate called to order by the President.

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

RECESSED until 2:00 in the afternoon.

After Recess

Senate called to order by the President.

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

REPORTS OF COMMITTEES

House

Ought to Pass As Amended

The Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Criminalize Possession, Trafficking and Furnishing of So-called Bath Salts Containing Synthetic Hallucinogenic Drugs" (EMERGENCY)
H.P. 1192 L.D. 1589

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-682)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-682)**.

Report **READ**.

THE PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Alfond.

Senator **ALFOND:** Thank you Mr. President. I'd like to pose a question through the Chair.

THE PRESIDENT: The Senator may pose his question.

Senator **ALFOND:** Thank you Mr. President. Could someone please describe to me the difference between furnishing and dealing, which I believe is germane to this bill.

THE PRESIDENT: The Senator from Cumberland, Senator Alfond poses a question through the Chair to anyone who may wish to answer. The Chair recognizes the Senator from Cumberland, Senator Gerzofsky.

Senator **GERZOFSKY:** Thank you Mr. President. I am hesitant to draw another picture after last year, but I have to make it simple on the lay-person, because we deal with this question quite a bit and this bill really brought this question forward in committee. Two 20 year old young people are out on a Saturday night. Say it's a young couple. The boyfriend just acquired something called bath salts. They really aren't familiar with what it might be. The young man says to his girlfriend, or his buddy or whoever, "I just got this. Do you want to try some?" That's furnishing. Dealing is when you are selling something. You are going out on the open market and you are trying to sell a product, a drug. In committee, we've had a hard time grappling with that part of this bill because we're making a felony out of furnishing. Last year we worked on it and we came up with a little different scenario. Just to make a brief picture, that's pretty much what it is. A couple of people out, I believe. I believe the attorneys in this room will probably agree with me that furnishing isn't actually dealing. It's just giving something to somebody. It's furnishing them with a product. Dealing is actually selling something, especially for a profit. That's a felony now. It was a felony 10 years ago. It will be a felony forever. We catch people dealing in the state of Maine, as I've said before, they are dealers and we don't want them on our streets. Thank you, Mr. President.

THE PRESIDENT: The Chair recognizes the Senator from Penobscot, Senator Schneider.

Senator **SCHNEIDER:** Thank you Mr. President. I request to pose a question through the Chair?

THE PRESIDENT: The Senator may pose her question.

Senator **SCHNEIDER:** Thank you Mr. President. The fiscal note that is on here, what does this include? I see it says total cost of convictions, but it's not clear to me about the incarceration piece of this on an annual basis. What does it cost to incarcerate somebody for a year?

THE PRESIDENT: The Senator from Penobscot, Senator Schneider poses a question through the Chair to anyone who may wish to answer. The Chair recognizes the Senator from Cumberland, Senator Gerzofsky.

Senator **GERZOFSKY:** Thank you Mr. President. Not that I'm a know-it-all in Criminal Justice, but I believe it pegged that price at \$42,000 a year for incarceration in one of our institutions.

THE PRESIDENT: The Chair recognizes the Senator from Androscoggin, Senator Craven.

Senator **CRAVEN:** Thank you Mr. President. I also have a question because I haven't seen the bill, but I understand that substance abuse treatment is going to be part of the treatment

and wondered if there was a matching appropriation for the substance abuse piece? Thank you, Mr. President.

THE PRESIDENT: The Senator from Androscoggin, Senator Craven poses a question through the Chair to anyone who may wish to answer. The Chair recognizes the Senator from Androscoggin, Senator Mason.

Senator **MASON:** Thank you Mr. President. In committee we talked about this being a three pronged approach. That's where we want to get to with this bill. Treatment is definitely something that we want to address, but I don't believe there are any matching funds. I hope I answered the question.

THE PRESIDENT: The Chair recognizes the Senator from York, Senator Sullivan.

Senator **SULLIVAN:** Thank you Mr. President. May I pose a question through the Chair?

THE PRESIDENT: The Senator may pose her question.

Senator **SULLIVAN:** Thank you Mr. President. I fully support the concept of this bill. Are we putting trafficking to make a profit and furnishing to young kids, 20 years old, at the same level? I realize the damage can be equally as much, but it seems to me two young kids go out and they have a felony on their records for the rest of their lives, maybe not even knowing what they are doing, per say. Could somebody, philosophically, help me with that? I'm not against this, I just question how we can put both at the same scale and have it equal.

THE PRESIDENT: The Senator from York, Senator Sullivan poses a question through the Chair to anyone who may wish to answer. The Chair recognizes the Senator from Kennebec, Senator Katz.

Senator **KATZ:** Thank you Mr. President. Men and women of the Senate, I don't know if I have a specific answer. This is a tough bill because we're dealing with a new problem that none of know very much about. It's not a perfect bill. I wasn't involved in the drafting of it in the committee yesterday. It's not a perfect bill. I would have written it differently, but I find it significant that it came out of this committee with unanimous bi-partisan support. Actually the Maine criminal defense lawyers, which are usually the first group to come and complain if there is some gross miscalculation of class and penalty here, as I understand it and I stand corrected, basically were in favor of this bill as presented. I find that of significance. I hope that is somewhat helpful in answering the question.

THE PRESIDENT: The Chair recognizes the Senator from Penobscot, Senator Schneider.

Senator **SCHNEIDER:** Thank you Mr. President. Just on that last point, I'd like to remind everybody that we, as a Legislature, passed a bill, unanimously, from what was the Business, Research and Economic Development Committee, a very good bill to protect children. It happened to be my bill. It flew through the Legislature with all good intentions. It turned out that it had some serious Constitutional problems. I just remind you of that because sometimes when we work quickly, too quickly, we make

mistakes. I have deep concerns about this particular piece of legislation, for a whole host of reasons; one of which is that I see that we are elevating this particular problem above all the other problems in the state. The question that has been going through my mind is; is this more important than everything else? All of a sudden there is a pool of money that springs from the heavens to fund this. I have real issues with that. I have a question that I'd like to pose through the Chair

THE PRESIDENT: The Senator may pose her question.

Senator **SCHNEIDER:** Thank you Mr. President. Have we been defunding programs to address substance abuse and are we going to continue lessening the funding for substance abuse programs? Thank you.

THE PRESIDENT: The Senator from Penobscot, Senator Schneider poses a question through the Chair to anyone who may wish to answer. The Chair recognizes the Senator from Lincoln, Senator Trahan.

Senator **TRAHAN:** Thank you Mr. President. Ladies and gentlemen of the Senate, I stand here to plead with you to pass this piece of legislation because of the devastation that will be created if we do not. You can find a fault with every single piece of legislation that comes before us, but the problem that's in front of us today could be an epidemic and it could sweep across this state and affect young people and their families to the point of devastation. There are certain drugs, when unleashed on our society, that can have such an impact as to cost us far more than a fiscal note would on this bill. What is the loss that we would have of loved ones and their families and the treatment, if left unchecked? From my experience living in an area where this has taken a significant hold, I can tell you that it is a serious issue. It is a freight train that is about to go crashing through our young people. I plead with you to pass this. If there are faults with this bill, let's come back and fix them. We're getting in front of an epidemic and I plead with this Senate to please pass this bill. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from York, Senator Sullivan.

Senator **SULLIVAN:** Thank you Mr. President. Men and women of the Senate, I treat, I think, the understanding of children through an experience of 28 years at the middle school level, when this becomes a real problem. I also know that if we enact this law and we take a child and create a felony on them, we have lost that child because they cannot go on to college, they cannot get financial aid. There are so many things that I'm concerned about. Having said that, I'm equally concerned on the other side. I know that these are really messing up people. Lewiston has had a problem just this past week with it, but to rush it through for the sake that we're rushing it through. What are we doing otherwise? I still have not gotten a real response. All of a sudden, you know. Do the crime, serve the time. All of these different things. We have taken two levels. People who knowingly want to use our children as pawns and sell drugs to them and two kids, similar to what the good Senator talked about when using his 20 year old example, which was much better than a Speedo, I might add, and putting them on the very same level. That is not good public policy. Can we make a rule until we come

back in January and push it through? Can we do a temporary thing? Can we immediately authorize this Legislature to do something now through January? In January we could, again, look at this and come up and take care of these problems. I am not saying, "Let's not do anything." To do this and put it into law this quickly, how much damage are we doing to families and children, especially those who make a dumb mistake? Alcohol does a lot more damage to our young children, not only with their brain development but also in drunken driving. We need to do something and I suggest that whatever we do it be until January. We could come back with a report. We could have all cases involving held over. There has got to be a way around this, people. Just to put a law through for the sake of a law. We haven't had a chance to vet this either as an entire group. That's the difficult part here. Many of us are looking at it for the first time. I don't know what the answer is, but I don't think this, in its entirety, is the answer. I would much rather pass something with January as a sunset date and have something there. I am concerned and I don't like saying one crime is the same as the other. It is not.

THE PRESIDENT: The Chair recognizes the Senator from Penobscot, Senator Plowman.

Senator PLOWMAN: Thank you Mr. President. Men and women of the Senate, in response to a comment from the good Senator from York. What are we doing? The communities in Bangor have held one forum that 500 people attended to learn about bath salts. They are holding several more throughout Penobscot County. We have been asked by the people of the state of Maine, whether they are emergency room doctors or police officers or District Attorneys, to look at this now, not in January. The difference between a 20 year old handing somebody bath salts and someone selling bath salts is a matter of a couple of dollars. Bath salts is so cheap that it's easier to share than sell. You don't have to keep track of the paperwork. What's happening right now, it doesn't matter how the person acquires the drug, the drug is the most dangerous drug, behavior-wise, that can be on the streets right now. The person reacting to the drug has a huge physical change within their brain where they have no inhibitions regarding their behavior. They are extremely violent. They have no idea of what's right or wrong or what's beyond the pale. The DHS poster that I'm handing out to my employees in my area says if you see someone that is acting this way, do not try to intervene, do not approach them, do not try to engage them, and certainly don't try to restrain them. They are dangerous to themselves and others. In the Penobscot County Jail right now the greatest expansion of people there have been young, child bearing women who are doing bath salts. There are between 50 and 60 women at any given time. That's the women. People are dying from this. If they are not dying, they are showing up in our emergency rooms, where the treatment is IV Ativan that takes days and sometimes a week to bring a person back down and their heart rate back to normal. These drugs are mixed with heroin and cocaine. They are stretching our welfare dollars because these are mostly MaineCare patients. They are stretching our jail dollars because we've got people in the jails. We also have to have someone with them all the time, armed officers. When a person is in that bed, they have to be restrained and watched at all times by not only security but medical personnel. If it hasn't hit your town, thank God. It has hit the Bangor area. It's being delivered, home to home, block by block,

by people who have nothing more to do than drop off little baggies and collect \$5 bills. You can't combat that without a huge effort. The police are absolutely beside themselves because right, when they find someone with it, they say, "Give me that. Here's your ticket. Come pay your fine." Wow, what a message. You don't know if you're going to be the one that has a bad reaction. There are flashbacks. They don't know what it does long term to your brain, if you are using it. They don't know what it does long term to the women's children, whether in utero. I know one woman who was nursing her infant child while using bath salts. She confesses to not knowing what happened for three days. Yet she had two children under the age of two to care for. Luckily, she didn't hurt anybody. This is an epidemic in certain parts of the state. How we deal with this should not come down to whether it's happening there, in your town, or not. The difference between furnishing and trafficking today is a matter of a few bucks. The message should go out that this is one of the most dangerous things to hit the streets and it's not getting the publicity. As one gentleman said the other day, if the people who have lost children to this drug would put it in their obituary rather than saying that they died unexpectedly it might hit home to everybody that thinks this is just another thing at a party. It's not just another thing at a party. It changes people and it makes them do things that no one would ever think of doing. Thank you, Mr. President.

On motion by Senator **COURTNEY** of York, **TABLED** until Later in Today's Session, pending **ACCEPTANCE OF THE REPORT**, in concurrence.

Senate at Ease.

Senate called to order by the President.

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

ENACTORS

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

Emergency Measure

An Act To Reapportion the Congressional Districts of the State
H.P. 1195 L.D. 1590
(H "C" H-681)

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

Senator KATZ: Thank you Mr. President. Men and women of the Senate, as we consider final passage of this bill, my thoughts went back to about a year ago. It was late September. It was probably an equally beautiful day. Instead of here, I was out knocking on doors, trying to earn the privilege of being here. As I'm sure all of you did as you talked with your constituents, I learned that there are ideologically pure people out there. Some

are Republicans, some are Democrats, some characterize themselves as being on the Left, others on the Right, but for the vast, vast majority of people that I've talked with, of both parties as well as unenrolled, they don't care a whole lot about partisan politics. It's that kind of inside baseball stuff that is a regular part of our lives. It really doesn't matter to most people. They sent us here to solve our state's problems, not to give up our principles as Republicans and Democrats, but to work together to make good public policy. How many times did all of hear, "Don't be like those guys in Congress, for God sake. Act like grownups." Today, as we did with the budget just a few short months ago, we are acting like grownups. I want to say thank you to Senators Plowman, Whittemore, Goodall, and Bartlett and their counterparts in the other Body. I'd also like to thank the leadership of both parties in this Body as well as the other Body for leading us to the consensus on this most partisan of issues. There is a solution. It was one of those that was proposed weeks ago, but, as in the nature of the process, we are finally getting to it today. Some may feel this is a far less than perfect solution, but this is a good consensus result and this is a good day, Mr. President, for this institution. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Bartlett.

Senator **BARTLETT:** Thank you Mr. President. We have come a long way from when we first started our work in the commission. I want to thank all those who served on it, particularly the Democratic leader throughout that process, Senator Seth Goodall, who did an extraordinary job, I think, of articulating core Democratic priorities going into that process and throughout the process and never giving up hope to try to get to a compromise solution. When we went into that first meeting, there was no question that the Republican map and the Democratic map were wildly different, almost worlds apart. It was hard to believe they were dealing with the same state. I had hope from that first meeting because the Republicans emphasized a principle goal of wanting to have a population deviation of one, making sure that the districts were within one person. That was something they emphasized over and over again at that first meeting and since. The Democrats emphasized their desire to keep it simple, wanting to keep the division in Kennebec County where there has been a division, minimizing the disruption to Maine voters, and respecting the historic boundaries as established by the Maine Supreme Court. After talking with some of the Republican members that said, "Look, there are at least 350 options to choose from that will get us to a population deviation of one," I had hope that we might get there, that we might be able to get to meet the Republican demand of having that population deviation of one, and the Democratic priorities of focusing on Kennebec County. It wasn't easy. There was a lot of give and take. During the commission process we didn't get there. We didn't get to a map that everyone could agree on. I am pleased to say that we are today voting on a map that does hit every one of those key goals. We have our deviation of just one and we made sure that we are respecting the historical boundaries as laid out by the Maine Supreme Court. That has been, I think, something I care a lot about because I knew that Maine voters didn't want to see dramatic change. I'm pleased that we were able to get that. I appreciate the efforts of my Republican colleagues, as well as my Democratic colleagues, for working right up until last night to get a compromise reached. Thank you, Mr. President.

THE PRESIDENT: The Chair recognizes the Senator from Knox, Senator Rector.

Senator **RECTOR:** Thank you Mr. President. Men and women of the Senate, those who know me know that I am a prayerful person. Today I feel like I've experienced an answered prayer. The redistricting process that was undertaken over the Summer was no easy task. This particular activity is as partisan as anything this Body is responsible for. That's the very nature of the discussion. I want to thank all those who worked so hard together, gave up their Summer and their usual Summer activities, to help us reach what needed to be accomplished as ordered by the courts. I know they were diligent in their efforts and the sacrifices of their time were significant. The agreement appeared elusive, but I am proud and pleased to say that a final agreement has been reached. As the Senator for most of Knox County, which was at the front lines of the proposed changes, I had constituents of all political stripes ready to weigh in on this issue. Change is never easy, yet opinions are abundant, as you all know. I probably heard as many plans as those that were considered by both sides of the aisle. What was clear to me is that we would be best served if a plan could be agreed upon so that we could pass it with a two-thirds vote, recognizing that neither side would achieve all their goals, but gaining, as an institution, by our long tradition of respectful consensus. I thank the leaders, especially President Raye and Senators Plowman and Whittemore, along with Senators Goodall and Bartlett, and our Democratic colleagues, for sticking with the process so that agreement could be reached. As my colleague Senator Katz just said, I think this institution and the people of the state of Maine are well served by that accomplishment. For me personally, I feel like I have again experienced the grace of an answered prayer.

THE PRESIDENT: The Chair recognizes the Senator from York, Senator Courtney.

Senator **COURTNEY:** Thank you Mr. President. Men and women of the Senate, I also want to rise today and thank the commission. The work that you all did was really extraordinary. Senator Whittemore, Senator Bartlett, and Leads, Senator Goodall and Senator Plowman. I think especially the Leads, Senator Goodall and Senator Plowman, really showed some extraordinary leadership in being willing to fight like heck and still maintain a real cordial relationship. I believe that is ultimately what got us to this today. Yesterday I was walking around through the halls and I saw my good friend from Cumberland, Senator Diamond, on the balcony out there. It's a good place to go out and think and get a little fresh air, as most of you know. He was kind of joking and said, "You know, we could probably figure this out between the two of us." You know what? I'm glad we did because the people of Maine expect us to govern. They don't expect us to defer things to the court. They expect us to do what they sent us here for. If we can maintain that attitude and maintain those relationships, even when we get mad and frustrated at one another, we really can do some pretty extraordinary things. With that, I want to thank the commission and I want to thank the Leadership, the President and the Minority Leader and the Assistant Minority Leader. I think if not for their work at pulling this all together. We would not be in this place had it not been for the contributions of the commission. It really is

truly an extraordinary opportunity to be part of. Thank you, Mr. President.

THE PRESIDENT: The Chair recognizes the Senator from Androscoggin, Senator Craven.

Senator CRAVEN: Thank you Mr. President. Men and women of the Senate, I just want to rise to say how relieved I am that we have a bill that I can support and vote for because as everybody, well a lot of people, know that Androscoggin County was a big pawn in this discussion. As much as I love our neighbors to the south, I don't want to be competing with them for business or for attention or for a representative. I am grateful to the commission for having worked so hard and for having kept Androscoggin County in the Second District. Thank you, Mr. President.

THE PRESIDENT: The Chair recognizes the Senator from Sagadahoc, Senator Goodall.

Senator GOODALL: Thank you Mr. President. Men and women of the Senate, I rise today to also thank all members that participated in working towards a consensus today. Like many legislative efforts, sometimes they move faster towards the end of the game than they do in the beginning and in the middle. In addition to that, I think it's also important for us to recognize the hard work of the staff and the volunteers, as well as people participating in each party who were passionate about these issues. It was over the course of many long, hot Summer days and a lot of weekends that we put a lot of effort in in order to arrive at the plan upon which we are hopefully enacting unanimously here in a matter of minutes and will become law. Thank you to my good friends and colleagues on the Republican side, Senator Plowman and Senator Whitemore, leadership and Senator Bartlett for your efforts and hopefully we can have a successful process that has unanimous results in the upcoming 2013 Legislative redistricting.

THE PRESIDENT: The Chair recognizes the Senator from Androscoggin, Senator Snowe-Mello.

Senator SNOWE-MELLO: Thank you Mr. President. Ladies and gentlemen of the Senate, I also rise to thank the commission, but really to thank our good President and Leadership, especially the Republican leadership who really, as always, extended a hand of compromise. I think that is one thing about this Senate this year, this term, that I have seen that is a breath of fresh air and a true change for the better. When I first saw this plan my reaction was, "Oh no, we're going to be with Portland." All due respect to my Portland friends, but as my good Senator from Lewiston, Senator Craven, all I thought was, "Lewiston/Auburn, we're not going to stand a chance because we're going to be connected to the populated town of Portland and we're going to lose any identity that we have." I was willing to go along with the original plan, but I truly am very appreciative that this compromise came down and was offered because I think it's the right way to go. Thank you very much.

THE PRESIDENT: The Chair recognizes the Senator from York, Senator Sullivan.

Senator SULLIVAN: Thank you Mr. President. Men and women of the Senate, may I suggest to the pundits and to the newspaper

reporters that they send a record to what this Senate has done today. We passed 82, 87, or 92 bills, or whatever the number was, this morning unanimously in record time, Mr. President. We have passed redistricting with a compromise that I am willing to bet no one in this Chamber is 100% happy with, which tells us it's a good bill. We did it maintaining friendships. My Senate Chair from State and Local Government, we get along famously well and have a lot of good laughs. We've done it the right way. We've shown how Republicans and Democrats can come together, each bringing to the table their principles, but also the spirit of compromise, for the Maine people. I'm especially proud to be here today. Thank you, Mr. President, for your leadership and getting along. This has worked well. Let's send those newspapers to Washington D.C. and show them how Maine people solve problems the right way. Thank you.

Off Record Remarks

THE PRESIDENT: The Chair recognizes the Senator from Penobscot, Senator Plowman

Senator PLOWMAN: Thank you Mr. President. Men and women of the Senate, I have to say this was one of the longest Summers and I didn't get to do as much with my family as I had wanted to, which gave me a great amount of frustration as we did not reach an agreement within the commission. That is the sole regret that I have, that we worked that long and did not come to a consensus before. As the Republican side came forward with their plan, we met way in advance of the first meeting in order to determine what we had to do to make sure we met every letter of the law, whether it was the Constitution, the statutes, or the case law. We looked at why we were there, which was the lawsuit, the federal lawsuit that said we had to create the equal districts. One man, one vote. The equal protection clause in the United States Constitution. We looked at the federal case law that said that everything had to be continuous compact. We looked at what we didn't have to do, which was to protect incumbent seats. We did not have to worry about where addresses were. You heard there were 350 ways to come up with a deviation of one, but not all of them were continuous compact or would meet the letter of the law. There were many. We had to look at not crossing geopolitical lines, meaning you didn't go into towns and you didn't break up a lot of counties. We came up with a number of plans. Those plans, by the way, were produced by one of the smartest men I know, who has been involved in redistricting for three decades. If you ever want to draw a map, use Dave Emery. We sent Dave Emery home many, many nights asking for ways that we thought that we could come to an agreement. He spent many, many nights working on those at home and bringing them back to us for the next meeting. We took this duty very seriously and we believed that there was give and take in the negotiating process. As we went forward, we put forth our plan and we believed that it was Constitutional and met all of the case law that was put forth, including the ones that were brought forth by the Maine Judicial Supreme Court. One of the biggest things that they brought up was that they think that we should never add to the travel demands of a Congressman. We factored that into our first map as well. As we went along, we developed several other

proposals, all of which did exactly what we wanted to do from the very beginning. They met every letter of the law; Constitutional, statutory, and case law, including the one that is in front of you. The one that is in front of you was, in our mind, a very viable option and has proven in the end to be the viable option. I thank the Legislative leadership for coming together and bringing us to a point today where we are having the most civil discussion that could have come out of the last eight or nine weeks. We have arrived where we needed to be. Not all of you had to take the same journey that the fourteen of us on the commission did. For that, any time you want to hear the stories I'd be glad to regale you in detail, but it's not that fun. I have learned that Seth can take as well as give when it comes to debating in private. He has done a great job maintaining the civility that we started with. We didn't always agree. We backed up a bunch of times. We started over and we'll do that again in January on different issues. Always the idea was, as the Republicans put forth their plan, to meet the letter of the law and to make sure that when we did take a plan to the court that it would be sound proof and Constitutional and that when we bring this before the court we will not have someone in the position and with the ability to contest what we've arrived at. This will be the plan. It's sound. It's constitutional. We're very proud to have said that. Thank you, Mr. President. I appreciate your attention.

Off Record Remarks

THE PRESIDENT: The Chair recognizes the Senator from Oxford, Senator Patrick.

Senator **PATRICK:** Thank you Mr. President. Ladies and gentlemen of the Senate, I would like to echo the sentiments of the Senator from Androscoggin, Senator Craven, for I live in Oxford County and the people of Oxford County are thankful for the ultimate outcome that we bring forward here now. This is probably not the time to have a brilicream moment, so I'm going to try to be as tactful as I can. Although we talk of bi-partisanship, the other part of the bi-partisanship that I want to bring up and thank people for is for the people getting involved in the process and the editorial boards getting involved in the process because I think they also added to bringing the bi-partisanship and getting this ultimate agreement that we came to. It is in light of having not only the Senate members and the committee working together, but having the people have their say because there were times when I think we all knew where things were headed and stuff. It all came out for the better and I know those in Oxford County can be rest assured that this is a good plan and I will be supporting it. Thank you, Mr. President.

Senator **SNOWE-MELLO** of Androscoggin requested and received leave of the Senate that members and staff be allowed to remove their jackets for the remainder of this Session.

This being an Emergency Measure and having received the affirmative vote of 35 Members of the Senate, with no Senators having voted in the negative, and 35 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Senate at Ease.

Senate called to order by the President.

Off Record Remarks

RECESSED until the sound of the bell.

After Recess

Senate called to order by the President.

ORDERS OF THE DAY

Unfinished Business

The following matter in the consideration of which the Senate was engaged at the time of Adjournment had preference in the Orders of the Day and continued with such preference until disposed of as provided by Senate Rule 516.

The Chair laid before the Senate the following Tabled and Later Today Assigned matter:

HOUSE REPORT - from the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Criminalize Possession, Trafficking and Furnishing of So-called Bath Salts Containing Synthetic Hallucinogenic Drugs" (EMERGENCY)
H.P. 1192 L.D. 1589

Report - **Ought to Pass as Amended by Committee Amendment "A" (H-682)**

Tabled - September 27, 2011, by Senator **COURTNEY** of York

Pending - **ACCEPTANCE OF REPORT**, in concurrence

(In House, September 27, 2011, Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-682)**.)

(In Senate, September 27, 2011, Report **READ**.)

Report **ACCEPTED**, in concurrence.

READ ONCE.

Committee Amendment "A" (H-682) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME**.

On motion by Senator **MASON** of Androscoggin, Senate Amendment "A" (S-370) **READ**.

THE PRESIDENT: The Chair recognizes the Senator from Androscoggin, Senator Mason.

Senator **MASON:** Thank you Mr. President. After discussions with members of the Senate, this amendment takes the furnishing part of the bill and moves it to a Class D crime. I think that's what a lot of the members of the Senate were concerned about. That's, in short, what the amendment does. Thank you, Mr. President.

On motion by Senator **MASON** of Androscoggin, Senate Amendment "A" (S-370) **ADOPTED**.

PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-682) AND SENATE AMENDMENT "A" (S-370), in NON-CONCURRENCE.

Ordered sent down forthwith for concurrence.

Senate at Ease.

Senate called to order by the President.

Senator **ALFOND** of Cumberland was granted unanimous consent to address the Senate off the Record.

RECESSED until the sound of the bell.

After Recess

Senate called to order by the President.

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

PAPERS FROM THE HOUSE

Non-Concurrent Matter

Bill "An Act To Criminalize Possession, Trafficking and Furnishing of So-called Bath Salts Containing Synthetic Hallucinogenic Drugs" (EMERGENCY)

H.P. 1192 L.D. 1589
(C "A" H-682; S "A" S-370)

In House, September 27, 2011, Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-682)**.

In Senate, September 27, 2011, Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-682) AND SENATE AMENDMENT "A" (S-370), in NON-CONCURRENCE.**

Comes from the House, that Body **ADHERED**.

Senator **MASON** of Androscoggin moved the Senate **RECEDE** and **CONCUR**.

On motion by Senator **COURTNEY** of York, supported by a Division of one-fifth of the members present and voting, a Roll Call was ordered.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#339)

YEAS: Senators: COLLINS, COURTNEY, FARNHAM, HASTINGS, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SHERMAN, SNOWE-MELLO, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

NAYS: Senators: ALFOND, BARTLETT, BRANNIGAN, CRAVEN, DIAMOND, DILL, GERZOFSKY, GOODALL, HILL, HOBBS, JACKSON, PATRICK, SCHNEIDER, SULLIVAN

21 Senators having voted in the affirmative and 14 Senators having voted in the negative, the motion by Senator **MASON** of Androscoggin to **RECEDE** and **CONCUR, PREVAILED**.

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

Senate at Ease.

Senate called to order by the President.

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

ENACTORS

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

Emergency Measure

An Act To Criminalize Possession, Trafficking and Furnishing of So-called Bath Salts Containing Synthetic Hallucinogenic Drugs
H.P. 1192 L.D. 1589
(C "A" H-682)

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

Senator **ROSEN** of Hancock was granted unanimous consent to address the Senate off the Record.

RECESSED until the sound of the bell.

After Recess

Senate called to order by the President.

ORDERS OF THE DAY

On motion by Senator **ROSEN** of Hancock, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

Emergency Measure

An Act To Criminalize Possession, Trafficking and Furnishing of So-called Bath Salts Containing Synthetic Hallucinogenic Drugs
H.P. 1192 L.D. 1589
(C "A" H-682)

Tabled - September 27, 2011, by Senator **ROSEN** of Hancock

Pending - **ENACTMENT**, in concurrence

(In Senate, September 27, 2011, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-682) AND SENATE AMENDMENT "A" (S-370).**)

(In House, September 27, 2011, **PASSED TO BE ENACTED.**)

On motion by Senator **COURTNEY** of York, supported by a Division of one-fifth of the members present and voting, a Roll Call was ordered.

THE PRESIDENT: The Chair recognizes the Senator from York, Senator Hobbins.

Senator **HOBBS**: Thank you Mr. President. Men and women of the Senate, I'd like to thank all the members of this Body for their deliberations and patience regarding this very, very important subject matter. In a very short period of time in Maine, this drug we're talking about has taken hold in many towns and cities across the state. It was very important for this Body and the other Body to act immediately on this issue that has raised such

concerns to our communities and among our colleagues, on both sides of the aisle and even in our independent zone in the front row. To both the Democratic and the Republican caucuses, I appreciate the support that was given in an earlier vote for the Senate Amendment from the Senator from Androscoggin, Senator Mason. Even though this Body and the other Body did not reach consensus on this amendment, we have had very meaningful discussions this evening and this afternoon in our debate, much of which I believe will be the starting point for a continued discussion when this Body returns in January. I am pleased that so many legislators from both parties have made a commitment that this issue will receive priority attention during the next legislative session. We must address the larger issues, though, of sentencing, alternative sentencing programs, and rehabilitation for drug addiction. Those are the other underlying issues that surround this particular issue that we are debating and voting on tonight. It is our job, as legislators, to respond to the concerns of our community and I believe the decisions we have made today, and we will make, will act as a stopgap until the next session to address these ongoing issues. We must remember that there are larger issues that we need to deal with with respect to sentencing for drug offenses and the issues of addressing the addiction issues that confront us in an epidemic manner here in Maine. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from York, Senator Sullivan.

Senator **SULLIVAN:** Thank you Mr. President. Men and women of the Senate, I am not going to even try to block this. Some of you may care or not care. I understand the importance of this problem, but if we don't pass this with an Emergency Enactor on it, it means it passes with a majority vote which means it goes until the end of December anyways. For the importance of this, and I agree with the importance of it, I'm going to support this with the understanding that it is has been made clear to me that both sides of the aisle and leadership has agreed we will be able to come back and visit this. We need to do something now. I still have a real problem when we have two very different crimes being given as felonies. I'm afraid we will ruin some futures there. Having said that, the bigger issue is that we need to act and we need to act now. To strip this off, we might have been able to do it and we might not have been able to do it. What does it prove except that that message that we started out at the beginning of today with, to go to Washington and show them how we do it in Maine. If we're going to do another one, do something with the understanding that we have commitment from both sides and that we will come back and tweak what we need to tweak and do this correctly for the people of Maine and for our young people. I will place a vote here showing both faith in the system and faith in the honesty of both parties as we sit here. Thank you, Mr. President.

THE PRESIDENT: The Chair recognizes the Senator from Androscoggin, Senator Craven.

Senator **CRAVEN:** Thank you Mr. President. Men and women of the Senate, I will be voting for this final Enactment, however I have great concerns about the cost of this bill. We just came from the Appropriations room, where they exempted it from the table, but they had no money to back it up. Now they have to go looking for the money. This bill was presented, or represented, by the same Administration that tried to gut our services for

treatment for addictions last budget cycle. While I'm very relieved that this didn't happen, I'm sure it's going to happen again because we are now looking for over \$100 million worth of costs that we have no funds to cover. That is my concern and I just wanted to say that for the record. Thank you, Mr. President.

THE PRESIDENT: The Chair recognizes the Senator from Penobscot, Senator Schneider.

Senator **SCHNEIDER:** Thank you Mr. President. Men and women of the Senate, before we went into a break we spoke regarding the furnishing versus trafficking issue, which I just want to state for the record that really wasn't my issue with this particular piece of legislation. There were a couple of statements made, or speeches given, that were very passionate about the problem of the bath salts issue in our state. I'm only a few miles, really borderline, from Veazie to Bangor. I know Bangor has had some problems and there are some problems in my areas as well, in my Senate District. Clearly, this is a problem. That is not something that you will find any disagreement on under the Dome. There is a significant issue here. The issue that I take with the way we're doing this is that we're not really taking a global look at drugs and alcohol. Over and over again, I've found myself voting against promotion of alcohol in our state and yet this Body, almost in entirety, very many people supports promoting alcohol in our state in some way or form. We have a significant alcohol and drug abuse problem, especially with prescription drugs. It's something that I feel that we've neglected to really look at in its entirety. From my perspective, is this important? Yes. Is this more important than prescription drug abuse, than alcohol abuse, than the problems that we have with mental health issues? No. It's definitely not, but it's the flavor of the day and it's the thing that is on the headlines. We're reacting to it because it is sensationalized. The truth of the matter is we have significant problems in this state that we all must look for and address. I hope that in this discussion that's going to apparently happen next session, or this coming January, which has to do with the furnishing versus trafficking issue, that there is a much bigger issue to look at here, which is that we need to start asking ourselves if, public policy wise, we are effectively attacking this issue, addressing this issue. Has the war on drugs worked? We're spending millions of dollars to keep people incarcerated. The question becomes, is the cost and benefit worth the way we are addressing this issue? This is not only a Maine issue. This is also a national problem and one that I don't think has been effectively addressed. We talk a lot about education and early childhood education. We neglect to fund that appropriately. There are lots of funding priorities that we are neglecting under the Dome. We're probably in violation of our own Constitution right now because we do not have the money. We need to start looking at prioritizing and how we're going to spend this money. I also object when we have this kind of issue crop up, when we know we have a prescription drug issue, we know we have substance abuse problems in Maine, but all of a sudden, for this issue, the issue of the moment, miraculously money appears when we are told over and over again that there is no money for things like indigent legal services, mental health issues, and so on. I'm only here for this next year. I leave it with you who are going to be here in the future and I hope that somebody in this Body will carry on and look at this issue in a much more global perspective because I don't think we've done a lot of cost benefit analysis of programs that we have with regard to business

development programs and TIFs and all kinds of things. The question is, will this past muster, the way we are doing this? Will this pass the straight face test when it comes to the cost and the ultimate benefit? I'm going to support this, but I'm doing it with the hope that in the future that Senators will come back and really address this more completely. I appreciate your time. Thank you very much, Mr. President.

THE PRESIDENT: The Chair recognizes the Senator from Hancock, Senator Rosen.

Senator **ROSEN:** Thank you Mr. President. Men and women of the Senate, I would simply like to address what I know is an issue that has been expressed by members of the Chamber and the other Body related to the cost associated to the bill, the fiscal note, and the process that we've just gone through, specifically tied to the cost and the fiscal impact. I would remind members, first of all, that what we're dealing with, what we just dealt with down in the Appropriations Committee and what we have before us, is a bill that enhances current penalties. I appreciate the comments of the previous speaker, talking about more comprehensive approaches and setting priorities and substance abuse, in general. We have a relatively new process in the fiscal review of bills that are proposing to increase or enhance criminal penalties. That is one that started a few years ago. A former member of the Appropriations Committee, former Attorney General Janet Mills, really spearheaded the effort to put together a mechanism where we begin to attach, to the best of our ability, cost estimates for criminal enhancements and move away from basically allowing the legislative Body and the Chief Executive to enhance crimes and, ultimately, costs that are associated with that in terms of longer incarceration time and all the rest and then have the members of the Appropriations Committee years later hear from the Corrections Department, saying their population is increasing and the demand for their services in the prison system is increasing because of all these enhanced criminal penalties. To deal with that in a more forthright and objective manner, we, being previous legislators, developed a mechanism to try to provide an estimate, and, if there is associated costs, to fund it up front. That's what we have done here with this fiscal note. We had a very good conversation downstairs with the Fiscal Office. I know much of that was also dealt with Monday in the Criminal Justice and Public Safety Committee, when they had the public hearing on the bill, to better understand the costs. I, as one member of the committee, am certainly satisfied with the more detailed explanation that we received from the Fiscal Office of how these figures were calculated and how they were arrived at. It, I think, is a very fair, very straight forward, very positive effort to provide a realistic estimate. There are some that felt the costs that were estimated and attached to this bill are too low and there are others that feel that it is too high. It's a bit unusual, because I know generally when we see a fiscal note on a bill, the Fiscal Office downstairs gets a lot of complaints that it's too high and to remove the fiscal note so the bill has a better chance on the table. This has brought a little bit different flavor to the discussion. I would remind folks, however, that we have what I think is a fair calculation. We have a calculated, unappropriated surplus in FY 12 and FY 13 that is sufficient to fund these costs of \$31,000 in FY 12 and \$176,000 in FY 13. We have room in our unappropriated surplus to fund it. How is it that we're able to fund it, or choose to fund it? It is because it is the will of the Legislature. It's simply that. We have a 13 - 0 report out of the

policy committee. We have an overwhelming vote in the House. We have what maybe a strong vote in the Senate. In terms of establishing priorities, our job, in Appropriations, was presented to us. The Legislature has stated, through its actions today, that this is a priority. We are telling you, based on our best estimates of the cost, we have funds available to pay for it. I will add to that, and remind you that when we do come back in January, we most likely will be dealing with a supplemental budget and, for the broader discussion and the other issues that have been talked about, both related to the potential cost associated with this bill and substance abuse in general, we have opportunities to deal with that in January. Cloture is Friday, so there is still an opportunity for people with bill submissions for that matter. I would like to comfort folks around the fiscal process as best I can. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from Lincoln, Senator Trahan.

Senator TRAHAN: Thank you Mr. President. Ladies and gentlemen of the Senate, I've been really surprised by some of the comments and some of the testimony on the Senate floor today. I did circulate for you an article in the Bangor Daily News today about bath salts. Bath salts, it says in the article, first emerged earlier this year. Above that it has a headline that says "Use has exploded, State Police officials." We here rely on public safety, people within our communities, and leaders within our hospitals to give us guidance on important issues like this. All of them are telling us there is a problem. I feel like, from some of the comments, that some feel we're failing in this bill, that we are moving too quickly, that we might just be acting on headlines. We aren't acting on headlines and I reject that testimony. We are reacting to issues in our communities, issues brought forward by police, by the Chief Executive, by our two U.S. Senators, by EMS, and by ambulance EMTs. All of them are telling us there is a problem. I want to thank the Chief Executive and the Representative sitting behind me for taking a leadership role, both in this state and nationally. While other states still are yet to deal with this issue, Maine leads. I reject all the negative comments. I'm proud to be part of a Legislature that takes the initiative to stop this thing dead in its tracks. Some will criticize this as too harsh. You cannot be too harsh when it's your loved one in the emergency room, someone you raised from an infant, and when everything you fought so hard and responsibly to get that child to where they are goes up in smoke. Our loved ones, our families, are touched by this. I think I'm proud, I know I'm proud to vote on this bill. Will we continue to do more? Absolutely, but it won't be because there was a promise made in the back room to do it. It will be because it's the right thing to do. Every single one of us in this room care, we care passionately, about our families and loved ones. I think we should refrain from those negative comments and work as a team to stop this thing dead in its tracks, reject, and lead this nation. Thank you, Mr. President.

THE PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Gerzofsky.

Senator GERZOFSKY: Thank you Mr. President. Ladies and gentlemen of the Senate, we're not even close to failing at anything. We're actually succeeding. This Body and the other end voted for virtually this same bill last year. My committee voted for virtually the same bill last year. We took it very

seriously. We listened to the DEA and we listened to the DAs that came in front of us. If we failed at anything it might have been not saying just how fast this drug, that started in Asia and went through Europe and the U.K., got here. Sometimes I forget that we are the closest landing strips to Europe. While very few other states have done anything, last year we certainly did. When we saw this epidemic and crisis hit us, I think the second floor took it seriously and they reached out to try to make legislation that would work, that we could get through, and take care of it. The third floor certainly took this seriously. I know my committee did. Last year, while we voted literally for the same bill we're voting for tonight, we had a funding issue. I congratulated most of the Appropriations members that I had talked with last year in the last couple of days of session. Through their infinite wisdom, they found a way to keep this bill alive because we didn't fund it. They had to come up with the funding and they did the best they could with the tools they had. They could have gone a different way. They could have killed it for the lack of funds, but they didn't. They gave us the best that they could give us at the time. I congratulate them today. They worked so hard last year at the end of session to try to find a way to preserve this legislation. They did a good job. I don't think anybody saw the impact that this was going to have in a few short months.

This past Summer this was a legal drug in the state of Maine. You could legally buy it in my hometown in a store and pay sales tax on it. In a few months it became illegal and in a few months we saw the explosion hit our state. We're trying to respond responsibly. I don't think we failed at anything. We came to the table and we're trying to deal with it. Funding is always going to be a problem. Ladies and gentlemen of the Senate, believe me, next year you'll have another flavor of the month because designer drugs are just that, designer drugs that are going to have a different name and they are going to change some small component and we're going to be here trying to deal with that epidemic. This is the future that I think not only the state of Maine has to deal with, but I think it's a future that the country and probably most of the world is going to have to deal with. Some people just have to do drugs. Some people just get addicted to drugs. There is no good part of any of these drugs. They were never meant for medical purposes. These drugs were only meant to be used in the worst way possible.

I'm not going to sit here today thinking that we have not done anything because we did last year, Mr. President. It was virtually the same thing. We saved the best part of the bill that we could in Appropriations. They worked very hard at trying to find enough funds to keep it going. If it wasn't for their efforts last year, I don't know where we would have been this Summer because it would have been a legal drug still today. It would still have been sold and we still would have gotten sales taxes off of it, which is a shame. Today this Body has debated it most of the day, even though the big subject was going to be redistricting. It's going onto 8 o'clock. I certainly wanted to be home by 5 o'clock. I know everybody else in here wanted to be home by 4 o'clock. The big debate had to be of a drug that we're calling bath salts. Let me tell you, the addicts are calling it monkey dust, donkey tracks, and everything else because it was sold in head shops and the buyers, I think, were young people going into head shops. There was an inventory in June that I wish that we had had the foresight to have taken away from them and burned. That's the issue that we're going to have. This Body has always taken this drug seriously I think from the get go. I know my committee did. I know the sponsors. No matter who brought these bills in, they've

been brought in by both sides of the aisle, they've been responsible. I think this Body has. I would hope that we could get onto a vote and get out of here by 8 o'clock because we're here for public safety and this is going to be a vote that's going to give us some. Thank you very much.

Senator **PLOWMAN** of Penobscot was granted unanimous consent to address the Senate off the Record.

THE PRESIDENT: The Chair recognizes the Senator from Sagadahoc, Senator Goodall.

Senator **GOODALL:** Thank you Mr. President. Men and women of the Senate, I rise today just to, in essence, close the loop upon what the good Minority Leader spoke earlier about in this debate, about the important policy components of this bill and what we see as needed when we were trying to get our hands around the global, larger issue that the good Senator from Penobscot, Senator Schneider, also spoke about. I respectfully disagree with the good Senator from Lincoln about some of us feeling we're being too harsh. We all open the paper almost daily in great shock and awe, disgust and sadness, depending on our relationship to the given town or the given individual. We want this, and I believe we're probably all overwhelmingly unanimously going to be supporting this, Democrats and Republicans. We must combat this issue, along with all of our drug issues, because so many drugs are impacting our families, fellow citizens, our state, and our community. That's what we're debating here today. We're not debating if we're being too harsh. We're pointing out that we must continue to work at this. We must continue to fight the war on drugs because if we do that we'll all succeed and we'll have a healthier and a safer state. That's the point that's being made here tonight and that's our responsibility, as a Legislature. Thank you, Mr. President.

THE PRESIDENT: The pending question before the Senate is Enactment. A Roll Call has been ordered. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#340)

YEAS: Senators: ALFOND, BARTLETT, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, DILL, FARNHAM, GERZOFSKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SCHNEIDER, SHERMAN, SNOWE-MELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

NAYS: Senators: None

This being an Emergency Measure and having received the affirmative vote of 35 Members of the Senate, with no Senators having voted in the negative, and 35 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

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

ORDERS

Senate Orders

On motion by Senator **COURTNEY** of York, the following Senate Order:

S.O. 21

Ordered, that a message be sent to Governor Paul R. LePage informing him 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 York, Senator **COURTNEY** to deliver the message to the Governor. The Senator was escorted to the Governor's Office.

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

On motion by Senator **PLOWMAN** of Penobscot, the following Senate Order:

S.O. 22

Ordered, that a message be sent to the House of Representatives informing that Body that the Senate is ready to Adjourn Without Day.

READ and PASSED.

The Chair appointed the Senator from Penobscot, Senator **PLOWMAN** to deliver the message to the House. The Senator was escorted to the House.

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

Senate at Ease.

Senate called to order by the President.

At this point a message was received from the House of Representatives, borne by Representative CURTIS of Madison informing the Senate that the House had transacted all business before it and was ready to Adjourn Without Day.

Off Record Remarks

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

Senator **DIAMOND** of Cumberland was granted unanimous consent to address the Senate on the Record.

Senator **DIAMOND**: Thank you Mr. President. Very, very briefly. June 28th I reported to the Body about a very serious concern in the state of Maine, a \$47.9 million contract with Harris Corporation to implement a new radio system. The biggest concern there was if they could get the required 302 frequencies that were required by December of this year. It's a very serious issue. We've gone though, in this state, massive computer programs that cost \$50 million and \$60 million and they have failed twice. Now we're looking at a contract for \$47.9 million that I'm very concerned about. My report to you is this; of the 302 frequencies that are required, and they agreed, they being OIT, that should be by this December, they have 48. They had 40 three months ago. They are now at 48 of those 302 frequencies. I just put that on the record, Mr. President, so that we don't lose sight. This is an issue that is coming at us. I'm very, very concerned about it and just wanted the Body to be concerned as well. Thank you, Mr. President.

On motion by Senator **BRANNIGAN** of Cumberland, the Honorable **KEVIN L. RAYE**, President of the Senate, declared the First Special Session of the 125th Legislature, **ADJOURNED SINE DIE** in memory of and lasting tribute to the Honorable Richard H. Pierce of Scottsdale, Arizona and South Portland, Maine, at 8:02 in the evening.