

MAINE STATE LEGISLATURE

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Senate Legislative Record
One Hundred and Twenty-Sixth Legislature
State of Maine

Daily Edition

First Regular Session
beginning December 5, 2012

beginning at Page 1

STATE OF MAINE
ONE HUNDRED AND TWENTY-SIXTH LEGISLATURE
FIRST REGULAR SESSION
JOURNAL OF THE SENATE

In Senate Chamber
Wednesday
December 5, 2012

Pursuant to the Provisions of the Constitution and the laws of the State of Maine, the Senators-elect of the One Hundred and Twenty-Sixth Legislature convened in the Senate Chamber and were called to order by Joseph G. Carleton, Jr., Secretary of the Senate of the One Hundred and Twenty-Fifth Legislature.

Prayer by Rabbi Carolyn Braun, Temple Beth El in Portland.

RABBI BRAUN: I have been given the task of an inspirational talk and I'm sure everyone this morning is inspired. This is so much fun I wish I could stand here forever. Your inspiration will be needed later on, once the work begins, so think of this as a continuing prayer.

Among the Jewish books of wisdom is a very well known first century work called Pirke Avot, Teachings of the Sages. Early on in the first chapter there is a piece of wisdom. Shemayah taught, "Love labor, hate the abuse of power, and don't make yourself known to the government." Obviously, advice intended for members of the working class. One modern commentator understands this teaching as good advice about how to live in an imperfect world. Love work. The Hebrew here actually refers to physical labor, but I understand this to say that each one of us an important job to do. We must not only love what we do, but we must also recognize and preserve the dignity involved in labor; whether it be manual, mental, or spiritual. In contrast to the worker who often holds the least power and control over his or her situation, the Sages taught that we should disdain those who have, yet abuse, power. We are all equal, or at least we should be, and so one must not laud their power over another. One commentator understands this line as praising humility, even when one is in power.

The most interesting line, and the one that stands out to me today in these Chambers, is the last line of Shemayah's teaching, "Don't make yourself known to the government." At least in 1st Century Jerusalem, and no doubt in other places and times throughout history and for some even today, it was not prudent to come into contact with the authorities if you were in the minority or if you did not agree with the ruling power. In fact, another teaching in this same work says, "Be wary of the government, for they get friendly with a person only for their own convenience. They look like friends when it is to their benefit, but they do not stand by a person when he is in need."

Thank God we have progressed from those days. Today we gather in these Chambers to open the 126th Maine State Legislature, to swear in new members, to celebrate a new legislative year, and to get down to work. Unlike governments in other countries and in other times, we, your citizens, hope never to have to shy away from those of you in power because your power comes from us. We are placing our trust in you with the expectation that you will legislate for the benefit of all people in Maine. We trust that you will stand by a person in need and we

want you to know that just as we rely on you to legislate fairly and wisely, you can rely on us to support you to the best of our own abilities. For the government is not an entity separate from the governed. We are all part of government and we all share the responsibility to govern wisely.

Indeed, this is an exciting day for each one of us and as you begin your very holy work in these Chambers a final lesson from Pirke Avot. "Who is wise? One who learns from all people. Who is strong? One who overcomes his or her own desires. Who is rich? One who is happy with what he or she has. Who is honored? One who honors all people." May you be blessed with the wisdom to listen and to hear your constituents. May you be blessed with the strength to see the needs of others and consider them fairly. May you be blessed with the richness of the feeling of one who is fulfilled and has worked to make this world a little better for all of us. May you be blessed with the honor which is accorded to one who truly honors all others. May you complete this session feeling that you have had a part in making an imperfect world a little more perfect. May you go from strength to strength. Mazel Tov.

National Anthem performed by Senator-elect Emily Ann Cain of Penobscot County.

Pledge of Allegiance led by Senator-elect John L. Tuttle, Jr. of York County.

Doctor of the day, Joel Kase, DO of Lewiston.

The Following Senate Communication: S.C. 1

STATE OF MAINE
OFFICE OF THE SECRETARY OF STATE

December 3, 2012

To Joseph G. Carleton, Jr., Secretary of the Senate in the One Hundred and Twenty-fifth Legislature:

I, Charles E. Summers, Jr., Secretary of State, pursuant to the provisions of Title 3 MRSA, Section 1, hereby certify that the following are the names and residences of the Senators-elect to the One Hundred and Twenty-sixth Legislature, in accordance with the tabulation submitted to the Governor on November 26, 2012:

District 1	Hill, Dawn, York
District 2	Collins, Ronald F., Wells
District 3	Tuttle, John L., Jr., Sanford
District 4	Dutremble, David E., Biddeford
District 5	Valentino, Linda M., Saco
District 6	Boyle, James A., Gorham
District 7	Millett, Rebecca J., Cape Elizabeth
District 8	Alfond, Justin L., Portland

District 9	Haskell, Anne M., Portland
District 10	Gerzofsky, Stanley J., Brunswick
District 11	Woodbury, Richard, Yarmouth
District 12	Plummer, Gary E., Windham
District 13	Hamper, James M., Oxford
District 14	Patrick, John L., Rumford
District 15	Cleveland, John J., Auburn
District 16	Craven, Margaret M., Lewiston
District 17	Mason, Garrett Paul, Lisbon
District 18	Saviello, Thomas B., Wilton
District 19	Goodall, Seth A., Richmond
District 20	Johnson, Christopher K., Somerville
District 21	Flood, Patrick S., Winthrop
District 22	Mazurek, Edward J., Rockland
District 23	Thibodeau, Michael D., Winterport
District 24	Katz, Roger J., Augusta
District 25	Lachowicz, Colleen M., Waterville
District 26	Whittemore, Rodney L., Skowhegan
District 27	Thomas, Douglas A., Ripley
District 28	Langley, Brian D., Ellsworth
District 29	Burns, David C., Whiting
District 30	Cain, Emily Ann, Orono
District 31	Youngblood, Edward M., Brewer
District 32	Gratwick, Geoffrey M., Bangor
District 33	Cushing, Andre E., III, Hampden
District 34	Sherman, Roger L., Hodgdon
District 35	Jackson, Troy Dale, Allagash

EXCUSED: Senator-elect: SAVIELLO

34 Senators-elect having answered the Roll with 1 Senator being excused, the Secretary declared a quorum present.

Out of order and under suspension of the Rules, on motion by Senator-elect **GOODALL** of Sagadahoc, the following Senate Order:

S.O. 1

Ordered, that a message be sent to Governor Paul R. LePage, informing him that a quorum of Senators-elect is present in the Senate Chamber, ready to take and subscribe to the oaths of office required by the Constitution to qualify them to enter upon the discharge of their official duties.

READ and PASSED.

The Secretary appointed the Senator-elect from Sagadahoc, Senator-elect **GOODALL** to deliver the message to the Governor. The Senator-elect was escorted to the Governor's Office.

Senate at Ease.

Senate called to order by the Secretary.

Subsequently, the Senator-elect from Sagadahoc, Senator-elect **GOODALL** reported that he had delivered the message with which he was charged.

ORGANIZATION OF THE SENATE

The Honorable Paul R. LePage, Governor of the State of Maine, entered and addressed the Senate. (Amid applause, the Members rising.)

GOVERNOR LePAGE: Thank you. Good morning. Is my friend here? Brian? Is Brian Jordan here? Okay. I have a big distinction. I've been honored to have a private paparazzi paid for by the Democratic Party. I just want to make one complaint; would you please give the jobs to Maine people instead of people from Massachusetts. In all seriousness, this is a new day for Maine. I'm going to pledge to the people of Maine that despite having to endure 24/7 I will work with you. I think it's vulgar. I think it is vicious. I think it's vile to me and to my family. I don't say that as a person, I say that to you for the lack of respect that the office of the Governor of the State of Maine is receiving. Now having said that, we have to go to work. I want to work with each and every one of you. I see my good friend Stan. We don't always agree, but he's a wonderful Senator for the State of Maine. Emily Cain, we don't always agree but you are always invited in my office. As elected officials we have a duty and a responsibility to the Maine people. It's not about us and it's not about whether we like it or not, the things that we go through. I

In Testimony Whereof, I have caused the Great Seal of the State to be affixed, given under my hand at Augusta this third day of December in the year Two Thousand and Twelve.

S/CHARLES E. SUMMERS, JR.
Secretary of State

READ and ORDERED PLACED ON FILE.

The Secretary noted the absence of the Senator-elect from Franklin, Senator-elect **SAVIELLO** and further excused him from today's Quorum Call.

QUORUM CALL

The Roll being called, the following Senators-elect answered to their names:

ROLL CALL (#1)

PRESENT: Senators-elect: ALFOND, BOYLE, BURNS, CAIN, CLEVELAND, COLLINS, CRAVEN, CUSHING, DUTREMBLE, FLOOD, GERZOFSKY, GOODALL, GRATWICK, HAMPER, HASKELL, HILL, JACKSON, JOHNSON, KATZ, LACHOWICZ, LANGLEY, MASON, MAZUREK, MILLETT, PATRICK, PLUMMER, SHERMAN, THIBODEAU, THOMAS, TUTTLE, VALENTINO, WHITTEMORE, WOODBURY, YOUNGBLOOD

will endure and I have pledged to work for the people of the state of Maine. Having said that, it's time to go to work. It's time for all of you to stand and raise your right hand. Please, all the elected Senators.

The Senators-elect took and subscribed to the oaths of office required by the Constitution.

The Governor withdrew from the Senate Chamber. (Amid applause, the Members rising.)

Off Record Remarks

ELECTION OF SENATE OFFICERS

Senator **GOODALL** of Sagadahoc **NOMINATED** Senator **ALFOND** of Cumberland for the Office of President of the Senate of the 126th Legislature.

THE SECRETARY: The Chair recognizes the Senator from Sagadahoc, Senator Goodall.

Senator **GOODALL:** Thank you, Mr. Secretary. Men and women of this Body, family and friends, nearly four years ago today Senator-elect Justin Alfond and I walked into this Chamber together. We became seatmates. We became friends. We have since then, I believe, become family. The position of Senate President is one of great importance, great trust, and great responsibility. The position places a burden on your shoulders, requires you to bring people together to get things done and move Maine forward, and help focus all of us on our State's great challenges. It demands leadership focused on results. It is a position clearly laid out in the Constitution to run this august Body while also knowing that you must be prepared to run the entire State. It is wonderful to see so many family and friends here today, family and friends that can witness and share in this day when our soon-to-be leader begins to lead us and focus us on our points of common ground and common purpose, areas of agreement that can help strengthen our economy and help people take advantage of opportunities to improve their lives, to improve our lives, and improve our great state. We, all 35 of us, must understand each other, must better understand and respect each other's perspective, and we must understand each other's background and experience. With better understanding comes greater respect and, yes, progress. I know, and I believe we all know, Justin is fully up to this task to lead us and make sure that we move forward. Justin is deeply passionate about Maine, our state, and our greater community from where the voters have given us the trust, the responsibility, to help govern this state for the next two years. Growing up in Dexter, Justin was instilled by, I believe, his parents and his family and his friends, many of whom are here today, many of them from Dexter and many other points. They instilled in him a tireless work ethic, a work ethic that is hinged on doing what is right, a work ethic that is based on him understanding both his strengths and his weaknesses while never losing sight of the importance of making progress, progress that is built on common vision and working together. That is the role of the Senate President. His work ethic has allowed him to focus on

more than just his Legislative responsibilities and his leadership roles here in Augusta. They have also allowed him to make progress and many accomplishments back home. America is a wonderful country, a country that allows all of us the privilege to vote for our representatives and our leaders and, for all of us today, to vote for our next Senate President. Within this pending leadership election lies opportunity, opportunity for us to unite behind one experienced leader so that they, just as past Presidents and just as our former President, can lead us with dignity, respect, and understanding with a focus on common ground and results. Even if we are divided today, I know Justin will be committed to set aside our differences after all they years and nays have been taken and focus on why we were elected, and that is to get to work for the people of Maine. Anything less is below this institution and against the will of the people. Mr. Secretary, men and women of this Body, I stand here today with great honor and great privilege to nominate my friend, who I consider part of my family, Senator Justin Alfond from Cumberland to be the next President of the Maine Senate. I would encourage all of us to unanimously endorse that nomination. Thank you, Mr. Secretary.

Nomination seconded by Senator **HASKELL** of Cumberland.

THE SECRETARY: The Chair recognizes the Senator from Cumberland, Senator Haskell.

Senator **HASKELL:** Thank you, Mr. Secretary. Men and women of the Senate and assembled guests, as most of you know, I have had a variety of different jobs. I've worked in a lot of different places and different positions. You can't do that without coming across a whole variety of leaders; some great leaders, some good leaders, and some not so good leaders. I've had a chance to get to know Senator Justin Alfond from the time that he took on the League of Young Voters in Portland way back when I was first running for the House, the other Body. I watched him work tirelessly in order to get results and improvement in voter participation. That was hard work. That was grueling work. I watched how he led in that position. As a close colleague here, he's demonstrated the work ethic and his competency over and over again. I believe he has the characteristics of a great leader and he's demonstrated them during his time here. I want to talk about a few of those characteristics. Integrity, first and foremost integrity is the outward action of the inner value. A person of integrity is the same on the outside as they are on the inside. When they are out in the Chamber and when they are behind closed doors, that person is the same and never veers from those inner values, even when it might be expeditious to do so. Dedication, dedication is spending whatever the time and energy is that is necessary in order to get the job done and by setting an excellent example. Senator Alfond has shown that there are no 9 to 5 jobs around here, only the opportunity to do something worthwhile. Humility, humility is knowing that you are no better or worse than anybody else and being willing to step up, speak up, to spread the credit, and to take the blame when it might be appropriate. Creativity, the ability to think differently, to listen to other ideas, even those from the outside, and to begin to close the barriers of those proverbial boxes that constrain solutions. Senator Alfond knows how to do that. Demeanor, demeanor is defined by the way others see you. As the President of the Senate, I want my leader to be respected for his professionalism and I am perfectly at ease when I know that Senator Alfond is out

in front and representing this Body. A sense of humor is vital. It's pretty easy to get wound up around here. I know many of you might not believe that, but it is. The ability to seek out humor in our day to day travels is a trait that you can't manufacture and yet it can make a big difference in how things flow. Senator Alfond has that quality and all of these qualities. These are the hallmarks of effective leaders and my friend, Senator Justin Alfond, optimizes these characteristics. He'll be a great President of the Maine Senate and I urge you to join me in supporting him. Thank you, Mr. Secretary.

Senator **THOMAS** of Somerset **NOMINATED** Senator **MASON** of Androscoggin for the Office of President of the Senate of the 126th Legislature.

THE SECRETARY: The Chair recognizes the Senator from Somerset, Senator Thomas.

Senator **THOMAS:** Thank you, Mr. Secretary. Ladies and gentlemen, I rise today to nominate my friend, Garrett Mason, to be President of the Maine Senate. I believe Senator Mason has the skills and values to lead us to the economic recovery Maine so desperately needs. Garrett is from a rural district with farms and small businesses that we're going to depend on for our future growth. Yet his district neighbors Maine's second largest urban area, Lewiston/Auburn. He has firsthand knowledge of what all of Maine needs to succeed. We were sent here to work together, to solve the problems of Maine. Time after time, when they are asked, the people of Maine have said the first problem they want solved is our economy. They want more and better jobs. They want our children to be able to make a living and raise their families in the greatest place on earth, the state of Maine. Garrett understands what it takes to grow a business and create jobs because he comes from a family of generations of small business owners. He has signed both sides of a paycheck and he's managed a small business. I watched Garrett work with members from both sides of the aisle, from both Bodies in this building, and work together to get things done. He has a good working relationship with the other branches of Maine government that he's going to need to accomplish the hard work that we need to move Maine forward to the kind of place that the people who sent us here want. The education of Maine residents is going to be a critical part of our economic growth in the years ahead. Garrett knows what we need to do to make our education system fit the prosperous future and he'll lead the way. Best of all, he'll do it with good cheer. He'll lead us where we want to go in a way that we will enjoy the trip. We'll look forward to working with him, even when we don't want to and even when we know it's going to be hard. Garrett Mason is a true leader who knows where Maine needs to go and how to get there. Please join me in supporting Garrett Mason to be the President of the Maine Senate. Thank you.

Nomination seconded by Senator **PLUMMER** of Cumberland.

THE SECRETARY: The Chair recognizes the Senator from Cumberland, Senator Plummer.

Senator **PLUMMER:** Thank you, Mr. Secretary. Men and women of the Senate, it is a great honor to rise today to second this nomination. I first met Senator Mason when I was serving in the other Body and he visited the Legislature during the 124th

Session. At that time we sat at the same table for lunch and we talked about professional hockey in the state of Maine. It was a very pleasant talk, but I have to confess that I really didn't think about Senator Mason again until I heard that he was running against an incumbent Senator from Androscoggin County. I probably shouldn't say it, but my thought at that time was, "This young guy with no political experience doesn't stand a chance against the experienced incumbent." Well, I was wrong. Senator Mason did win and I thought, "That's great for him." As the new Legislature, the 125th Legislature, was organizing, House Leadership asked me if I would be willing to serve as Chair of the Criminal Justice and Public Safety Committee. I gladly accepted this challenge. A short time later I was asked how I would feel about having a freshman Senator serve as the Senate Chair of that committee. My thoughts at that time were, "This will be great, with a newbie with no experience I'll be able to dictate the direction of the committee with no problem." Again, I was wrong. From the very first day that Senator Mason and I met to discuss the committee his leadership skills were evident. He assumed control of the Criminal Justice Committee and conducted public hearings and work sessions with great skill. He did ask and rely on my advice from time to time, but I soon wondered if I'd ever get a chance to conduct any committee meetings. Well, Senator Mason had two other standing committees that he had responsibilities for, so I did get to have plenty of chances to run the committee. Not only did Senator Mason demonstrate his leadership abilities and the fact that he's a quick study, and very much of a natural leader at the committee level, but Senator Mason exercised that same skill on the numerous occasions that he served as Senate President Pro Tem during the 125th legislative session. It is with great pleasure that I second the nomination of the distinguished Senator from Androscoggin County, Senator Mason, to serve as President of this Senate. Thank you.

On motion by Senator **JACKSON** of Aroostook, nominations ceased.

Subsequently, the Committee formed in the well of the Senate to receive, sort, and count votes for the President of the Senate.

Senate at Ease.

Senate called to order by the Secretary.

34 ballots were cast. Necessary for choice 18.

Senator **ALFOND** of Cumberland, having received a majority of the votes cast, was duly elected President of the Senate of the 126th Legislature.

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

ORDERS

Senate Order

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

S.O. 2

Ordered, that a message be sent to Governor Paul R. LePage, informing him that Senate President-elect **JUSTIN L. ALFOND** is present in the Senate Chamber, ready to take and subscribe to the oaths of office required by the Constitution to qualify him to enter upon the discharge of his official duties.

READ and PASSED.

The Secretary appointed the Senator from Sagadahoc, Senator **GOODALL** 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 Secretary.

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

Subsequently, the Honorable Paul R. LePage, Governor of the State of Maine, entered and addressed the Senate. (Amid applause, the Members rising.)

Senator **JUSTIN L. ALFOND** of Cumberland took and subscribed to the oaths of office required by the Constitution to qualify him to discharge his duties as President of the Senate, pursuant to the Rules of the Senate.

The Governor withdrew from the Senate Chamber. (Amid applause, the Members rising.)

THE PRESIDENT: Two years from today, should we be privileged to meet here again, my hope is that we will meet here as friends. My hope is that we will be thanking each other for sharing ideas, for working together, and for putting Maine first. With that future in mind, I am honored and privileged to serve as the 115th President of the State of Maine. With so many people to thank, deserving friends and colleagues, I'd like to begin with my family. My mom, Joan; my dad, Bill; my wife, Rachael; my loud son, Jacoby, who has left the Chamber; my in-laws, Deanna and Jack and Ben; and to all of the families and friends able to join us today, your love and support sustain us, and your patience and sacrifice are constant inspirations.

To my good friend, the Senator from Sagadahoc, Senator Goodall, I am honored by your kind remarks and continued support. As Senator Goodall said, we have entered this Body together, we were seatmates, and we learned about this Body

together. Now I am very honored to be working with Senator Goodall to lead this Body together. Thank you. To my dear friend, the good Senator from Cumberland, Senator Haskell, I also thank you for your kind words, your support and guidance. I know we both share a deep and abiding love of the state of Maine. To the Senator from Aroostook, Senator Jackson, "Action Jackson" is what we call him in the caucus. Your experience in the Legislature, coupled with your career in forestry, bring invaluable perspective to the Senate Leadership Team. To the good Senator from Waldo, Senator Thibodeau, I know firsthand what it's like serving in the Minority. There are many challenges, but also many opportunities. I look forward to serving with you. To the good Senator from Kennebec, Senator Katz, the Mayor of Augusta. Imagine, in this Body we have the past Mayor of Augusta. Your two years on Appropriations will guide our Leadership Team and I look forward to working with you. I'm honored that Governor LePage was here also this morning. Governor, we stand ready to work with you. Mainers need us to get back to work. I also wish to extend a warm welcome to all of our Senators, both new and returning members. All of Maine is represented in this Chamber. We have a carpenter, a doctor, a realtor, a fire fighter, a logger, and a mill worker. We have lawyers, business owners, and more. Together we embody the best of the state of Maine.

Finally, I would be remiss if I did not acknowledge my predecessor, the Honorable Kevin Raye. It wasn't always easy serving in the Minority, but under Kevin's leadership he always made it equitable. He gave every point of view a fair chance to be heard. Senator Raye understands that a leader does more than stand by his party. A leader brings factions together and helps broker the compromise that makes lawmaking possible. For your accommodating perspective, Kevin, my sincere gratitude. There is a footnote to this thank you, by the way, that goes back a generation to a second grade classroom at Eastport Primary School. My mother, Joanie, was a student in that class and Kevin's mother, Frances, was her teacher. Frances loved teaching second grade, she told me, because that is when children learn to take off their own coats and boots. By now, we've also learned to roll up our sleeves. A community, somebody once said, is people who know the same stories. Just as Kevin and I share an unexpected link through our mothers, everyone here shares a reservoir of stories and memories that connect us to Maine. The Flood of '87; the Ice Storm of '98; Seth Wescott and Joanie Benoit winning gold; ten-year old Samantha Smith, our ambassador of peace and goodwill to the Soviet Union; and the leaves turning red in October of '04 with the Red Sox, at long last, winning it all. Above and beyond personalities and politics, it's our love of this state that unites us and calls us to service.

Some say Maine is a divided state and there are those who want to divide us; divide us by age, by gender, and divide us by geography or by how we make our living. Of course, there will always be those who define and divide us by what we believe and to what we belong. The polarizing voices, all too often the loudest in the room, that try to tell us whom to fear and whom to blame. Even as we meet here today, there are those on both sides spoiling for a fight and expecting the worst: a showdown in Augusta between the Blaine House and the Legislature. Do you know what I say? Let's disappoint them. Let's show the people of Maine what can happen when we seek common ground as we did when Governor LePage and then-Representative Cain stood by women in the fight against domestic violence. Let's show the

people of Maine what can happen when we listen to both sides of an argument and care about all sides of an issue as we did last session when we adopted the Standards Based Education throughout Maine. Let's show the people of Maine what can happen when we work together, as with the many examples in this turbulent economy of workers and management coming together to keep the lights on and keep people working. Keeping the jobs we have and creating the jobs we need, no issue is more urgent than our economic security and nowhere are Mainers relying on us more to work together.

Our first order of business is rebuilding Maine's middle class by getting people back to work at good paying jobs with promising futures, more than a life lived from paycheck to paycheck. We have a mandate. Let's begin by developing a blueprint for job growth region by region. We need to connect the dots between industry, education, and the future of small business in downtown Maine. We need to analyze current jobs to identify future jobs and teach the skills required to fill those jobs. Why should any Maine business ever have to look elsewhere for qualified workers? Why should any Mainer ever have to leave the state they love to find the job they want? By closing the education gap in our workforce we put Maine business in a position to succeed and by adding strength to strength we put Maine government in a position to use all of our economic tools; research and development, bonding initiatives, and partnerships with the private sector to optimize job growth in the 21st Century. You see, economic security is not a partisan issue. We all pay bills, buy groceries, and seek shelter in a storm. As elected representatives we share something else in common. In a state that's like one big small town, we've all met with thousands of our constituents at their homes, in line at the market, or here at the State House. What do they tell us? They tell us they are tired of the gridlock, fed up with party politics. They tell us to reassess our priorities and to start by putting their interests first. Education, healthcare, energy, and the economy; the issues haven't changed in 200 years. What changes is us, this 126th Maine State Senate and how we choose to interact. We won't always agree, but why let our differences divide us. An honest debate is a crux of Democracy. It can only make us stronger. Labels, as Ed Muskie liked to say, are for jar jams. What matters is substance.

As we take off our coats and roll up our sleeves, imagine looking back at this moment two years from now. What did we, as a group, accomplish and whom did we serve? To the voices telling us we are destined to clash I offer these words in reply, to quote John F. Kennedy, "Let geography make us neighbors, let history make us friends, let economics make us partners, let necessity make us allies." Coming together today is a start. It's an invitation to listen, to collaborate, to ask the selfless questions, and it is a mandate to answer the call to public service by putting Maine and her people first. With that future in mind, let's get to work together. Thank you very much.

Senator **GOODALL** of Sagadahoc was granted unanimous consent to address the Senate on the Record.

Senator **GOODALL**: Thank you Mr. President. Men and women of the Senate, this is a great day. This is a day of family and friends. The start of our journey. The start of our job to serve the people of Maine for the next two years. I rise today to speak for my Democratic colleagues on this side of the aisle, and I hope it

is with common vision and common purpose for all 35 of us, that we can share, we can understand the differences, and we can get things done. I have great confidence that we, along with my Republican counterpart, the good Senator Thibodeau and his assistant, the good Senator Katz, along with Senator Jackson, and Senate President Alford, can get many accomplishments done to help move the state forward in collaboration with the other Body and the Executive Branch. The elections are behind us. It's no longer about who's winning and who's losing. It's about what is best for Maine. There are many examples all of us have that are near and dear to us, whether they are large or small, where we have been able to move the ball downfield during our time, whether it's serving in the Legislature, on local council boards or as selectmen, school board or even non-profits. Often what is the common thread is that people set aside their differences and are working together to carry out the mission. I know when I look across the aisle I see new members that I had a great relationship working with; Senator Hamper and Senator Saviello. We dealt with very challenging issues. These issues are my stories, and our stories, in Natural Resources. Many people didn't think that we could accomplish unanimous reports and we did. We all have these common threads. I think what is most important though is that we listen to the voters and we get to work. We understand that our focus must be on the economy. At the same time we must respect each other and really realize that this is a relationship driven business. We are family. Trust me, things will happen over the next two years that none of us will ever envision or ever see coming. It will be challenging, but we can do it together. I am utmost confident with the leadership of Senate President Alford, Senator Jackson, and a close working relationship that we will have with the leadership on the other side of the aisle, Senator Thibodeau and Senator Katz, that we all, all 35 of us, will help Maine move forward. I look forward to that job. I look forward to getting to work. It's a true honor to be elected with all of you today. Thank you Mr. President.

Off Record Remarks

Senator **THIBODEAU** of Waldo was granted unanimous consent to address the Senate on the Record.

Senator **THIBODEAU**: Thank you Mr. President. Ladies and gentlemen of the Senate, friends, colleagues, and family members, lucky for us there was an election on November 5th. That is a distant memory. We've been charged with the responsibility of doing the work of the people of the state of Maine. Although we may have very different backgrounds or different ideas as to how we accomplish that task, we've been charged with the task of working together, a task that each one of us, I'm sure, takes very very seriously. We know that because of the phenomena of it exists where one party controls the third floor and the other party controls the second floor, we're dependent on one another to come up with the answers for the people of the state of Maine. I look forward, and I know that entire Republican caucus looks forward, to working with my colleagues across the aisle to come up with these really tough and sometimes allusive solutions to the problems that this state faces. With that, Mr. President, congratulations. We so look forward to working with

you. Senator Goodall and my good friend from Northern Maine, we really look forward to accomplishing the task at hand. Thank you.

At this point, the President noted the presence in the Senate Chamber of Senator-elect **SAVIELLO** of Franklin. In accordance with a long-standing and unique tradition of the Maine Senate, the Senator-elect from Franklin was absent "to attend to and stoke the furnace." The President requested the Senator from Sagadahoc, Senator **GOODALL**, and the Senator from Kennebec, Senator **KATZ**, to escort the Senator-elect from Franklin, Senator-elect **SAVIELLO**, to the Governor's Office for the purpose of taking and subscribing to the oaths of office required by the Constitution.

The Senators and Senator-elect were escorted to the Governor's Office.

Senate at Ease.

Senate called to order by the President.

Subsequently, the Senator from Sagadahoc, Senator **GOODALL**, reported that he had attended to the duties with which he was charged and was pleased to report the Senator from Franklin, Senator **SAVIELLO** had, before the Governor, taken and subscribed to the oaths of office required by the Constitution. Thereupon, Senator **SAVIELLO** of Franklin took his seat in the Senate Chamber.

Senator **GERZOFSKY** of Cumberland **NOMINATED DAREK M. GRANT** of Augusta for the Office of Secretary of the Senate of the 126th Legislature.

Senator **GERZOFSKY**: Thank you Mr. President. Ladies and gentlemen of the Body, Darek Grant is not only a very good friend of mine, he's been my Senate Aide for the last couple of years. If you could imagine being my aide during the Minority, you'll enjoy this nomination. You can tell the quality of a person by the cowboy boots they wear, I say. Darek wears cowboy boots periodically. You can tell the quality of a person by the work they do, the relationships they make, and certainly by their sense of humor and intelligence. Darek has some other qualities I'd like to talk about today. Similar to myself, Darek used to work in this Chamber. I was actually hired by the last President of the Senate from Portland, President Conley, and I used to watch that door. You get a little different sense of what it is like to really be Secretary of the Senate and how this place is run. You want to talk about the trains running on time, the Secretary and their staff keeps us running on time. It's not the time on our watch sometimes, sometimes it's Legislative time. They not only make us look good, they make the State look good. There is a deep tradition here in the Senate Chamber of what that means. To work here you get a different sense than when you just serve

here. I've had the opportunity to do both and I'm very grateful for that opportunity. Those are some of the reasons why I nominate Darek, because of his intelligence, his devotion to this Chamber, his devotion to us as Senators, and especially to the people of Maine, and to get their business done, to get their business and our business done in a timely manner. Our guest today will look and see us and think, "How do they figure out where they are?" Without getting a calendar on time and without having the paperwork that our Secretary has given us, we don't know where we are. I've worked for a couple, May Ross was great, Joy O'Brien was terrific, and Joe did a great job. We have had some tremendous Secretaries. I know Darek is going to be one of them. Please, Mr. President, remember when we vote on Darek he is a man that will wear a pair of cowboy boots when he needs them, a man that knows the sound of a loud voice and knows how to sometimes calm it down a little, he was never involved with speedos but he certainly enjoyed the laugh. It is with great humility I nominate my friend Darek Grant. Thank you very much.

Nomination seconded by Senator **HILL** of York.

Senator **HILL**: Thank you Mr. President. I have to tell you I was very excited about being able to do this nomination because I think the world of Darek Grant. I thought instead of me coming up with things to say, I first said to Darek, "What would you like me to talk about?" After all, this is a very important position. He touched my heart when he said, "Talk about what's important to me, which is my family and my love for the state of Maine." I want to tell you about the man, the person, Darek Grant. He's a dad of Libby, who is about 3, and of a new little boy, Callan, who is about 3 months old. He's a dad of sorts for Trot and Wakefield, his two Yellow Labs that he adores. He's husband to Jenn. She's a lovely woman from the County. He is the son of Mr. and Mrs. Grant of Augusta, whose family roots go back over 100 years in the Augusta area. Darek is also a model of a young type of person that we are always talking about when we are trying to create policy here in the Legislature. Why? Because he was born and raised in Maine. He went and received a degree from the University of Southern Maine in Political Science. How appropriate for this position. He is so in love with Maine that when he was faced with the choice of where to go when he had his degree that he decided to come right back to Augusta, stay in Maine, and do whatever he could to get on a career track here. With each job that he rose to people who he worked for saw that he was a rising star. I thought I would walk around and ask some of them, those who worked for as well as those who worked with him, if they would just say a word about what comes to mind when I say Darek Grant. Here's what I was told: very smart, with emphasis on very; fair; capable; hard working; he has vision; and he loves the legislative process. I echo the same to all of those attributes because I have to share with you that I, too, had the privilege, and I consider it a privilege, of having had Darek as my Legislative Aide. He made me look good most of the time, which is a lot of hard work on his part. He was an absolute pleasure to work with. What I have to add to the list of attributes, which was important to me, was that he has a great sense of humor. Through the worst of times he and I could laugh and live and survive another day. That was important to me. I have to share with you, finally, that Darek's rise to the Senate as Secretary, I think, is a tribute to much about Maine. Why? Because it talks about the foundation his parents laid for him. It says a great deal about our educational system, from kindergarten right through

university. It talks about the work ethic of Maine people. As Secretary of the Senate, I know he will make us proud and I respectfully and wholeheartedly ask you to support and vote for him. Thank you, Mr. President.

On motion by Senator **GOODALL** of Sagadahoc, nominations ceased.

On further motion by same Senator, one ballot was cast, on the part of the Senate, in favor of **DAREK M. GRANT** of Augusta for the Office of Secretary of the Senate for the 126th Legislature.

This being done, **DAREK M. GRANT** of Augusta was duly elected Secretary of the Senate of the 126th Legislature.

THE PRESIDENT: The Chair would like to personally thank Joe Carleton for his service. For the past two years he has kept this Body in line and on track. What makes Joe Carleton so special is his fairness. You wouldn't know and he wouldn't care if you were a Democrat, Republican, or Independent when you walked into his office because he cares and cares and cares about this institution. Joe, thank you for your service.

Also, I don't believe David Madore is in the Body. We will be getting him. David Madore has served as the Assistant Secretary for the past two years. Again, David's professionalism, his eagerness, and his spunk. When you see David, it's always a constant smile, eyes glimmering, and wanting to help you be better at what you do. David, thank you for your two years of service. We appreciate all the work you've done for the state of Maine.

To both Joe and David, the Legislature will always be your family.

Senator **HASKELL** of Cumberland **NOMINATED JOY J. O'BRIEN** of Portland for the Office of Assistant Secretary of the Senate of the 126th Legislature.

Senator **HASKELL:** Thank you Mr. President. I take such great pleasure in standing here today to nominate Joy O'Brien for this position. Joy lives in the County of Cumberland in District 9, I believe. I've known her for a long time. Joy came to work here for the Honorable Gerald Conley in the 110th Legislature as the Secretary of the Senate. She served in the 111th, 112th, 113th, 114th, 115th, 116th, and hang on because it doesn't stop there. She served in the 118th, 119th, 120th, 121st, 122nd, 123rd, and 124th. She has served as the Assistant Secretary as well as the Secretary of the Senate. She served here when the Senate was split evenly and she served one-half of the term as Secretary of the Senate and the other half as the Assistant Secretary. We're talking here about somebody who loves this institution and loves the process. She's dedicated. She's professional. She's knowledgeable. She's caring. She's always available. You never step through the door but Joy isn't there to answer your question. She will be a wonderful mentor for our new Secretary of the Senate and accepting this role as the Assistant Secretary of the Senate shows us all once again how much she cares about how this process works and how this institution proceeds. It is my

pleasure to be nominating her and I encourage you all to support her for this position. Thank you.

Nomination seconded by Senator **PATRICK** of Oxford.

Senator **PATRICK:** Thank you Mr. President. Ladies and gentlemen of the Senate, colleagues and friends, first of all I feel blessed to be asked to nominate Joy and to second her nomination. I got to do this once when Steve Rowe was running for Attorney General. I probably got as choked up as I am now because it's an honor when you can speak on someone with as much knowledge and understandings behalf. No one can question Joy O'Brien's qualifications for this position. Her resume is unmatched in any form you can think of, nationally or otherwise. In addition to Joy's activities in the state of Maine and in this Body as a public official, she has been a very proactive member of the American Society of Legislative Clerks and Secretaries and is recognized nationally for her administrative experience. She possesses all of the requisite qualities that this office requires. She is smart. She is reliable. She is resilient. She is extremely patient. She's a good golfer. I'll tell you, she's one of the best lady bowlers I've ever met. She is courteous to the members and to the public and respectful to the institution that we are sitting in and participating in. She is an excellent parliamentarian. She has the essential institutional memory that all of us understand is required, especially during these times of term limits. You'll find out, the new freshmen in this Body, that it does not make any difference if you are a Democrat, Republican, or Independent. You will always get the same type of courtesy, respect, and service from Joy O'Brien as our Assistant Secretary of the Senate and with Darek Grant as our Senate Secretary. Joy has mentored and tutored many of us through the complicated parliamentary maze of the legislative process. She is a consummate professional. I am deeply honored and proud to have seconded the nomination and hope that we all will be able to support her. Thank you, Mr. President.

On motion by Senator **GOODALL** of Sagadahoc, nominations ceased.

On further motion by same Senator, one ballot was cast, on the part of the Senate, in favor of **JOY J. O'BRIEN** of Portland for the Office of Assistant Secretary of the Senate for the 126th Legislature.

This being done, **JOY J. O'BRIEN** of Portland was duly elected Assistant Secretary of the Senate of the 126th Legislature.

The Chair requested the Senator from Cumberland, Senator **GERZOFSKY**, the Senator from York, Senator **HILL**, the Senator from Cumberland, Senator **HASKELL**, and the Senator from Oxford, Senator **PATRICK**, escort the Secretary-elect and the Assistant Secretary-elect to the Governor's Office for the purpose of taking and subscribing to the necessary oaths of office required by the Constitution to qualify them to enter upon the discharge of the duties of the Offices of Secretary of the Senate and Assistant Secretary of the Senate.

The Senators, Secretary-elect, and Assistant Secretary-elect were escorted to the Governor's Office.

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 McCABE of Skowhegan, informing the Senate that the House had organized by the choice of MARK W. EVES, of North Berwick, as Speaker of the House, MILLICENT M. MACFARLAND, of Augusta, as Clerk of the House, and ROBERT B. HUNT, of Yarmouth, as Assistant Clerk of the House of the 126th Legislature and was ready to transact such business as might come before the House.

Subsequently, the Senator from Cumberland, Senator GERZOFSKY, reported that they had attended to the duties with which they were charged and were pleased to report that DAREK M. GRANT of Augusta and JOY J. O'BRIEN of Portland, had, before the Governor, taken and subscribed to the necessary oaths of office to qualify them to enter upon the discharge of the duties of the Offices of Secretary of the Senate and Assistant Secretary of the Senate of the 126th Legislature.

Off Record Remarks

RECESSED until 1:30 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:

ORDERS

Senate Order

On motion by Senator JACKSON of Aroostook, the following Senate Order:

S.O. 3

Ordered, that a message be sent to the House of Representatives, informing that Body that the Senate has organized by the choice of Justin L. Alfond of Cumberland County as President; Darek M. Grant of Kennebec County as Secretary of the Senate; and Joy J. O'Brien of Cumberland County as Assistant Secretary of the Senate of the 126th Legislature. And is assembled, ready to transact such business as may come before the Senate.

READ and PASSED.

The Chair appointed the Senator from Aroostook, Senator JACKSON 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.

Subsequently, the Senator from Aroostook, Senator JACKSON, reported that he had delivered the message with which he was charged.

COMMUNICATIONS

The Following Communication: S.C. 2

**STATE OF MAINE
OFFICE OF THE SECRETARY OF STATE**

December 3, 2012

To the President of the Senate in the One Hundred and Twenty-sixth Legislature:

I, Charles E. Summers, Jr., Secretary of State, in accordance with the Constitution and laws of the State of Maine, having tabulated the returns of the votes cast for State Senators at the General Election held on the sixth day of November in the year Two Thousand and Twelve;

REPORT AS FOLLOWS; that the following named persons having received a plurality of the votes cast, appear to have been elected:

<u>District 1</u>	
Hill, Dawn, York	13,592
Kyricos, Arthur, York	8,066

<u>District 2</u>	
Burns, Richard J., Berwick	4,736
Collins, Ronald F., Wells	9,301
Wright, Thomas J., Berwick	6,377

<u>District 3</u>	
Littlefield, Bradford J., Sanford	6,801
Tuttle, John L., Jr., Sanford	11,070

<u>District 4</u>	
Booth, James W., Arundel	8,749
Dutremble, David E., Biddeford	10,062

LEGISLATIVE RECORD - SENATE, WEDNESDAY, DECEMBER 5, 2012

<u>District 5</u>		<u>District 20</u>	
Seigny, Timothy Norman, Saco	8,115	Fossel, Leslie T., Alna	10,772
Valentino, Linda M., Saco	12,275	Johnson, Christopher K., Somerville	10,943
<u>District 6</u>		<u>District 21</u>	
Boyle, James A., Gorham	11,879	Bustin, David W., Hallowell	10,031
Summers, Ruth A., Scarborough	9,525	Flood, Patrick S., Winthrop	10,309
<u>District 7</u>		<u>District 22</u>	
Millett, Rebecca J., Cape Elizabeth	13,950	Mazurek, Edward J., Rockland	10,535
Wallace, Michael Darren, South Portland	7,788	Rector, Christopher W., Thomaston	9,142
<u>District 8</u>		<u>District 23</u>	
Alfond, Justin L., Portland	12,672	Curry, Glenn Chip, Belfast	9,306
Platts, Asher Daniel, Portland	5,185	Thibodeau, Michael D., Winterport	10,747
Others	48		
<u>District 9</u>		<u>District 24</u>	
Haskell, Anne M., Portland	14,186	Katz, Roger J., Augusta	11,504
Martin, Kirsten Virginia, Portland	5,352	Plourde, Penny A., Vassalboro	6,973
<u>District 10</u>		<u>District 25</u>	
Dean, Ralph J., Freeport	6,573	Lachowicz, Colleen M., Waterville	8,712
Gerzofsky, Stanley J., Brunswick	13,636	Martin, Thomas H., Jr., Benton	7,773
<u>District 11</u>		<u>District 26</u>	
Tyll, Christopher M., Cumberland	11,687	Schwanke, David W., Norridgewock	6,869
Woodbury, Richard, Yarmouth	13,117	Whittemore, Rodney L., Skowhegan	9,756
<u>District 12</u>		<u>District 27</u>	
Plummer, Gary E., Windham	12,104	Clark, Herbert E., Millinocket	8,061
Shuer, Martin S., Windham	7,858	Thomas, Douglas A., Ripley	9,481
<u>District 13</u>		<u>District 28</u>	
Hamper, James M., Oxford	10,329	Langley, Brian D., Ellsworth	10,953
Whitley, Dennise Dullea, Norway	8,920	White, David Allen, Bar Harbor	10,500
<u>District 14</u>		<u>District 29</u>	
Calden, C. Harvey, Jay	5,562	Burns, David C., Whiting	7,158
Greaney, Leonard P., Rumford	2,442	Perry, Anne C., Calais	6,262
Patrick, John L., Rumford	10,529	Whalen, F. James, Machias	3,182
<u>District 15</u>		<u>District 30</u>	
Cleveland, John J., Auburn	10,341	Cain, Emily Ann, Orono	11,021
Snowe-Mello, Lois A., Poland	8,982	Hathaway, Roderick A., Veazie	6,537
<u>District 16</u>		<u>District 31</u>	
Craven, Margaret M., Lewiston	10,208	Deabay, Emery A., Bucksport	8,756
Reed, Robert Arthur, Lewiston	4,933	Youngblood, Edward M., Brewer	11,085
<u>District 17</u>		<u>District 32</u>	
Mason, Garrett Paul, Lisbon	9,818	Farnham, Nichi S., Bangor	8,295
Quint, Colleen J., Minot	9,790	Gratwick, Geoffrey M., Bangor	8,793
<u>District 18</u>		<u>District 33</u>	
Dunlap, Joanne F., Rangeley Plt.	7,844	Cushing, Andre E., III, Hampden	11,985
Saviello, Thomas B., Wilton	12,723	Leighton, Sherman G., Jr., Dexter	7,705
<u>District 19</u>		<u>District 34</u>	
Goodall, Seth A., Richmond	13,445	Levesque, Daniel Antonio, Ashland	6,106
Pierce, Jeffrey K., Dresden	7,623	Sherman, Roger L., Hodgdon	9,947

District 35

Edgecomb, Peter, Caribou 8,016
Jackson, Troy Dale, Allagash 8,521

READ and ORDERED PLACED ON FILE.

I, CHARLES E. SUMMERS, JR., Secretary of State, hereby certify that the foregoing report is a true tabulation of the votes cast for State Senators at the General Election, as reported to me on the returns from the cities, towns, and plantations of the State.

S/CHARLES E. SUMMERS, JR.
Secretary of State

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 3

**STATE OF MAINE
DEPARTMENT OF THE SECRETARY OF STATE
BUREAU OF CORPORATIONS, ELECTIONS AND
COMMISSIONS**

December 3, 2012

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

Dear President Raye:

The following is a summary of the results of the November 6, 2012 Referendum Election, as derived from the accompanying copies of the Governor's Proclamations and the Secretary of State's Official Tabulation of the election results, which were signed by the Governor on November 29, 2012.

Question 1: Citizen Initiative
Number of Votes in Favor 372,887
Number of Votes Opposed 334,723

Question 2: Bond Issue
Number of Votes in Favor 334,580
Number of Votes Opposed 350,590

Question 3: Bond Issue
Number of Votes in Favor 418,555
Number of Votes Opposed 270,301

Question 4: Bond Issue
Number of Votes in Favor 499,366
Number of Votes Opposed 191,454

Question 5: Bond Issue
Number of Votes in Favor 432,813
Number of Votes Opposed 253,561

Sincerely,

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

ORDERS

Senate Order

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

S.O. 4

Ordered, that a committee of seven be appointed by the President to whom the returns of votes for Senators for the political years of 2013 and 2014 shall be referred for examination and report.

READ and PASSED.

Senate at Ease.

Senate called to order by the President.

On motion by Senator **JACKSON** of Aroostook, the following Senate Order:

S.O. 5

Ordered, that a message be sent to the House of Representatives proposing a Convention of the two branches of the Legislature in the Hall of the House, for the purpose of electing a Secretary of State for the political years 2013 and 2014, a State Treasurer for the political years 2013 and 2014, an Attorney General for the political years 2013 and 2014, and a State Auditor for the political years 2013 through 2017 at 2:00 in the afternoon.

READ and PASSED.

The Chair appointed the Senator from Aroostook, Senator **JACKSON** 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.

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

On motion by Senator **GERZOFSKY** of Cumberland, the following Senate Order:

S.O. 6

Ordered, that the Rules of Senate of the 125th Legislature shall be the Rules of the Senate of the 126th Legislature. Amendments to the Senate Rules may be adopted by a majority vote on or before the third Friday in January of 2013.

READ and PASSED.

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

S.O. 7

Ordered, that the Secretary of the Senate be authorized to invite the clergy to officiate as Chaplains of the Senate as requested by any member of the Senate; and be it further

Ordered, that all clergy acting as Chaplains of the Senate shall receive \$30 for each officiation. The same is to be approved by the Secretary of the Senate.

READ and PASSED.

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

S.O. 8

Ordered, that all Bills and Resolves carrying or requiring an appropriation or involving a loss of revenue that are in order to be passed to be enacted, or finally passed, shall, at the request of a member of the Committee on Appropriations and Financial Affairs or the presiding officer, be placed on a special calendar to be called up for consideration only by the same.

READ and PASSED.

On motion by Senator **GOODALL** of Sagadahoc, under unanimous consent on behalf of Senator **JACKSON** of Aroostook, the following Senate Order:

S.O. 9

Ordered, that all Bills and Resolves carrying or requiring an appropriation of highway revenue or involving a loss of highway revenue that are in order to be passed to be enacted, or finally passed, shall, at the request of a member of the Committee on Transportation or the presiding officer, be placed on a special calendar to be called up for consideration only by the same.

READ and PASSED.

On motion by Senator **PATRICK** of Oxford, the following Senate Order:

S.O. 10

Ordered, that pursuant to Joint Rule 353, subsection 10, a special study table is established in the Senate.

READ and PASSED.

On motion by Senator **HILL** of York, the following Senate Order:

S.O. 11

Ordered, that the President of the Senate is authorized, at his discretion, to permit radio or sound television film or live television, or any two or three of these communication media, on the floor of the Senate.

READ and PASSED.

At this point a message was received from the House of Representatives, borne by Representative **BERRY** of Bowdoinham informing the Senate that the House concurred with the proposition for a Convention of the two branches of the Legislature to be held in the Hall of the House at 2:00 in the afternoon for the purpose of electing a Secretary of State for the political years 2012 and 2013, a State Treasurer for the political years 2012 and 2013, an Attorney General for the political years 2012 and 2013, and a State Auditor for the political years 2013 through 2017.

Joint Orders

On motion by Senator **GOODALL** of Sagadahoc, the following Joint Order:

S.P. 1

Ordered, the House concurring, that the Joint Rules of the 125th Maine Legislature shall be the Joint Rules of the 126th Maine Legislature. Pursuant to Joint Rule 102, the Joint Rules may be amended by a majority vote, in each chamber, on or before the third Friday in January, 2013 and be it further;

Ordered, that pursuant to Joint Rule 202, cloture for the First Regular Session of the 126th Maine Legislature will be Friday, January 18, 2013 at 4:00 p.m.

READ and PASSED.

Sent down for concurrence.

On motion by Senator **JACKSON** of Aroostook, the following Joint Order:

S.P. 2

Ordered, the House concurring, that there be paid to the members of the Senate and the House of Representatives as advances on account of compensation established by statute, 12 payments on a biweekly basis commencing January 2, 2013, according to lists certified to the State Controller by the President of the Senate and Speaker of the House, respectively.

READ and PASSED.

Sent down for concurrence.

On motion by Senator **GOODALL** of Sagadahoc, the following Joint Order:

S.P. 3

Ordered, the House concurring, that the Executive Director of the Legislative Council be authorized and directed to prepare weekly, from expense accounts to be submitted to him by the members of the Senate and House, expense rosters showing the entitlement of each member for meals allowance and lodging reimbursement and to obtain approval thereof by the President of the Senate and the Speaker of the House, respectively, and deliver the same to the State Controller for processing and payment, in the manner and form recommended by the Joint Interim Committee of the 101st Legislature created to study and report on a method of implementing the administration of the provision of law relating to the mileage and expenses for members of the Legislature; and be it further

ORDERED, that the Executive Director of the Legislative Council be authorized and directed to provide the forms necessary for such purpose and provide suitable space in his office for the filing and safekeeping of all such expense accounts and other papers and records pertaining thereto.

READ and PASSED.

Sent down for concurrence.

On motion by Senator **HILL** of York, the following Joint Order:

S.P. 4

Ordered, the House concurring, that all printing and binding authorized by the Legislature shall be under the direction of the Secretary of the Senate and the Clerk of the House.

READ and PASSED.

Sent down for concurrence.

On motion by Senator **GOODALL** of Sagadahoc, the following Joint Order:

S.P. 5

Ordered, the House concurring, that the Secretary of the Senate and the Clerk of the House respectively, purchase such services, supplies and equipment as may be needed to carry on the business of the Senate and House, respectively.

READ and PASSED.

Sent down for concurrence.

On motion by Senator **JACKSON** of Aroostook, the following Joint Order:

S.P. 6

Ordered, the House concurring, that a sufficient number of the Legislative Record for the 126th Legislature be printed, one copy for each of the members of the Senate and the House of Representatives who so desires, the Secretary of the Senate and the Clerk of the House. The remainder to be deposited with the State Law Librarian for exchange and library use; and be it further

Ordered, that suitable index be prepared for such Legislative Record, under the direction of the Secretary of the Senate and the Clerk of the House.

READ and PASSED.

Sent down for concurrence.

On motion by Senator **GOODALL** of Sagadahoc, the following Joint Order:

S.P. 7

Ordered, the House concurring, that when the House and Senate adjourn, they do so until Tuesday, January 8, 2013, at 10:00 the morning.

READ and PASSED.

Sent down for concurrence.

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

PAPERS FROM THE HOUSE

Joint Orders

The following Joint Order: H.P. 1

ORDERED, the Senate concurring, that the Speaker of the House is authorized, at his discretion, to permit radio or television in the Hall of the House of Representatives during joint conventions of the Legislature.

Comes from the House, **READ and PASSED.**

READ and **PASSED**, in concurrence.

Senator **JACKSON** of Aroostook was granted unanimous consent to address the Senate off the Record.

The following Joint Order: H.P. 2

Off Record Remarks

ORDERED, the Senate concurring, that there be prepared by the Legislative Information Office, under the direction of the Secretary of the Senate and the Clerk of the House, after adjournment of the present session, a Register of all the Bills and Resolves considered by both branches of the Legislature, showing the history and final disposition of each Bill and Resolve and that there be printed sufficient copies to meet the needs of the Legislature. A copy shall be mailed to each member and officer of the Legislature and the State Law and Legislative Reference Library.

Senator **GOODALL** of Sagadahoc was granted unanimous consent to address the Senate off the Record.

Off Record Remarks

Comes from the House, **READ** and **PASSED**.

READ and **PASSED**, in concurrence.

On motion by Senator **GOODALL** of Sagadahoc, **ADJOURNED**, pursuant to the Joint Order, to Tuesday, January 8, 2013, at 10:00 in the morning.

The following Joint Order: H.P. 3

ORDERED, the Senate concurring, that in accordance with the Constitution of Maine, Article IV, Part Third, Section 1-A, the Apportionment Commission is established to develop in accordance with the requirements of the Constitution a plan for apportioning the House of Representatives, the Senate or both.

Comes from the House, **READ** and **PASSED**.

READ and **PASSED**, in concurrence.

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

Off Record Remarks

At this point, the Senate retired to the Hall of the House, where a Joint Convention was formed.

After Convention

In Senate Chamber

Senate called to order by the President

Senator **GOODALL** of Sagadahoc was granted unanimous consent to address the Senate off the Record.
