

MAINE STATE LEGISLATURE

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Legislative Record
House of Representatives
One Hundred and Twenty-Fifth Legislature
State of Maine

Daily Edition

First Regular Session

December 1, 2010 – June 29, 2011

pages 1 - 1067

ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
FIRST REGULAR SESSION
1st Legislative Day
Wednesday, December 1, 2010

Pursuant to Article IV, Part 3, Section 1 of the Constitution of the State of Maine, the Representatives-Elect to the One Hundred and Twenty-Fifth Legislature assembled in the Hall of the House and were called to Order by MILLICENT M. MacFARLAND of Augusta, Clerk of the House of the One Hundred and Twenty-Fourth Legislature.

Prayer by Doctor Robert H. Crosthwaite, Pastor, Faith Community Fellowship, Ellsworth.

National Anthem by Rachel Ellis, Augusta.

Pledge of Allegiance.

Doctor of the day, Honorable Thomas Shields, MD, Auburn and Charles Pattavina, MD, FACEP, Winterport.

COMMUNICATION

The Following Communication: (H.C. 1)

STATE OF MAINE

Office of the Secretary of State

December 1, 2010

To Millicent M. MacFarland, Clerk of the House in the One Hundred and Twenty-fourth Legislature:

I, MATTHEW DUNLAP, 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 Representatives-elect to the One Hundred and Twenty-fifth Legislature, in accordance with the tabulation submitted to the Governor on November 22, 2010:

District 1 Martin, John L., Eagle Lake
District 2 Theriault, Charles Kenneth, Madawaska
District 3 Ayotte, Bernard L. A., Caswell
District 4 Edgecomb, Peter, Caribou
District 5 Willette, Michael J., Presque Isle
District 6 Clark, Tyler, Easton
District 7 Willette, Alexander Reginald, Mapleton
District 8 Fitzpatrick, Joyce Ann, Houlton
District 9 Long, Ricky D., Sherman
District 10 Clark, Herbert E., Millinocket
District 11 McLeod Sr., Everett W., Lee
District 12 Gifford, Jeffery Allen, Lincoln
District 13 Duchesne, Robert S., Hudson
District 14 Dill, James F., Old Town
District 15 Goode, Adam A., Bangor
District 16 Damon, Douglas K., Bangor
District 17 Stevens, Sara, Bangor
District 18 Parker, James W., Veazie
District 19 Cain, Emily Ann, Orono
District 20 Johnson, David D., Eddington
District 21 Celli, Michael, Brewer
District 22 Guerin, Stacey K., Glenburn
District 23 Richardson, David E., Carmel
District 24 Wintle, Frederick L., Garland
District 25 Fredette, Kenneth W., Newport
District 26 Davis Sr., Paul T., Sangerville
District 27 Johnson, Peter B., Greenville
District 28 Cray, Dean A., Palmyra
District 29 Fitts, Stacey Allen, Pittsfield
District 30 McFadden, Howard, Dennysville
District 31 Maker, Joyce A., Calais
District 32 Burns, David, C., Whiting
District 33 Tilton, Dianne C., Harrington

District 34 Malaby, Richard S., Hancock
District 35 Flemings, Elspeth M., Bar Harbor
District 36 Kumiega III, Walter A., Deer Isle
District 37 Chapman, Ralph, Brooksville
District 38 Luchini, Louis Joseph, Ellsworth
District 39 Cushing III, Andre E., Hampden
District 40 Rosen, Kimberley C., Bucksport
District 41 Gillway, James S., Searsport
District 42 Rioux, Peter B., Winterport
District 43 Herbig, Erin D., Belfast
District 44 O'Brien, Andrew R., Lincolnville
District 45 Harmon, R. Ryan, Palermo
District 46 Welsh, Joan W., Rockport
District 47 Mazurek, Edward J., Rockland
District 48 Kruger, Charles B., Thomaston
District 49 Richardson, Wesley E., Warren
District 50 Dow, Dana L., Waldoboro
District 51 McKane, Jonathan B., Newcastle
District 52 Sanderson, Deborah J., Chelsea
District 53 Fossel, Leslie T., Alna
District 54 Morissette, Susan E., Winslow
District 55 Cotta, H. David, China
District 56 Blodgett, Anna D., Augusta
District 57 Maloney, Maeghan, Augusta
District 58 Foster, Karen D., Augusta
District 59 Hanley, Stephen P., Gardiner
District 60 Prescott, Kerri L., Topsham
District 61 MacDonald, W. Bruce, Boothbay
District 62 Clarke, Michael H., Bath
District 63 Priest, Charles R., Brunswick
District 64 Olsen, Kimberly N., Phippsburg
District 65 Kent, Peter S., Woolwich
District 66 Cornell du Houx, Alexander M.D., Brunswick
District 67 Berry, Seth Allan, Bowdoinham
District 68 Beaulieu, Michael G., Auburn
District 69 Bolduc, Brian D., Auburn
District 70 Bickford, Bruce A., Auburn
District 71 Lajoie, Michel A., Lewiston
District 72 Carey, Michael E., Lewiston
District 73 Wagner, Richard V., Lewiston
District 74 Rotundo, Margaret R., Lewiston
District 75 Wood, Stephen J., Sabattus
District 76 Beck, Henry E., Waterville
District 77 Longstaff, Thomas R. W., Waterville
District 78 Nutting, Robert W., Oakland
District 79 Treat, Sharon, Hallowell
District 80 Newendyke, Melvin, Litchfield
District 81 Knight, L. Gary, Livermore Falls
District 82 Flood, Patrick S., Winthrop
District 83 Keschl, Dennis L., Belgrade
District 84 Picchiotti, John J., Fairfield
District 85 McCabe, Jeffrey M., Skowhegan
District 86 Curtis, Philip A., Madison
District 87 Gilbert, Paul E., Jay
District 88 Dunphy, Larry C., Embden
District 89 Harvell, Lance Evans, Farmington
District 90 Black, Russell J., Wilton
District 91 Crockett, Jarrod S., Bethel
District 92 Peterson, Matthew John, Rumford
District 93 Briggs, Sheryl J., Mexico
District 94 Hayes, Teresea M., Buckfield
District 95 Winsor, Tom J., Norway
District 96 Timberlake, Jeffrey L., Turner
District 97 Rankin, Helen, Hiram
District 98 Waterhouse, G. Paul, Bridgton

- istrict 99 Sarty Jr., Ralph W., Denmark
- istrict 100 Hamper, James M., Oxford
- istrict 101 Cebra, Richard M., Naples
- istrict 102 Shaw, Michael A., Standish
- istrict 103 McClellan, Michael D., Raymond
- istrict 104 Crafts, Dale J., Lisbon
- istrict 105 Espling, Eleanor M., New Gloucester
- istrict 106 Webster, David C., Freeport
- istrict 107 Innes, Melissa Walsh, Yarmouth
- istrict 108 Strang Burgess, Meredith N., Cumberland
- istrict 109 Graham, Anne P., North Yarmouth
- istrict 110 Bryant, Mark E., Windham
- istrict 111 Plummer, Gary E., Windham
- istrict 112 Nelson, Mary P., Falmouth
- istrict 113 Dion, Mark N., Portland
- istrict 114 Stuckey, Peter C., Portland
- istrict 115 Lovejoy, Stephen D., Portland
- istrict 116 Harlow, Denise Patricia, Portland
- istrict 117 Haskell, Anne M., Portland
- istrict 118 Hinck, Jon, Portland
- istrict 119 Chipman, Benjamin M., Portland
- istrict 120 Russell, Diane Marie, Portland
- istrict 121 Dill, Cynthia A., Cape Elizabeth
- istrict 122 Morrison, Terry K., South Portland
- istrict 123 Eberle, Jane E., South Portland
- istrict 124 Kaenrath, Bryan T., South Portland
- istrict 125 Peoples, Ann E., Westbrook
- istrict 126 Driscoll, Timothy E., Westbrook
- istrict 127 Volk, Amy F., Scarborough
- istrict 128 Sirocki, Heather W., Scarborough
- istrict 129 Knapp, Jane S., Gorham
- istrict 130 Sanborn, Linda F., Gorham
- istrict 131 Hunt, Robert M., Buxton
- istrict 132 Hogan, George W., Old Orchard Beach
- istrict 133 Pilon, Donald E., Saco
- istrict 134 Valentino, Linda M., Saco
- istrict 135 Beaudoin, Paulette G., Biddeford
- istrict 136 Rochelo, Megan M., Biddeford
- istrict 137 Casavant, Alan M., Biddeford
- istrict 138 Burns, David R., Alfred
- istrict 139 Libby, Aaron F., Waterboro
- istrict 140 Parry, Wayne R., Arundel
- istrict 141 Bennett, Paul Edward, Kennebunk
- istrict 142 Boland, Andrea M., Sanford
- istrict 143 Tuttle Jr., John L., Sanford
- istrict 144 Nass, Joan M., Acton
- istrict 145 O'Connor, Beth A., Berwick
- istrict 146 Eves, Mark W., North Berwick
- istrict 147 Chase, Kathleen D., Wells
- istrict 148 Beavers, Roberta B., South Berwick
- istrict 149 Moulton, Bradley S., York
- istrict 150 Weaver, Windol C., York
- istrict 151 Beliveau, Devin M., Kittery

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

MATTHEW DUNLAP
Secretary of State

READ and ORDERED PLACED ON FILE.

For the purpose of ascertaining the presence of a quorum, a certified roll of the Representatives-elect was called by the Clerk of the House of the One Hundred and Twenty-Fourth Legislature.

The elected membership of the House being 151 and 149 members-elect having answered to their names, a quorum was found to be present.

Those absent were:

- Representative-Elect HANLEY of Gardiner
- Representative-Elect McLEOD of Lee

On motion of Representative-Elect CURTIS of Madison, Representative-Elect WEAVER of York, Representative-Elect MAKER of Calais, Representative-Elect ROSEN of Bucksport, Representative-Elect KNAPP of Gorham, Representative-Elect BEAUDOIN of Biddeford, Representative-Elect TUTTLE of Sanford, Representative-Elect CLARK of Millinocket and Representative-Elect HASKELL of Portland were appointed a Committee to wait upon the Governor and inform him that a quorum of the members of the House of Representatives-Elect had assembled in the Hall of the House of Representatives and requested his attendance to administer to them the oaths required by the Constitution to qualify them to enter upon the discharge of their official duties.

Subsequently, Representative-Elect CURTIS of Madison reported that the Committee had delivered the message with which it was charged.

The Governor, the Honorable JOHN E. BALDACCI, entered and administered to the members-elect and they subscribed the oaths required by the Constitution to qualify them to discharge their official duties.

Governor BALDACCI: First of all, congratulations to each and every one of you. I wish you the best. The elections are over, it's time to join forces and to advance the interests of the State of Maine for all of the people in the State of Maine, and I wish you the very best in that regard.

I also would like to recognize your families. Having been in the Legislature a few years ago, when my family came down with me, it's an enjoyable experience for your family. They put up with a lot so that we can do the work that we do. We love doing the work we do, but we require a lot on their part. They make a lot of sacrifices, so I want you to recognize them today too because they deserve your support on a year-round basis, because they are doing your work.

I also want to congratulate your Speaker-elect to be, Mr. Nutting. He's been doing a terrific job as a member of the Appropriations Committee in leadership, and look forward to his leadership in this hall here today for the people's business. So congratulations to you, Bob.

Now I've asked the members-elect if they would please raise their right hand and repeat, these are two oaths, raise your right hand and repeat after me:

I, (members stated their names) do swear, that I will support the Constitution of the United States and of this state, so long as I shall continue a citizen thereof. So help me God.

I, (members stated their names) do swear, that I faithfully discharge to the best of my abilities, the duties incumbent upon me as a Representative of the 125th Legislature of the State of Maine, according to the Constitution and the laws of this state. So help me God.

Congratulations!
The Governor retired.

On motion of Representative CURTIS of Madison, Representative FLOOD of Winthrop, Representative FITTS of Pittsfield, Representative CUSHING of Hampden, Representative CEBRA of Naples, Representative HAYES of Buckfield, Representative MARTIN of Eagle Lake, Representative PRIEST of Brunswick and Representative ROTUNDO of Lewiston were appointed a Committee to receive, sort and count votes for the Speaker.

The CLERK: The Chair recognizes the Representative from Madison, Representative Curtis.

Representative CURTIS: Madam Clerk, Ladies and Gentlemen of the House. I move that the name of Robert W. Nutting of Oakland be placed in nomination for the Speaker of the House.

Madam Clerk, Ladies and Gentlemen of the House. It is with great pride that I offer the nomination of my good friend, Representative Robert Nutting, to be Maine's 100th Speaker of the House. I've had the pleasure to work with Representative Nutting in the Legislature for the last eight years, and I can tell you, without question, there is no person more prepared to take on the enormous task of leading this body for the next two years.

Our work in the Legislature takes on many forms, but at the heart of what we do, one of the most important components is trust. Bob Nutting has cultivated trust throughout his life – through fairness, patience, thoughtfulness and honesty.

He has cultivated trust within the Legislature for those same reasons. Bob has developed deep and trusting relationships with members from both sides of the aisle, and through those relationships he has been able to be a strong and effective legislator, despite spending all of his career, except here today, in the minority party.

Those of us who know Bob Nutting understand him to be a man of few words who speaks his mind, but only after careful consideration. He does not seek the limelight, but does not shy away from difficult issues either. He is a fair and straightforward leader, a thorough negotiator. He has entered many battles. Won some, lost some. But at the end of those battles, one thing has always remained true – Bob Nutting walks away with the respect of both his allies and his opponents.

The next Speaker of the House will be tested many times over. He will be tested by an economy that is in crisis. He will be tested by the difficulty of partisan politics. He will be tested by the opposition, sometimes even from within his own party. It is crucial that the next Speaker of the House has the ability to lead this chamber while under tremendous pressure, to lead with grace under fire. Bob Nutting has shown time and again his ability to do just that.

Standing for his core belief in fiscal conservatism while in the minority party has not been easy. But Bob has been able to represent our views throughout his time on the Appropriations Committee, taking major stands when it made sense, without losing his composure. Though he was not always able to get what he wanted, he stood for his beliefs with dignity and respect for those who opposed him.

Bob has faced tough challenges during his career as a small business owner. There have been good times and bad times, and the loyalty of the people who have worked with him is a true testament of his strength of character. His former employees are still the first ones, every two years, to volunteer to put up the signs to help in his campaign. The people who know Bob Nutting the best, the people who have seen him during the good times and the bad, are the ones that will stand with him without hesitation.

The best example of Bob Nutting's ability to lead, his ability to face difficult challenges has come in the recent weeks.

Representative Nutting and his family, his children, and his grandchildren have had to endure unfair and often mean-spirited partisan attacks since he has been nominated by our caucus for this position. But Bob has faced these criticisms with poise and dignity. The openness and the transparency that he has shown during this situation shows the depth of his commitment to honor this institution. He has been patient, he has been forthcoming, and he has treated even his detractors with respect. That's the type of leader Bob Nutting is.

Bob's skills as a legislator, his background as a small business owner, and his ability to work with and gain the trust of those on both sides of the aisle, will make him an effective leader for this body. His depth of character, his ability to stand with dignity and lead even during the toughest of times will make him a truly great Speaker of the House. It is my sincere honor to nominate my friend, Representative Robert Nutting, to be Maine's 100th Speaker of the House. Thank you, Madam Clerk.

Representative CURTIS of Madison moved that the name of ROBERT W. NUTTING of Oakland be placed in nomination for the Speaker of the House.

The CLERK: The Chair recognizes the Representative from Orono, Representative Cain.

Representative CAIN: Thank you, Madam Clerk. I rise to second the nomination of Robert W. Nutting as Speaker of the House.

Madam Clerk, Men and Women of the House. I rise today in a strong tradition of Minority Leaders who have risen to second the nomination of the majority party's choice for speaker, and it is in that spirit I am honored to rise and second the nomination of my colleague, Robert Nutting of Oakland, for Speaker of the Maine House in the 125th Legislature.

In fact, recent evidence of that history is literally before us, because in my time here in the House Leader David Bowles seconded the nomination of Speaker John Richardson, and Leader Josh Tardy of Speakers Glenn Cummings and Hannah Pingree. Both David and Josh are here today, and I am standing exactly where they stood when they gave those seconding speeches.

But today is not about any one person, or political party. It is about the collective start of the 125th Legislature of the Great State of Maine, and the work that we will all do for the people of Maine.

This is not the first swearing in day, and it will not be the last. Bob Nutting is not the first or only Speaker of the House, but one in a long line of Speakers that precede him and that will follow him.

I've known Bob for 6 years, serving with him first in my first term in the 122nd Legislature, and for the past two years with Bob as a member of the committee I chaired – the Appropriations and Financial Affairs Committee.

The highest praise I received at the last meeting of that committee just a few weeks ago was from Bob. He said, publicly, "I hope to run the House in the way that the Appropriations Committee has been run for the past two years." I take him at his word, and I thank him for that standard.

And that is why my focus today is on expectations that we have for Bob and for this upcoming session, and the role of our caucus in solving our state's problems. Democrats are ready to work together on day one to be part of the bipartisan solution that will deliver jobs and improve our economy in a sustainable way for the people of Maine.

We expect and we know that Speaker Nutting will listen to us and our concerns, he will treat us fairly within the process and traditions of this House, and he will use the talent in our caucus for the benefit of the entire legislature, and reach across the aisle

whenever possible to develop policies and solutions that all of us can support. And we expect you as Speaker, Bob, to expect the same from all of us.

Things are not, and they will not be perfect. Not everyone will get what they want. But by focusing on the common purpose of delivering the best possible solutions to the people of Maine, and following the traditions and precedents set by prior leaders and legislatures, we will get the work done. It is with that history in mind that I second the nomination of Bob today and call on him to give the same consideration to our concerns and priorities that prior Speakers have given to the minority party.

Representative Curtis discussed the controversy regarding past events that has swirled in the press in recent weeks. It has been impossible to miss, and essential to consider. We have read the public record on these past events, we have asked questions, raised concerns, and shared in the collective question of 'how can we move forward?' There are facts and events that those on all sides of today's nomination, I know wish were not before us. But bear in mind what we are here to do today.

Today we are choosing the Speaker of the House to work with and lead the entire House. We are choosing someone to lead this body and help make it function in a productive way at his important moment in Maine's history. Maine voters elected more Republicans to serve in the House than Democrats; and so ultimately, it is the Republican caucus' earned right to choose their nominee for Speaker, and they have chosen the person that they believe is best suited to guide our body through the next two years of challenging and important lawmaking.

I am standing in recognition of that right to select that leader, to endorse the process that my party has enjoyed for many years now, and now power has shifted hands. I rise to tell Bob and my Republican friends across the aisle that we are ready to get to work together.

The Speaker of the House is the Speaker of the entire House, and I know Bob well enough to know that he understands and respects that. Historic facts are what they are, past events are part of prior proceedings – not today's hopeful, forward looking, even joyful proceedings that we share here as colleagues, and with our family and our friends.

Leadership comes with responsibility. It means we are accountable for our decisions, it means we are honest with one another and the people we serve, and it means that we are fair and we are respectful to those that we might not always agree with.

It is with those principles that we expect and we know that Bob Nutting will lead from the rostrum. It is with those priorities in mind that we expect he will wield the gavel.

Our decision today is about the present and the future, and especially the next two years of work in this body. I urge my colleagues to keep this in perspective, to look at the choice we make here today, to look at the reasons for that choice and the circumstance, the political realities, and the personal commitment that Bob Nutting is making to all of us today. And I ask you after doing that to join me in voting to make the nominee before us, Bob Nutting, our next Speaker of the House. Thank you, Madam Clerk.

Representative CAIN of Orono seconded the motion.

Representative CUSHING of Hampden moved that nominations cease.

Representative FLOOD of Winthrop moved that the Committee cast one vote for the House for ROBERT W. NUTTING.

The same Representative REQUESTED a roll call on his notion to CAST one vote for Robert W. Nutting as Speaker.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The CLERK: A roll call has been ordered. The pending question before the House is to cast one vote for Robert W. Nutting as Speaker. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 1

YEA - Ayotte, Beaudoin, Beaulieu, Beavers, Beck, Bennett, Berry, Bickford, Black, Blodgett, Boland, Bolduc, Briggs, Burns DC, Burns DR, Cain, Carey, Casavant, Cebra, Celli, Chase, Chipman, Clark H, Clark T, Clarke, Cornell du Houx, Cotta, Crafts, Cray, Crockett, Curtis, Cushing, Damon, Davis, Dill J, Dion, Dow, Driscoll, Duchesne, Dunphy, Eberle, Edgcomb, Espling, Eves, Fitts, Fitzpatrick, Flemings, Flood, Fossil, Foster, Fredette, Gifford, Gilbert, Gillway, Goode, Graham, Guerin, Hamper, Harmon, Harvell, Haskell, Hayes, Herbig, Hogan, Hunt, Innes Walsh, Johnson D, Johnson P, Kaenrath, Keschl, Knapp, Knight, Kruger, Kumiega, Lajoie, Libby, Long, Longstaff, Lovejoy, Luchini, MacDonald, Maker, Malaby, Maloney, Martin, Mazurek, McCabe, McClellan, McFadden, McKane, Morissette, Moulton, Nass, Nelson, Newendyke, Nutting, O'Brien, O'Connor, Olsen, Parker, Parry, Peoples, Peterson, Picchiotti, Pilon, Plummer, Prescott, Priest, Rankin, Richardson D, Richardson W, Rioux, Rochelo, Rosen, Rotundo, Sanborn, Sanderson, Sarty, Shaw, Sirocki, Stevens, Strang Burgess, Stuckey, Tilton, Timberlake, Tuttle, Valentino, Volk, Wagner R, Waterhouse, Weaver, Webster, Welsh, Willette A, Willette M, Winsor, Wintle, Wood.

NAY - Beliveau, Bryant, Chapman, Dill C, Harlow, Hinck, Kent, Morrison, Russell, Theriault, Treat.

ABSENT - Hanley, McLeod.

Yes, 138; No, 11; Absent, 2; Excused, 0.

138 having voted in the affirmative and 11 voted in the negative, with 2 being absent, and accordingly one vote was CAST for Robert W. Nutting as Speaker.

The Honorable MILLICENT M. MacFARLAND, Clerk of the House of the 124th Maine Legislature, administered the necessary oath of office to qualify the Speaker of the House to enter upon the discharge of his official duties.

The House was called to order by Speaker Robert W. Nutting, of Oakland.

At this point, pursuant to House Rule 201, the Speaker addressed the House.

Speaker NUTTING: Thank you, thank you, thank you. First of all, I have some introductions to make. First of all, we are honored to have with us today a former legislator and Speaker of the House, Richard David Hewes. Dick is escorted here today by his two daughters, Dr. Anne Hewes of Cape Elizabeth and Nancy Hewes-Barry of Walpole, Massachusetts. Speaker Hewes, would you please rise and accept the greetings of the House?

Dick has a long history of public service. He served our country in the Army during World War II. He went on to serve the State of Maine in our Senate and in this chamber. He served as the Speaker of the House in the 106th Legislature from 1973 to 1974, the last Republican to lead this chamber before today.

Further, and I'm going to try to save you some applause time here, so if you'll hold your applause for a second, we have some former Republican leaders in this chamber who have joined us here today. If I could get them to stand and I'm going to

introduce each one of them and then you're welcome to give them whatever amount of applause you think is necessary. First of all, Walt Whitcomb. Raise your hand, Walt. Second, Jim Donnelly. Tom Murphy, Joe Bruno, David Bowles, Josh Tardy, Bill Schneider, and Dick Campbell. Did I miss anyone? I did. Robert Crosthwaite. I believe that's the only miss. Well, one's not bad.

Finally, before I begin my speech, I'd like to introduce you to the members of my family who are able to join me today. So once again, if you'll hold your applause, I ask those members of my family who are joining us to please stand and I will introduce them to you. First, in the back row, this is my wife of 42 years Wendy. Next to Wendy is my son Steven. In front of Steven is my mother-in-law Roberta. Let me go back for a second. My wife Wendy is a special ed technician in a middle school. My son Steven is a health educator. In the front row, my mother-in-law Roberta is a retired school teacher. Her husband Horace. Horace is a World War II Navy veteran who went ashore on Omaha Beach on D Plus 1. A well deserved deviation from the rules. Next to Horace is my grandson, my oldest grandchild, Billy, who this past year was the captain of the Messalonskee Football Team. Next to him is my daughter-in-law Elizabeth. Elizabeth is finishing up her nursing schooling at the University of Maine at Augusta. Next to her is my daughter Christine. Christine is a pharmacy technician. Last, I think, finally way over, my son-in-law Steve. Steve is a police officer.

Thank you. Thank you all for being here. First, I want to thank my good friend Representative Phil Curtis for his kind words. It is the inspirational leadership of people like Phil Curtis that makes this body work, he is an honorable public servant, and he will be a remarkable Majority Leader as we move forward. I have been Phil's seat mate for the past two years and I have seen first hand his quiet, steady leadership. I am proud of the work we have done together, and look forward to what we will accomplish in the next two years.

I would also like to thank my good friend, Representative Emily Cain. Representative Cain, as many of you know, she and I have spent endless hours discussing, debating, and occasionally arguing over the budget in the time we have spent on the Appropriations Committee. Though our opinions often diverged, I have always known that Representative Cain approaches her work in this Chamber with the good of the people of Maine foremost in her mind. The Democratic caucus has selected a solid leader in Emily Cain, and I look forward to working with her to move our great state forward.

Finally I would like to acknowledge the fine public servant who held this gavel before me, Maine's 99th Speaker of the House, Hannah Pingree. I observed Speaker Pingree as she respected our time, got the job done and went out of her way to avoid embarrassing her colleagues. I aspire to be as fair and effective as she was.

I stand before you, proud and humbled to have been chosen by my colleagues as the 100th Speaker of Maine's House of Representatives. It is a duty that I accept with honor, and a responsibility that I do not take lightly.

Benjamin Ames assumed his position as Maine's first Speaker of the House in 1820. His great-grandfather Benjamin Ames was the captain of a company of minutemen at the battle of Bunker Hill on June 17, 1775. Descended from a tradition of service and from humble beginnings, Speaker Ames set in motion the proud history of independence, ingenuity and cooperation that have been the hallmarks of this body for 190 years.

The Maine of 1820 must have been something to behold. A great northern wilderness, Maine stood as an untapped spring of opportunity.

Maine's rich natural resources provided the means for a thriving economy, but it was the spirit of the people of this great state that have made it what it is today. The strength and independence of our people, for generations, carved a prosperous life out of rocky shoreline and dense forest.

Maine was built on this spirit, and it is what drives our people to this day. To catch a glimpse of what has made Maine great, take a walk down Washington Street in Bath at 5 am tomorrow, to see the shipbuilders start their shift at Bath Iron Works. Or watch the logging trucks groan under the weight of their loads as they grind their way down the Golden Road to Millinocket. The spirit of perseverance and the ability to carve out a living from this land can be seen off the coast of Machias in the middle of winter, as urchin divers and scallop divers pull their harvest, by hand, from the cold ocean floor. Or take a look sometime this winter, through the snow, at the electrical workers mending lines, or the oil delivery drivers filling up tanks. This Maine work ethic is recognized no matter where you go in this country.

The people of Maine who have elected us as stewards of their government expect us to lead by this example. They expect us to approach the difficult work of managing this state with the same spirit of independence and perseverance. And many who came before us did just that.

From Joshua Chamberlain, leading a desperate bayonet charge down Little Round Top in Gettysburg, to Margaret Chase Smith, who lived four houses from me as I was growing up on the Kennebec River in Skowhegan, her Declaration of Conscience against McCarthyism, to William Cohen's brave stand for the rule of law during the Watergate scandal, Maine's public servants have left a disproportionate impact on this history of this nation.

I believe this not to be by chance, but because of the mettle of our people. The spirit that drove early Mainers to forest or sea to eke out a living was the same spirit, I believe, that has driven a long line of public servants from Maine to stand up in defense of the promise of this country, despite the peril it may cause them personally.

It is this same spirit that drives those welders at BIW, those scallop divers in Machias, it drives our truck drivers, our fishermen, our loggers, and the myriad other working men and women who put the weight of this state on their backs every day.

As we take our seats in this Chamber as Representatives of the 125th Legislature, the gravity of our duty to the working men and women who sent us here cannot be overstated. We are charged today, and for the next two years, to do one thing - to restore the promise of this great state.

Our challenges today are daunting. We are stewards of a government that has become too burdensome, but that has much work still to do. We must, at once, reduce the size and scope of government, while leveraging its force to clear the playing field of obstacles that prevent our people from realizing their full potential. And we face a constituency that has shown its indifference to ideology, and its lack of patience with political maneuvering and partisan bickering.

All of us in this Chamber face a sobering fact - we have been elected to office, but we have not yet earned the trust of the citizens of Maine. They have given us a chance, but that is all they have given us.

We will face great challenges, but we must remember the spirit that built this state. We must look to the working men and women who sent us here, and access that spirit for the good of Maine.

We must be able to face the difficulty of lowering our tax burden while simultaneously solving a crisis in revenue, not by emagouging the issue for partisan gain, but by rolling up our sleeves and channeling the determination and perseverance of generations of Mainers that have carried us on their backs against turmoil and hardship for 190 years.

As we begin the difficult work ahead, the distractions of politics will be great, and the obstacles, legion. But we must remember at this moment that the challenges we face as legislators are no more than the challenges the working people of our state face, and that the way we overcome these challenges is to access that same spirit that drives Maine forward, from the ground up, every single day.

I am a Republican, and have found my way to this rostrum through the same political battlefields that all of you have marched through. I have a political instinct, as we all do, to reserve my party and to take stands for my beliefs. But today, and for the next two years, we all have a different charge. We are not partisans; we are Mainers.

We are charged by the people of this state to occupy these seats as stewards of the promise of Maine, to make decisions based on what is right, and to preserve the bounty of this state for our future generations. It is that great and humbling charge that I will keep foremost in my mind and heart as I accept this gavel.

I share an historic connection with Maine's first Speaker of the House - his great-grandfather Captain Benjamin Ames served along my fifth generational great-uncle, Captain John Nutting at the Battle of Bunker Hill in 1775. As bookends to the history of this Chamber, Speaker Ames and I share also a deep love of this great state, and the determination to see it prosper.

I am honored that you have chosen me at this critical time to lead this Chamber. I am thankful for your support, and I pledge to you every ounce of my energy to fulfill our responsibility to the people of Maine.

Together, through the strength of the spirit we all carry as proud Maine citizens, we will restore the promise of this great state. May God Bless this Legislature, this state and these United States of America. Thank you.

On motion of Representative CUSHING of Hampden, Representative GIFFORD of Lincoln, Representative FOSTER of Augusta, Representative ROSEN of Bucksport, Representative HARVELL of Farmington, Representative HAYES of Buckfield, Representative BLODGETT of Augusta, Representative MALONEY of Augusta and Representative TUTTLE of Sanford were appointed a Committee to receive, sort and count votes for the Clerk of the House.

The SPEAKER: The Chair recognizes the Representative from Hampden, Representative Cushing.

Representative CUSHING: Thank you, Mr. Speaker. I move that the name of Heather Priest of Augusta be placed in nomination for Clerk of the House, and I respectfully ask to speak to my motion.

Thank you, Mr. President, Mr. Speaker, Ladies and Gentlemen of the 125th Legislature and honored guests. President John F. Kennedy, in his inaugural address of January 20, 1960, said the following now historic words: *And so my fellow Americans: ask not what your country can do for you – ask what you can do for your country.*

Four years following this speech, our current nominee for Clerk entered into a family who has dedicated most of their lives to public service. Heather Ross Priest has devoted 16 years of her life to serving this institution honorably. It is very fitting that

we will today elect her to serve as the Clerk of the Maine House of Representatives.

Heather has capably filled a number of roles in the Republican Office and quietly and efficiently served many members of the Legislature as their aide. In fact, I've had the pleasure of her keeping me out of trouble and assuring that I took good care of my constituents. This is just one more example of Heather's spirit of giving that she so well demonstrates through her volunteer roles with her church, the Cony All-Sports Boosters and the State YMCA Board of Directors.

President Ronald Reagan issued these following words in a statement: *Surround yourself with the best people you can find, delegate authority, and don't interfere.* Those words have echoed in this institution which has ably been served by many fine and dedicated individuals, most recently by our outgoing Clerk Millicent MacFarland. She has provided 34 years of public service, 18 of which were here in the House as Assistant Clerk and Clerk, and we thank you for that.

As you can clearly see, Heather has spent her life preparing for a role into which she will now ascend. I am certain she understands and is prepared for her new position and the duties incumbent on it. I am confident that she will continue the tradition of service that began with her mother May Ross Coffin, who provided 32 years of service in the Maine Senate, a number of those as the first woman Secretary of the Senate. May is here with us today, as is her sister Julie O'Brien. The Honorable Julie O'Brien served in this body and then Heather's late father, the Honorable Richard Ross, also served in this body. That is why I am both pleased and humbled to be able to place in nomination the name of my friend Heather Ross Priest as the next Clerk of the Maine House of Representatives. Thank you.

Representative CUSHING of Hampden moved that the name of HEATHER J.R. PRIEST of Augusta be placed in nomination for the Clerk of the House.

The SPEAKER: The Chair recognizes the Representative from Eagle Lake, Representative Martin.

Representative MARTIN: Mr. Speaker, I rise to second the nomination and I wish to speak to my motion.

Thank you, Mr. Speaker, Members of the House and to all the guests that are here. It really is a pleasure for me to be able to do this. Obviously, the elections, things change, and we now move to the Republican side of my family. To some of you who may not know, Heather is May Ross's daughter, and May Ross was born in Eagle Lake, Maine, my home town, and happens to be part of the Martin family and, as I said, the Republican side. It really is a pleasure for me to do this and it really is a pleasure for not only myself but for my family, May's family, to be able to bring someone like Heather into the position of Clerk. And really I think she will enjoy it, even though at this day and at this moment she's not sure, but I know she will do a great job and it really is my pleasure to second the nomination.

Representative MARTIN of Eagle Lake seconded the motion.

Representative BEAULIEU of Auburn moved that nominations cease.

On motion of Representative McFADDEN of Dennysville, the Committee cast one vote for the House for HEATHER J.R. PRIEST.

The Honorable MILLICENT M. MacFARLAND, Clerk of the House of the 124th Maine Legislature, administered the necessary oath of office to qualify the Clerk of the House of the 125th Maine Legislature to enter upon the discharge of her official duties.

On motion of Representative CUSHING of Hampden, Representative CRAY of Palmyra, Representative FREDETTE of Newport, Representative OLSEN of Phippsburg, Representative CLARK of Millinocket and Representative TUTTLE of Sanford were appointed a Committee to receive, sort and count votes for Assistant Clerk of the House.

The SPEAKER: The Chair recognizes the Representative from Topsham, Representative Prescott.

Representative PRESCOTT: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I rise to nominate Shawn Roderick for Assistant Clerk of the Maine House of Representatives and wish to speak to my motion.

Thank you, Mr. Speaker. Ladies and Gentlemen, esteemed colleagues, friends. It is with great honor and distinction that I rise today to nominate Shawn Roderick for the position of Assistant Clerk of the House. I have known Shawn for the past 5 years and in that time have had countless opportunities to work with him in the Maine House of Representatives.

Every time I have needed Shawn to complete a task, he has come through with flying colors. I have no doubt at all that he will fill this next role as Assistant Clerk with the same success that he has found in his past endeavors. It won't matter who you are, what district you represent, or what side of the aisle you are on. You can absolutely, positively count on Shawn Roderick.

Shawn is a family man with a wife and child who understands what time and commitment means. He knows that good things happen when a job is performed well.

Shawn has served in many roles, all with a strong work ethic and determination that is admirable and appreciated. He understands the legislative process from start to finish, and all the nuances required to get the job done. His energy, commitment and desire will help to manage the Maine House during stressful and challenging times. Shawn puts the people of Maine first, and will do whatever it takes to perform his duties at a top-notch level with professionalism and heart.

Change is hard, and many may find it difficult and unfamiliar. But change can also be refreshing and exciting. Change holds promise of better things to come. With the nomination of Shawn Roderick for the Assistant Clerk of the Maine House of Representatives, I honestly believe that each and every member of this chamber will not be disappointed, but elated and satisfied to have Shawn in their presence on a daily basis. I encourage you to seek him out, get to know him, count on him in your duties as a legislator, and be very confident that you are in good hands with my friend Shawn Roderick as your next Assistant Clerk in the 125th Maine House of Representatives. You will not be disappointed. Thank you, Mr. Speaker.

Representative PRESCOTT of Topsham moved that the name of SHAWN RODERICK of Newport be placed in nomination for Assistant Clerk of the House.

The SPEAKER: The Chair recognizes the Representative from Brunswick, Representative Cornell du Houx.

Representative CORNELL du HOUX: Thank you, Mr. Speaker. I rise to second the nomination of Shawn Roderick for Assistant Clerk of the House and wish to speak to my motion.

Thank you, Mr. Speaker. I am pleased to second the nomination of Shawn Roderick as I have known him for many years. In fact, we went to Carrabec High School together and

one of our teachers there, Chris Poulin, is with us as well, who actually heads up and helps run the Jobs for Maine Graduates program.

Shawn has always been dedicated to public service and has been interested in politics. In fact, we went to the model state program together, which essentially brings young adults to the State House for a weekend where we do everything from introduce legislation to try to override a governor's veto. I remember times negotiating with him there when I was speaker of the house and he was on the governor's cabinet. Even then he was thoughtful, respectful and wanted to move Maine forward. So he's going to continue this tradition in this next legislative session. Since then he has always gone out of his way to show students around the State House and really help them learn the legislative process.

When working for the House Republican Office, Shawn has been dedicated to working tirelessly to help others move forward. In fact, I consistently have seen him running down the aisle to catch members before they leave for the weekend to make sure they have the messages from their constituents. When talking with members, they consistently have positive comments about his dedication and tenacity to get the work done. He goes out of his way to be helpful and I know he is looking forward to working with everyone here and helping everyone move forward. Thank you very much, Mr. Speaker.

Representative CORNELL du HOUX of Brunswick seconded the motion.

Representative FITTS of Pittsfield moved that nominations cease.

On motion of Representative FLOOD of Winthrop, the Committee cast one vote for the House for SHAWN RODERICK.

The following item was taken up out of order by unanimous consent:

COMMUNICATIONS

The Following Communication: (H.C. 18)

**STATE OF MAINE
HOUSE OF REPRESENTATIVES
SPEAKER'S OFFICE
AUGUSTA, MAINE 04333-0002**

December 1, 2010

Mr. Ryan Lorrain

2 State House Station

Augusta, ME 04333-0002

Dear Ryan:

Pursuant to House Rule 201.11 (b), I am pleased to appoint you as the Sergeant-at-Arms for the 125th Legislature.

On behalf of the entire House membership, I would like to welcome you and wish you well as you carry out your duties and responsibilities.

Sincerely,

S/Robert W. Nutting

Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 19)

**STATE OF MAINE
HOUSE OF REPRESENTATIVES
SPEAKER'S OFFICE
AUGUSTA, MAINE 04333-0002**

December 1, 2010
Mr. Normand Arbour
State House Station
Augusta, ME 04333-0002
Dear Normand:

Pursuant to House Rule 201.II (B), I am pleased to appoint you as the Assistant Sergeant-at-Arms for the 125th Legislature.

On behalf of the entire House membership, I would like to express our gratitude to you for the professional manner in which you carry out your duties and responsibilities.

Sincerely,
/s/Robert W. Nutting
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Honorable MILLICENT M. MacFARLAND, Clerk of the House of the 124th Maine Legislature, administered the necessary oaths of office to qualify the Assistant Clerk of the House, the Sergeant-at-Arms and the Assistant Sergeant-at-Arms to enter upon the discharge of their official duties.

Speaker NUTTING: Thank you. I will just take a moment before we do the next official piece here and say a few words about our outgoing Assistant Clerk of the House. Mike Cote, married to Lisa, together they have five children. He grew up on Capitol Street in Augusta, in the shadow of the dome, has proudly served the people of this state for 23 years beginning in January of 1988, initially hired to work in the Document Room as an assistant document clerk. The following session he was appointed Sergeant-at-Arms by Speaker Martin, a post that began a 14 plus year reign as Sergeant. In 2004, Mike was elected Assistant Clerk of the House. I have known and served in this chamber with Mike as Sergeant-at-Arms and Assistant Clerk. He's a good man, he's done a great job, we thank him for his service and we wish him well.

And before we do the next piece of official business, I'd like to say a couple of words about our outgoing Clerk of the House. Millie MacFarland first began her work with the Maine Legislature in December of 1978 as Calendar Clerk. Later she served as Chief Calendar Clerk, and then was elected as Assistant Clerk of the House in 1992. She has served as Clerk of the House for the past 10 years, for a total of 32 years of service to the House. I have seen Millie as Assistant Clerk in my terms here, as Clerk. It comes as no surprise at all to me whatsoever that she has been more than helpful in what you can imagine has been a struggle to transition all of these pieces at one time. Millie has been outstanding. She has been helpful, she has been more than helpful. And now Millie has agreed to stay on with us here to help us get up to speed, some semblance of her speed, until the end of February. I ask that you join me in thanking Millicent MacFarland for her service to this state.

On motion of Representative CUSHING of Hampden, Representative EDGECOMB of Caribou, Representative COTTA of China, Representative PLUMMER of Windham, Representative KESCHL of Belgrade, Representative TREAT of Hallowell, Representative BERRY of Bowdoinham, Representative VALENTINO of Saco and Representative BLODGETT of Augusta were appointed a Committee to notify the Governor of the organization of the House.

On motion of Representative CURTIS of Madison, the following House Order: (H.O. 1)

ORDERED, that the House Rules of the 124th Maine House of Representatives shall be the House Rules of the 125th Maine House of Representatives.

READ and PASSED.

COMMUNICATIONS

The Following Communication: (H.C. 2)

STATE OF MAINE

Office of the Secretary of State

December 1, 2010

To the Speaker of the House in the One Hundred and Twenty-fifth Legislature:

I, MATTHEW DUNLAP, 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 Representatives at the General Election held on the second day of November in the year Two Thousand and Ten;

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

REPRESENTATIVE TO THE LEGISLATURE

District 1

Martin, John L., Eagle Lake 2,511

District 2

St. Peter, Rudolph T., Cross Lake Twp. 698

Therault, Charles Kenneth, Madawaska 2,640

District 3

Ayotte, Bernard L. A., Caswell 1,933

McLaughlin, Wade E., Limestone 756

District 4

Edgecomb, Peter, Caribou 2,199

Feeley, Jessica G., Caribou 677

District 5

Chase Smith, Jessica, Presque Isle 1,264

Willette, Michael J., Presque Isle 1,605

District 6

Clark, Tyler, Easton 2,181

Smith, Nathan L., Blaine 1,009

District 7

Haines, Troy A., Mapleton 1,410

Willette, Alexander Reginald, Mapleton 1,657

District 8

Cleary, Richard C., Houlton 1,173

Fitzpatrick, Joyce Ann, Houlton 1,617

District 9

Hunt, Patrick E., Island Falls 1,270

Long, Ricky D., Sherman 1,836

Zabierek, Robert Alvah, Sherman 380

District 10

Clark, Herbert E., Millinocket 2,374

Perkins, Debbi J., Millinocket 1,307

District 11

Cummings, Fern P., Lowell 842

McLeod Sr., Everett W., Lee 2,268

District 12

Gifford, Jeffery Allen, Lincoln 2,195

Hatch, Pamela Henderson, Enfield 935

District 13

Duchesne, Robert S., Hudson 1,886

Randall, Geraldine May, Hudson 1,451

LEGISLATIVE RECORD - HOUSE, December 1, 2010

District 14
Dill, James F., Old Town 1,964
Phillips, Daniel P., Old Town 1,093
District 15
Goode, Adam A., Bangor 1,859
McDougal, Valerie M., Bangor 1,093
District 16
Butterfield II, Steven J., Bangor 984
Damon, Douglas K., Bangor 1,124
District 17
Stevens, Sara, Bangor 1,741
Teel, Katrin Pedersen, Bangor 1,502
District 18
Martin, James R., Orono 1,626
Parker, James W., Veazie 1,833
District 19
Cain, Emily Ann, Orono 1,958
Jackman, Zachary David, Orono 863
District 20
Johnson, David D., Eddington 2,495
Pratt, Benjamin Marriner, Eddington 2,088
District 21
Celli, Michael, Brewer 2,088
Ruhlin, Richard P., Brewer 1,672
District 22
Guerin, Stacey K., Glenburn 3,507
District 23
Kimball, Patricia A., Hermon 1,450
Richardson, David E., Carmel 2,958
District 24
Sawtelle, A. Michael, Dexter 1,016
Wintle, Frederick L., Garland 2,139
District 25
Austin, Frederick H., Newport 927
Fredette, Kenneth W., Newport 2,705
District 26
Bishop-Crossman, Joni Lynn, Milo 1,207
Davis Sr., Paul T., Sangerville 2,433
District 27
Dowse, Harold B., Cambridge 984
Johnson, Peter B., Greenville 3,002
District 28
Cray, Dean A., Palmyra 2,531
Quinn, Matthew Jeffrey, Cornville 1,220
District 29
Fitts, Stacey Allen, Pittsfield 2,114
Sposato, Evan F., Pittsfield 957
District 30
Mather, Anna S., East Machias 1,289
McFadden, Howard, Dennysville 2,384
District 31
Guisinger, Jeanne A., Perry 819
Maker, Joyce A., Calais 2,039
District 32
Burns, David, C., Whiting 1,795
Cassidy, Katherine W., Machias 1,384
District 33
Finnegan, Lawrence, Jonesport 890
Tilton, Dianne C., Harrington 2,329
District 34
Eaton, Robert N., Sullivan 1,752
Malaby, Richard S., Hancock 2,130
District 35
Flemings, Elspeth M., Bar Harbor 3,236
District 36
Kumiega III, Walter A., Deer Isle 2,359
Spofford, Jacqueline John, Mt. Desert 1,702
District 37
Chapman, Ralph, Brooksville 2,266
Leach, Madeleine Gay, Castine 2,231
District 38
Luchini, Louis Joseph, Ellsworth 2,305
Povich, Michael E., Ellsworth 1,966
District 39
Cushing III, Andre E., Hampden 2,783
Dodge, Carolyn Rae, Dixmont 385
Wright, Shelby D., Hampden 1,559
District 40
LeBlanc, Mark J., Orrington 1,419
Rosen, Kimberley C., Bucksport 2,340
District 41
Gillway, James S., Searsport 2,159
Magnan, Veronica, Stockton Springs 1,937
District 42
Brooks, Joseph E., Winterport 1,336
Cole, Kenneth John, Monroe 450
Rioux, Peter B., Winterport 1,876
District 43
Baker, Lewis H., Belfast 1,511
Herbig, Erin D., Belfast 2,720
District 44
O'Brien, Andrew R., Lincolnville 2,363
Pelletier, Wendy P., Hope 2,008
District 45
Harmon, R. Ryan, Palermo 2,003
Sahadi, Helen M., Thorndike 1,768
District 46
Shaw, Helen A., Rockport 1,674
Welsh, Joan W., Rockport 2,781
District 47
Cowan III, Horatio C., Rockland 1,101
Mazurek, Edward J., Rockland 2,035
District 48
Kruger, Charles B., Thomaston 2,117
Powell, Steven Douglas, Thomaston 1,611
District 49
Chadwick, Shelby G., Warren 1,792
Richardson, Wesley E., Warren 2,160
District 50
Berger, Mark J., Waldoboro 1,346
Dow, Dana L., Waldoboro 2,634
District 51
Devin, Michael G., Newcastle 1,959
McKane, Jonathan B., Newcastle 2,910
District 52
Miller, Elizabeth S., Somerville 1,763
Sanderson, Deborah J., Chelsea 2,139
District 53
Fossel, Leslie T., Alna 2,849
Roberts, Leola B., Alna 1,287
District 54
Morissette, Susan E., Winslow 1,978
Nadeau, Catherine M., Winslow 1,729
District 55
Cotta, H. David, China 2,390
Farrington, Neil L., China 734
Hanson, Helen M., China 681
District 56
Blodgett, Anna D., Augusta 1,802
Milewski, Scott Charles, Augusta 1,575

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District 57
 Logan, William P., Augusta 1,348
 Maloney, Maeghan, Augusta 1,649
 Others 5
 District 58
 Foster, Karen D., Augusta 2,291
 Mitchell, Emily M., Vassalboro 1,681
 District 59
 Hanley, Stephen P., Gardiner 2,772
 District 60
 Prescott, Kerri L., Topsham 2,385
 Tessler, Denise A., Topsham 1,836
 District 61
 MacDonald, W. Bruce, Boothbay 2,690
 Sample III, Frank L., Boothbay Harbor 2,015
 District 62
 Clarke, Michael H., Bath 1,877
 Vinglass, Robert J., Bath 1,482
 District 63
 Priest, Charles R., Brunswick 3,072
 District 64
 Chipman, David I., Harpswell 2,334
 Olsen, Kimberly N., Phippsburg 2,408
 District 65
 Kent, Peter S., Woolwich 2,152
 Thompson, Robert E., Brunswick 1,865
 District 66
 Cornell du Houx, Alexander M.D., Brunswick 1,425
 Crimmins, Jonathan M., Brunswick 1,035
 Torch, K. Frederick, Brunswick 1,230
 District 67
 Berry, Seth Allan, Bowdoinham 2,428
 Miller, Brant S., Bowdoinham 1,919
 District 68
 Beaulieu, Michael G., Auburn 3,276
 District 69
 Bolduc, Brian D., Auburn 1,249
 Michael, John M., Auburn 1,022
 District 70
 Sickford, Bruce A., Auburn 2,105
 Scott, Michael Robert, Auburn 1,591
 District 71
 Chizmar, Mark Lane, Lewiston 1,334
 Lajoie, Michel A., Lewiston 2,047
 District 72
 Carey, Michael E., Lewiston 1,079
 Welch, Marcus I., Lewiston 703
 District 73
 Stone, Douglas T., Lewiston 857
 Wagner, Richard V., Lewiston 1,529
 District 74
 Fournier, Matthew Marc, Lewiston 1,324
 Rotundo, Margaret R., Lewiston 1,758
 District 75
 Dostie, Stacy T., Sabattus 1,779
 Wood, Stephen J., Sabattus 2,061
 District 76
 Beck, Henry E., Waterville 1,790
 McNulty, Mark E., Waterville 925
 District 77
 Fortier, Alek John, Waterville 1,310
 Longstaff, Thomas R. W., Waterville 1,805
 District 78
 Nutting, Robert W., Oakland 3,611
 District 79
 Kemmerer, Carol A., Hallowell 2,105
 Treat, Sharon, Hallowell 2,298
 District 80
 Newendyke, Melvin, Litchfield 2,308
 Wing, Scott R., Monmouth 1,776
 District 81
 Dwyer, Peggy, Livermore 1,450
 Knight, L. Gary, Livermore Falls 2,271
 District 82
 Flood, Patrick S., Winthrop 2,708
 Hickman, Craig V., Winthrop 1,738
 District 83
 Jones, Patricia R., Mount Vernon 2,190
 Keschl, Dennis L., Belgrade 2,605
 District 84
 Picchiotti, John J., Fairfield 1,616
 Rowden, Aaron Blaschke, Fairfield 275
 Sezak, Robert, Fairfield 1,278
 Tessier, Paul Leo, Fairfield 457
 District 85
 Hale, Brian David, Skowhegan 1,306
 McCabe, Jeffrey M., Skowhegan 1,846
 District 86
 Curtis, Philip A., Madison 2,376
 Doty, Benjamin, Madison 1,079
 District 87
 Couture, Anthony J., Jay 1,934
 Gilbert, Paul E., Jay 2,050
 District 88
 Bryant, John H., Anson 1,545
 Dunphy, Larry C., Embden 2,225
 District 89
 Harvell, Lance Evans, Farmington 2,094
 Robinson, Yvette, Farmington 1,545
 District 90
 Black, Russell J., Wilton 2,636
 Faunce, Irving B., Wilton 1,168
 District 91
 Crockett, Jarrod S., Bethel 3,156
 McGrew, Charles C., Bethel 1,333
 District 92
 Peterson, Matthew John, Rumford 2,420
 Thacker, Justin Daniel, Andover 1,218
 District 93
 Bissell, Cynthia H., Canton 1,189
 Briggs, Sheryl J., Mexico 2,262
 District 94
 Hayes, Teresea M., Buckfield 2,122
 Lorrain, Ryan E., Paris 2,012
 District 95
 Newcomb, Russell A., Norway 1,864
 Winsor, Tom J., Norway 2,399
 District 96
 Sirois, Lawrence G., Turner 1,908
 Timberlake, Jeffrey L., Turner 2,387
 District 97
 Cunningham, George G., Fryeburg 1,852
 Rankin, Helen, Hiram 1,950
 District 98
 Villa, Lisa R., Harrison 1,956
 Waterhouse, G. Paul, Bridgton 2,418
 District 99
 Sarty Jr., Ralph W., Denmark 2,191
 Steed, Alexander C., Cornish 1,715

LEGISLATIVE RECORD - HOUSE, December 1, 2010

District 100
Hamper, James M., Oxford 2,611
O'Neill, Colin Delaney, Oxford 1,485
District 101
Cebra, Richard M., Naples 2,326
Simpson, Mackenzie Paul, Casco 1,802
District 102
Delaney, Todd R., Standish 1,330
Shaw, Michael A., Standish 1,874
Wakefield, Michael W., Standish 284
District 103
McClellan, Michael D., Raymond 2,306
Stephenson, Leslie J., Raymond 1,997
Others 0
District 104
Comber, Janice, Lisbon 1,151
Crafts, Dale J., Lisbon 2,563
District 105
Espling, Eleanor M., New Gloucester 2,624
Van Wie, David A., New Gloucester 2,020
District 106
Greene, William Bruce, Freeport 1,581
Webster, David C., Freeport 2,776
District 107
Innes, Melissa Walsh, Yarmouth 2,556
Weinstein, Jeffrey, Yarmouth 1,878
District 108
Cianchette, Erin L., Cumberland 501
Gruber, Thomas H., Cumberland 1,519
Strang Burgess, Meredith N., Cumberland 3,085
District 109
Foster, Gary C., Gray 2,104
Frank, Tyler A., North Yarmouth 366
Graham, Anne P., North Yarmouth 2,140
District 110
Bryant, Mark E., Windham 2,024
Haskell, Clayton, Windham 1,905
District 111
Heckman, Geoffrey W., Windham 796
Plummer, Gary E., Windham 2,636
Webber, Angela Jean, Windham 443
District 112
Nelson, Mary P., Falmouth 2,401
Richard, Mark J., Falmouth 2,309
District 113
Dion, Mark N., Portland 2,581
Harris, Jason R., Portland 1,683
District 114
Calder, Patrick Douglas, Portland 1,262
Stuckey, Peter C., Portland 2,555
District 115
Berner, Seth H., Portland 1,005
Lovejoy, Stephen D., Portland 1,931
Martin, Chase Seaver, Portland 661
District 116
Capron, Kenneth A., Portland 745
Harlow, Denise Patricia, Portland 1,588
Kilfoil, Frederick J., Portland 492
District 117
Haskell, Anne M., Portland 3,102
Lapomarda, Shawn-Elise, Portland 992
District 118
Brewer, Carney A., Portland 467
Carpentier, Mark C., Portland 446
Hinck, Jon, Portland 2,347
District 119
Barkley, Jill A., Portland 941
Chipman, Benjamin M., Portland 1,113
District 120
Elliman, Thomas T., Portland 413
Russell, Diane Marie, Portland 1,691
Trevorrow, Anna J., Portland 945
District 121
Dill, Cynthia A., Cape Elizabeth 2,655
Lusk, Eric B., Cape Elizabeth 1,895
District 122
Farr Jr., Howard Reed, South Portland 1,404
Morrison, Terry K., South Portland 2,886
District 123
Eberle, Jane E., South Portland 2,901
Myrick, Kenneth Earl, South Portland 1,483
District 124
Barter, Adam C., South Portland 1,069
Kaenrath, Bryan T., South Portland 1,829
District 125
Lawson, Michael E., Westbrook 1,657
Peoples, Ann E., Westbrook 1,845
District 126
Chuluda, Bruce L., Westbrook 1,406
Driscoll, Timothy E., Westbrook 1,571
District 127
Flaherty, Sean, Scarborough 2,100
Volk, Amy F., Scarborough 2,510
District 128
Dell'Olio, Brian M., Scarborough 2,168
Sirocki, Heather W., Scarborough 2,512
District 129
Knapp, Jane S., Gorham 2,528
LeVasseur II, Daniel Joseph, Gorham 1,845
District 130
Sanborn, Linda F., Gorham 1,941
Stoddard, Jacob Timothy, Buxton 1,601
District 131
Hunt, Robert M., Buxton 2,131
Libby, James Delmas, Buxton 2,073
District 132
Gombar, William J., Old Orchard Beach 1,498
Hogan, George W., Old Orchard Beach 2,466
District 133
Pilon, Donald E., Saco 1,923
Watts, Brad James, Saco 1,478
District 134
Gay, Roger B., Saco 493
Schiavoni, Mary, Saco 1,445
Valentino, Linda M., Saco 1,975
District 135
Beaudoin, Paulette G., Biddeford 1,928
Worrell, Marc A., Biddeford 1,539
District 136
Rochelo, Megan M., Biddeford 1,335
Whalen, W. Sturgis, Biddeford 627
District 137
Casavant, Alan M., Biddeford 2,527
Sexton, Suzanne Y., Biddeford 1,627
District 138
Burns, David R., Alfred 2,171
Waterman, Diana T., Shapleigh 2,009
District 139
Libby, Aaron F., Waterboro 1,929
Wagner, Joseph Andrew, Lyman 1,825

District 140
 Connor, Gary A., Kennebunk 1,942
 Barry, Wayne R., Arundel 2,251
 District 141
 Bennett, Paul Edward, Kennebunk 2,441
 Egg, Edward P., Kennebunk 2,029
 District 142
 Boland, Andrea M., Sanford 1,969
 Bulnac, Linda B., Sanford 1,397
 District 143
 Berlihy, Maura Anne, Sanford 1,115
 Tuttle Jr., John L., Sanford 1,372
 District 144
 Berry, Pamela E., Sanford 1,349
 Lass, Joan M., Acton 2,209
 District 145
 O'Connor, Beth A., Berwick 1,757
 Wright, Thomas J., Berwick 1,287
 District 146
 Drew, Gregg H., North Berwick 1,662
 Lives, Mark W., North Berwick 2,098
 District 147
 Chase, Kathleen D., Wells 2,613
 Houle, Fred R., Wells 1,077
 District 148
 Beavers, Roberta B., South Berwick 2,137
 Emire, Ellen M., Eliot 1,764
 District 149
 Moulton, Bradley S., York 2,541
 Score, Michael F., Ogunquit 1,790
 District 150
 Giordano, Phyllis, York 1,523
 Weaver, Windol C., York 2,352
 District 151
 Beers, Gary, Kittery 559
 Beliveau, Devin M., Kittery 1,676
 Carson, John J., Kittery 1,050
 I, MATTHEW DUNLAP, Secretary of State, hereby certify that the foregoing report is a true tabulation of the votes cast for State Representatives at the General Election, as reported to me on the returns from the cities, towns and plantations of the State.
 S/MATTHEW DUNLAP
 Secretary of State
READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 3)
**PASSAMAQUODDY TRIBE
 JOINT TRIBAL COUNCIL**

October 19, 2010
 Honorable Millicent M. MacFarland
 Clerk of the House
 2 State House Station
 Augusta, ME 04333-0002
 Dear Clerk MacFarland:
 It is certified that the Passamaquoddy Tribe duly elected Madonna M. Soctomah, as Passamaquoddy Tribal Representative to the Maine Legislature for a term of four years commencing October 1, 2010 to September 30, 2014. Tribal elections were held at the Pleasant Point and Indian Township Passamaquoddy Reservations in September of 2010. If you need more information, please call me at (207) 853-2600 Ext. 254.
 Sincerely,
 S/Mary J. Lola

Passamaquoddy Joint Council Clerk
READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 4)
**PENOBSCOT INDIAN NATION
 OFFICE OF THE TRIBAL CLERK
 COMMUNITY BUILDING
 INDIAN ISLAND
 OLD TOWN, MAINE 04468**

November 3, 2010
 Honorable Millicent M. MacFarland
 Clerk of the House
 2 State House Station
 Augusta, ME 04333-0002
 Dear Clerk MacFarland:
 This is to certify that Wayne T. Mitchell was elected Representative to the State Legislature for the term of October 1, 2010 - September 30, 2012. The Tribal General Election was held on September 11, 2010 under the provision of Chapter Four of the Penobscot Nation Laws and Ordinances.
 Sincerely,
 S/Linda Socoby
 Tribal Clerk
READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 5)
**STATE OF MAINE
 HOUSE OF REPRESENTATIVES
 SPEAKER'S OFFICE
 AUGUSTA, MAINE 04333-0002**

November 9, 2010
 Honorable Millicent M. MacFarland
 Clerk of the House
 2 State House Station
 Augusta, ME 04333
 Dear Clerk MacFarland:
 Pursuant to my authority under MRSA Title 5, §13056-D, ¶2, I am pleased to appoint Roxanne Eflin of Buxton to the Community for Maine's Future Review Panel as a representative having experience in downtown revitalization. Should you have any questions regarding this appointment, please feel free to contact my office.
 Sincerely,
 S/Hannah M. Pingree
 Speaker of the House
READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 6)
**STATE OF MAINE
 HOUSE OF REPRESENTATIVES
 SPEAKER'S OFFICE
 AUGUSTA, MAINE 04333-0002**

November 9, 2010
 Honorable Millicent M. MacFarland
 Clerk of the House
 2 State House Station
 Augusta, ME 04333
 Dear Clerk MacFarland:
 Pursuant to my authority under MRSA Title 5, §13056-D, ¶2, I am pleased to appoint Abbe Levin of Boothbay to the Community for

Maine's Future Review Panel as a representative having experience in tourism development and promotion. Should you have any questions regarding this appointment, please feel free to contact my office.

Sincerely,
S/Hannah M. Pingree
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 7)

**STATE OF MAINE
HOUSE OF REPRESENTATIVES
SPEAKER'S OFFICE
AUGUSTA, MAINE 04333-0002**

November 10, 2010

Honorable Millicent M. MacFarland

Clerk of the House

2 State House Station

Augusta, ME 04333

Dear Clerk MacFarland:

Pursuant to my authority under MRSA Title 38, §551-A, I am pleased to appoint the following citizen to serve as a member of the Oil Spill Advisory Committee:

James McCleave of Old Town

Should you have any questions regarding this appointment, please feel free to contact my office.

Sincerely,
S/Hannah M. Pingree
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 8)

**STATE OF MAINE
HOUSE OF REPRESENTATIVES
SPEAKER'S OFFICE
AUGUSTA, MAINE 04333-0002**

November 16, 2010

Honorable Millicent M. MacFarland

Clerk of the House

2 State House Station

Augusta, ME 04333

Dear Clerk MacFarland:

Pursuant to my authority under MRSA Title 1, §532, I am pleased to re-appoint Richard Trahey of Dresden to serve as a member of the InformME Board.

Should you have any questions regarding this appointment, please feel free to contact my office.

Sincerely,
S/Hannah M. Pingree
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 9)

**STATE OF MAINE
HOUSE OF REPRESENTATIVES
SPEAKER'S OFFICE
AUGUSTA, MAINE 04333-0002**

November 19, 2010

Honorable Millicent M. MacFarland

Clerk of the House

2 State House Station

Augusta, ME 04333

Dear Clerk MacFarland:

Pursuant to my authority under MRSA Title 22, §272, I have appointed Woody Moore of Thomaston and Dennise Whitley of Norway to the Tobacco Prevention and Control Program.

Should you have any questions regarding these appointments, please feel free to contact my office.

Sincerely,
S/Hannah M. Pingree
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 14)

**MAINE SENATE
124TH LEGISLATURE
OFFICE OF THE SECRETARY**

November 19, 2010

Honorable Hannah M. Pingree

Speaker of the House

2 State House Station

Augusta, ME 04333-0002

Dear Speaker Pingree:

In accordance with 3 M.R.S.A. §158 and Joint Rule 506 of the 124th Maine Legislature, please be advised that the Senate today confirmed the following nominations:

Upon the recommendation of the Committee on Judiciary, the nomination of Bruce C. Mallonee of Bangor for appointment as a Maine District Court Judge.

Upon the recommendation of the Committee on Judiciary, the nomination of Christine Foster of Portland for reappointment as a Maine District Court Judge.

Sincerely,
S/Joy J. O'Brien
Secretary of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 17)

**STATE OF MAINE
HOUSE OF REPRESENTATIVES
SPEAKER'S OFFICE
AUGUSTA, MAINE 04333-0002**

November 30, 2010

Hon. Millicent M. MacFarland

Clerk of the House

2 State House Station

Augusta, ME 04333

Dear Clerk MacFarland:

Pursuant to my authority under Title 10, §11, I am pleased to re-appoint Representative Margaret R. Rotundo of Lewiston to the Citizen Trade Policy Commission.

If you have any questions regarding these appointments, please feel free to contact me.

Sincerely,
S/Hannah M. Pingree
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 15)

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

November 24, 2010
Honorable Hannah M. Pingree
Speaker of the House
State House Station
Augusta, ME 04333

Dear Speaker Pingree:
The following is a summary of the results of the June 8, 2010 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.

Question 1: People's Veto

Number of Votes in Favor 193,960
Number of Votes Opposed 124,928

Question 2: Bond Issue

Number of Votes in Favor 187,947
Number of Votes Opposed 129,435

Question 3: Bond Issue

Number of Votes in Favor 183,978
Number of Votes Opposed 132,439

Question 4: Bond Issue

Number of Votes in Favor 159,084
Number of Votes Opposed 155,224

Question 5: Bond Issue

Number of Votes in Favor 175,165
Number of Votes Opposed 140,442

Sincerely,
S/Matthew Dunlap
Secretary of State

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: (H.C. 16)

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

November 24, 2010
Honorable Hannah M. Pingree
Speaker of the House
State House Station
Augusta, ME 04333

Dear Speaker Pingree:
The following is a summary of the results of the November 2, 2010 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.

Question 1: Citizen Initiative

Number of Votes in Favor 284,493
Number of Votes Opposed 279,892*

These are election night totals. A recount requested for this ballot measure is scheduled to begin December 2, 2010. At this time, the election remains in dispute.

Question 2: Bond Issue

Number of Votes in Favor 286,645
Number of Votes Opposed 270,705

Question 3: Bond Issue

Number of Votes in Favor 331,919
Number of Votes Opposed 227,182

Sincerely,
S/Matthew Dunlap
Secretary of State

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: (H.C. 10)

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

July 10, 2010
Honorable Millicent M. MacFarland
Clerk of the House
2 State House Station
Augusta, ME 04333

Dear Clerk MacFarland,
Please find enclosed a certified copy of the proclamation for the citizen initiative, "An Act To Allow a Casino in Oxford County", which will be sent to referendum vote on November 2, 2010.

Sincerely,
S/Matthew Dunlap
Secretary of State

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: (H.C. 11)

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

July 12, 2010
Honorable Millicent M. MacFarland
Clerk of the House
2 State House Station
Augusta, ME 04333-0002

Dear Clerk MacFarland,
Enclosed please find a certified copy of the documents relating to the Houlton Band of Maliseet Indians, the Penobscot Nation and the Passamaquoddy Tribe each certifying its agreement to P.L. 2009, c. 636 (LD 445), entitled "An Act To Improve Tribal-State Relations".

These documents were timely filed within 90 days after adjournment of the Second Regular Session of the 124th Legislature, as provided by the above-referenced public law, on the following dates:

The Houlton Band of Maliseet Indians — certification filed July 6, 2010

The Penobscot Nation — certification filed June 30, 2010

The Passamaquoddy Tribe — certification filed July 9, 2010

These documents are being forwarded to you pursuant to the provisions of Title 3, Section 601.

Sincerely,
S/Matthew Dunlap
Secretary of State

**STATE OF MAINE
DEPARTMENT OF THE SECRETARY OF STATE**

I, the Secretary of State of Maine, certify that according to the provisions of the Constitution and Laws of the State of Maine, the Department of the Secretary of State is the legal custodian of the Great Seal of the State of Maine which is hereunto affixed and that the paper to which this is attached is a true copy from the records of this Department.

In Testimony Whereof, I have caused the Great Seal of the State of Maine to be hereunto affixed. Given under my hand at Augusta, Maine, July 12, 2010.

S/Matthew Dunlap
Secretary of State

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: (H.C. 12)
MAINE STATE LEGISLATURE
AUGUSTA, MAINE 04333

November 3, 2010
The Honorable Elizabeth H. Mitchell, President
Maine State Senate
The Honorable Hannah M. Pingree, Speaker
Maine House of Representatives
State House
Augusta, Maine 04333
Dear President Mitchell and Speaker Pingree:
Pursuant to Resolve 2009, Chapter 207, the State and Local Government Committee's Study of the Rule-making Process under the Maine Administrative Procedure Act is pleased to submit its final report. Copies of the full report have been distributed to committees or individuals as directed by law and copies have been placed on file with the Law and Legislative Reference Library. Others may access the full report on-line through the website of the Office of Policy and Legal Analysis at www.maine.gov/legis/opla.
Sincerely,
S/Sen. Deborah L. Simpson
Senate Chair
S/Rep. Stephen R. Beaudette
House Chair
READ and with accompanying papers ORDERED PLACED ON FILE.

Subsequently, Representative EDGECOMB of Caribou reported that the Committee had delivered the message with which it was charged.

At this point, a message came from the Senate, borne by Senator COURTNEY of York of that body, proposing a Convention of both branches of the Legislature to be held at 2:00 o'clock in the Hall of the House for the purpose of electing an Attorney General, a Secretary of State and a State Treasurer.

Thereupon the House voted to concur in the proposal for a Joint Convention to be held at 2:00 o'clock and the Speaker appointed Representative CURTIS of Madison to convey this message to the Senate.

At this point the Speaker appointed Representative CUSHING of Hampden to inform the Senate that the House was duly organized for business.

The Following Communication: (H.C. 13)
STATE OF MAINE
TASK FORCE ON KINSHIP FAMILIES

November 3, 2010
The Honorable Elizabeth H. Mitchell, President
Maine Senate, and
The Honorable Hannah M. Pingree, Speaker
Maine House of Representatives
Maine State Legislature
State House
Augusta, ME 04333
Dear President Mitchell and Speaker Pingree,

Pursuant to Resolve 2009, Chapter 136 and Public Law 2009, Chapter 571, Part EEEE, the Task Force on Kinship families is pleased to submit its final report. Copies of the full report have been distributed to committees or individuals as directed by law and copies have been placed on file with the Law and Legislative Reference Library. Others may access the full report on-line through the website of the Office of Policy and Legal Analysis at www.maine.gov/legis/opla/kinshipfamilies.htm.
Sincerely,
S/Senator Margaret M. Craven, Co-Chair
S/Representative Patricia Jones, Co-Chair
READ and with accompanying papers ORDERED PLACED ON FILE.

ORDERS

On motion of Representative MAZUREK of Rockland, the following Joint Order: (H.P. 2)

ORDERED, the Senate concurring, that any Town or City Clerk or Board of County Commissioners may, upon written request to the Clerk of the House, receive without charge, copies of all printed bills, so that there may be available to the public during the legislative session a complete and convenient file of all printed bills; and be it further

ORDERED, that any tax supported public library may upon written request to the Clerk of the House receive without charge copies of all printed bills, so that there may be available to the public during the legislative session a complete and convenient file of all printed bills.

READ and PASSED.
Sent for concurrence.

On motion of Representative WATERHOUSE of Bridgton, 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.

READ and PASSED.
Sent for concurrence.

On motion of Representative RICHARDSON of Carmel, the following Joint Order: (H.P. 3)

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.

READ and PASSED.
Sent for concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH.**

Subsequently, Representative CURTIS of Madison reported that he had delivered the message with which he was charged.

Subsequently, Representative CUSHING of Hampden reported that he had delivered the message with which he was charged.

On motion of Representative CUSHING of Hampden, the following House Order: (H.O. 2)

ORDERED, that each adjournment of the House be until 10 o'clock of the following morning unless otherwise ordered.

READ and PASSED.

On motion of Representative FLOOD of Winthrop, the following House Order: (H.O. 3)

ORDERED, that the Clerk of the House be authorized and directed to furnish each member of the House with a copy of the Advance Journal and Calendar of the House, said copy to be on the desk of each member or electronically distributed at the opening of each daily session.

READ and PASSED.

On motion of Representative HAYES of Buckfield, the following House Order: (H.O. 4)

ORDERED, that the remaining subordinate officers of the House be appointed to serve for the present biennium as follows: by the Clerk, a Chief Calendar Clerk, two Advance Journal and Calendar Clerks, an Administrative Assistant, a Journal Copy Clerk, a House Reporter, a Senior Systems Support Coordinator, a Telephone Receptionist, and a Chamber Activities Coordinator; and be it further

ORDERED, that the Clerk is hereby authorized to accept resignations and fill any vacancies of said subordinate officers during the biennium.

READ and PASSED.

On motion of Representative CAIN of Orono, the following House Order: (H.O. 5)

ORDERED, that the Clerk of the House be authorized to invite the clergy of Augusta, Hallowell, and Gardiner to officiate as Chaplains of the House, or to invite clergy from other areas of the State as requested by any member of the House; and be it further

ORDERED, that all clergy acting as Chaplains of the House shall receive \$30 for each officiation, to be paid on payrolls to be approved by the Clerk of the House.

READ and PASSED.

On motion of Representative CLARK of Millinocket, the following House Order: (H.O. 6)

ORDERED, that the Speaker of the House is authorized, at his discretion, to permit radio or television in the Hall of the House of Representatives while the House is in session.

READ and PASSED.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH.**

At this point, the Senate came and a Joint Convention was formed.

In Convention

The President of the Senate, the Honorable Kevin L. Raye in the Chair.

The Convention was called to order by the Chair.

The CHAIR: Nominations are now in order for the office of Secretary of State for the political years 2011 and 2012.

The Chair recognizes the Senator from Penobscot, Senator Plowman.

Senator PLOWMAN: Thank you, Mr. Chairman. Mr. Chairman, I nominate Charles E. Summers, Jr. of Scarborough for the office of Secretary of State for the political years 2011 and 2012 and wish to speak to my motion.

Thank you, Mr. President. Men and Women of the Joint Convention. I appreciate the opportunity to enter the name of Charles E. Summers, Jr. for Secretary of State. As we assume the mantle of leadership entrusted to us by the voters of our great state, we move now to our role prescribed by the Maine Constitution, the election of constitutional officers. I am proud to put forward the name of Charles E. Summers, Jr.

When I arrived in the House in 1992, Charlie was serving his second term in the Maine Senate. Over the next several terms I turned to Charlie for advice and assistance and he never failed to be not only helpful but kind when I asked the questions that aren't necessarily considered the smartest.

Since he left the Senate, Charlie has walked in the shoes of so many other Mainers. He has walked in my shoes as a small business owner. He has walked in the shoes of our heroes from Maine who serve our great country as a commander in the United States Navy Reserve, and he has been deployed to Afghanistan and Iraq. He has walked in the shoes of every parent in Maine and he is a great dad. Charlie is a natural leader and his sense of what is right and fair is just one of his strong suits.

Most Mainers equate the job of Secretary of State with their driver's licenses and license plates. Businesses know about the corporate aspect of the office and a few people know about the archivist responsibilities, and voters of course know that the Secretary of State oversees elections and recounts. How many of you know that in Article V, Section 14 of the Constitution, the provision is that "Whenever the offices of Governor, President of the Senate and Speaker of the House of Representatives are vacant at the same time, the person acting as Secretary of State for the time being shall exercise the office of Governor and shall forthwith by proclamation convene the Senate and the House of Representatives which shall fill respectively the vacancies in the offices of the President of the Senate and the Speaker of the House, and by joint ballot of the Senators and Representatives in convention choose a person who shall assume the office of Governor for the same term and under the same conditions as the President of the Senate."

The provision set forth in the Constitution does not provide for a small role for the Secretary of State. The Secretary of State is entrusted with powers by the Constitution, and therefore, we should consider with great care who we would choose to administer the orderly transition and succession in what would obviously be a dire and tragic time if this actually arose.

My confidence in Charlie Summers is certain. Charlie has been on active duty, on the staff of the Joint Chiefs of Staff, Admiral Mike Mullen. He served on the staff of former Secretary

of the Navy Gordon England. He served as the regional director of the Small Business Administration, responsible for operations in six states, and he is a decorated officer in the U.S. Army Reserve. He has served as a member of the Legislature, a member of the executive and a proud member of the military. His service to our great state and this great nation is a willing gift and a sacrifice from Charlie to us, and we should be proud to accept that.

Today I nominate Charles E. Summers, Jr. for the office of Secretary of State. Charlie is willing to continue to serve the people of the State of Maine in the same dedicated way he has done for so many years, and I am thankful that he is willing to serve. I ask you to join with me and vote to place an extraordinary man in a position that has many ordinary duties but also, more importantly, confers so many extraordinary responsibilities. Thank you.

On motion of Senator PLOWMAN of Penobscot, Charles E. Summers, Jr. of Scarborough was placed in nomination for the office of Secretary of State for the political years 2011 and 2012.

The CHAIR: The Chair recognizes the Representative from Scarborough, Representative Sirocki.

Representative SIROCKI: Thank you, Mr. Chairman. I second the nomination of Charles E. Summers, Jr. for Secretary of State and wish to speak to my motion.

Mr. Chairman and Members of the Joint Convention. As a newly elected Representative from the town of Scarborough, it gives me great pleasure to second the nomination of Charles E. Summers, Jr. for the position of Secretary of State. Charlie Summers is eminently qualified to serve in this position which has jurisdiction over the Bureau of Motor Vehicles; the Bureau of Corporations, Elections and Commissions; and the Maine State Archives. That is a tall order. But Charlie Summers is an extraordinary candidate with legislative, taxation, business and military experience.

As a two-term Maine senator, Charlie has served on both the Joint Standing Committee on Legal Affairs, and the Inland Fisheries and Wildlife Committee, and Senator Summers was also the ranking member on the Joint Standing Committee on Taxation. Until recently, Charlie was the New England regional administrator for the U.S. Small Business Administration, where he was responsible for the district offices in a six-state region, overseeing many millions of dollars and working with a staff of 100 employees. Currently he is president of his own company, Thomas & Associates, which is a consulting firm specializing in small business issues, and he understands firsthand the needs of small business. Politically Charlie Summers is serving as vice chairman of the Republican Party and twice he was the Republican nominee for Maine's first congressional district. Charlie has also served our country with distinction in the military. He is a commander in the United States Navy Reserve, he has served in both Iraq and Afghanistan, and he has received many military medals and service awards.

Originally from Illinois, Charlie has been a resident of Maine since 1983. He lives in Scarborough with his wife Ruth. He is the father of three children: Tricia, Chas and Thomas. Please join me in voting for Charlie Summers, a dedicated public servant for Maine's Secretary of State. Thank you.

Representative SIROCKI of Scarborough seconded the motion.

The CHAIR: The Chair recognizes the Senator from Cumberland, Senator Diamond.

Senator DIAMOND: Thank you very much. First, Mr. Chairman, Members of the Joint Convention. I want to apologize for speaking out of turn before the good Senator from Penobscot,

Senator Plowman. I did not see her standing, so please accept my apologies.

It is my pleasure and honor to place in nomination the name of Matthew Dunlap for the position of Secretary of State for the State of Maine. Matt, as you know, has served as Secretary of State for six years. But before I talk about Matt, I would like to pause just a moment and say to you that this nomination is no reflection on the Republican nominee for this office, Charlie Summers. Charlie has served this state well; four years, two terms in the Maine Senate. He has served this region well as the director/administrator of the Small Business Association, and he has served his country well as Lieutenant Commander in the United States Navy. He did that with distinction, with pride and with honor.

Now this nomination is about Matt Dunlap for all he has achieved in the past six years as Maine's Secretary of State. It's about those accomplishments that I want to speak to you very briefly today. I, having served as Maine's Secretary of State for eight years, I can tell you with some degree of confidence that this position is the most unique job in state government. Unlike any other position with exception of maybe the chief executive, this position affects the lives of every man, woman and child in this state. If you vote, if you are one of the 60,000 corporations in this state, if you have a driver's license, if you need a state ID, you need something from the state records, you need a title for your vehicle, all of that comes under the hand of the Secretary of State and there is no room for error. If you have a mistake or an error in any one of those areas, you affect literally hundreds of thousands of people. Matt has done this job smoothly and efficiently for the last six years, so much so that we've taken it for granted pretty much.

One of the most outstanding things about Matt Dunlap is he leaves partisanship at the door when he walks into his office as Secretary of State. He governs professionally and the demeanor he shows is that of respect, no matter who you are, Democrat, Republican, Green or none of the above. He has demonstrated that nonpartisanship through his hirings. His staff, his employees have been outstanding and are outstanding. They are some of the best employees in state government. If you are the chief election official in this state, there is no tolerance for even a whisper of partisanship. If you control the driver's licenses of this state and the vehicles that drive on these roads and suspend 60,000 driver's licenses a year, you better have a steady hand and a thick skin. If you're one of the 60 or 70,000 corporations, again, who need to have their filings done in this state so they can do business, Matt has done that. He has an organization within the Department of the Secretary of State that makes all that happen very smoothly.

Ladies and Gentlemen, this nomination isn't about Democrats or Republicans or Independents. It's about rehiring of a man who has continuously done the job. No matter your party, no matter who you are, you receive the same respect. If we base this interview, this process of hiring, on what the previous and the current Secretary of State has done, then we'll know we have no choice but to help and vote for Matt Dunlap. No one else in this last six years has had this job, and he's done it admirably. No matter what else you think, when you look him in the eye you have to say "Matt, you've done a good job," and so I hope you'll join me in voting for Matt Dunlap. Thank you very much.

On motion of Senator DIAMOND of Cumberland, Matthew Dunlap of Old Town was placed in nomination for the office of Secretary of State for the political years 2011 and 2012.

The CHAIR: The Chair recognizes the Representative from Portland, Representative HASKELL.

Representative HASKELL: Thank you, Mr. Chairman and members of the Joint Convention. It's my distinct pleasure to second the nomination of the Honorable Matt Dunlap to be Maine's Secretary of State, and I would like to speak to my motion, Mr. Chairman.

Thank you very much. Folks, any of you who know Matt now that he has a long and impressive resume. He's been working in the natural resource/conservation area, historic preservation, promotion of Maine libraries, preservation of rare and important documents, active in the establishment of OPEGA. He is a fish and wildlife devotee. I think if you don't know that, then you haven't met Matt because he talks about that a lot. He's been involved in the Atlantic Salmon Commission, the Maine Youth Fish and Game Association, the Board of Directors at IAM. He writes for Northwoods Sporting Journal, and I actually read some of those. Involved with the Great Ponds Act. It's the MOSES system. It's been recognized by the Maine Audubon Society, Maine Merchant's, Maine Guides, Informed Notaries. He was a Flemming Fellow, a Toll Fellow. He went to the JFK government senior executive's program, and on and on. But I'm going to run out of breath if I read you everything that's on the resume of this remarkable young man, and I get to say that at my stage in life.

But there's a little bit more that I'd like to talk about. I'm going to save enough breath to talk about the really important work that he's done for all of us as Secretary of State and, in particular, the technological improvements that he's been promoting for and has been vigorously advocating as a member of the InfoME Board. I already mentioned the MOSES system. Any of you who have never had the experience that I did when I went hunting up in Sullivan a couple of weeks ago and realized I had not put my hunting license in my jacket, I went online at the cabin and, after I paid my \$2 fee, I printed off another hunting license, and it was available to me and I was out the next morning. That's not the kind of stuff that government, in general, is well known for. The Secretary of State's Office is well known for those kinds of technological improvements that make our lives easier and help support folks here in Maine. The Rapid Renewal, the online driver's license renewals, any number of matters of that sort have been high priorities for Secretary Dunlap. He was nominated by Governor Baldacci and Senator Susan Collins to be a member of the Committee on Standards for Driver's Licenses and ID Cards, under the federal Intelligence Reform Act. He has been active in his association and, this year, he is even president for the eastern region. But personally, he is the kind of the guy you can be proud of when you know he's out there representing Maine in these important matters. He's smart, he's fair, he's polite, he's engaged, and he's committed to doing the very best job.

When it comes to the matters we're closest to, he's proven his commitment and his fair mind, over and over, highlighted by his support for the bipartisan conduct of elections without regard to any repercussions, even from his own party. That's a rare and commendable quality and it demonstrates that he puts the right way ahead of the expedient way. He is also steadfastly responsive. You know he carries that little notebook in his pocket. If you have a constituent question, he writes it down and you get an answer right back. I ask you today to please cast your vote for experience, for professionalism and for a true public servant, for the best for the State of Maine as his everyday promise to all of us. Thank you, Mr. Chairman.

Representative HASKELL of Portland seconded the motion.

The Chair recognized in the House Gallery the Honorable Matt Dunlap and the Honorable Charles Summers.

Senator COURTNEY of York moved that nominations cease.

The CHAIR: The nominees are Charles E. Summers, Jr. of Scarborough and Matthew Dunlap of Old Town for the office of Secretary of State. The Chair will appoint a committee to receive, sort and count votes for the office of the Secretary of State for the State of Maine for the political years 2011 and 2012.

Subsequently, the Chair appointed:

The Senator from Penobscot, Senator PLOWMAN
The Representative from Scarborough, Representative SIROCKI
The Senator from Cumberland, Senator DIAMOND
The Representative from Portland, Representative HASKELL

The Chair recognized several distinguished guests. In the House Gallery the Chairman of the Washington County Commissioners, the Honorable Chris Gardner of Edmunds; in the rear of the House Chamber the former House Republican Assistant Leader, the Honorable Robert Crosthwaite of Ellsworth; and in the House Gallery the former Senator from Franklin, current Chairman of the Republican Party, the Honorable Charles Webster.

The Chair will announce the result. 184 votes having been cast, 93 votes necessary for choice, Charles E. Summers, Jr. having received a majority of all votes cast, the Chair declared Charles E. Summers, Jr. of Scarborough duly elected Secretary of State of the State of Maine for the political years 2011 and 2012.

The CHAIR: Nominations are now in order for the office of State Treasurer for the political years 2011 and 2012.

The Chair recognizes the Senator from Hancock, Senator Langley.

Senator LANGLEY: Mr. Chairman, I nominate Bruce Poliquin of Georgetown for the office of State Treasurer for the political years 2011 and 2012 and wish to speak to my motion.

Mr. President, Mr. Speaker, Men and Women of this Joint Convention. I rise today to place the name of Bruce Poliquin in nomination for the office of Treasurer of the State of Maine. We're all very much aware of the current fiscal crisis in Maine and the hard work that is required to balance the budget and protect Maine citizens. We will need all of the financial experience we can get to work our way through these tough economic times. Bruce Poliquin brings that expertise to the Treasurer's Office. Bruce is an example of the pattern we see very often in Maine. Bruce grew up in Waterville, went off to school, pursued a career and then came back home to his home State of Maine. Bruce wants to give back to the State of Maine in the same way that we here today want to give back to the State of Maine. Bruce wants to use his vast financial experience in the Treasurer's Office to help return Maine to fiscal stability and prosperity.

Bruce brings to the job of Treasurer, years of investment and money management experience. At this critical juncture in our state's financial health, we need a strong financial leader. Bruce is that person. He spent 17 years on Wall Street as a principal of Avatar Investors Associates Corp., an investment management firm which safely and productively handled \$5 billion in pension fund assets. He knows how the capital markets work and helped

oversee the management of large sums of stocks, bonds and cash equivalents. He understands the primary cash management, debt management and investment management duties of the State Treasurer. Bruce is a proven leader and you can count on him to perform the duties of Treasurer and you can count on Bruce for honest appraisals of our financial standings. Bruce will be a great resource to all of us in the Legislature as we navigate through these tough financial waters. Please join me in supporting the nomination of Bruce Poliquin by casting your vote today. Thank you.

On motion of Senator LANGLEY of Hancock, Bruce Poliquin of Georgetown was placed in nomination for the office of State Treasurer for the political years 2011 and 2012.

The CHAIR: The Chair recognizes the Representative from Madison, Representative Curtis.

Representative CURTIS: Thank you, Mr. President. I rise to second the nomination of Bruce Poliquin for the State Treasurer position, and I wish to speak to my motion.

Mr. President, Ladies and Gentlemen of the Joint Assembly. Bruce Poliquin brings to the table over 35 years of owning, operating and managing a number of different businesses from all sizes. He also brings years of managing investment accounts, bonds and cash management accounts on Wall Street. Mr. Poliquin has familiarized himself with the operations and the work of the State Treasurer's office and he's ready to hit the road running. Please join me in supporting Bruce Poliquin for the office of Maine State Treasurer. Thank you, Mr. President.

Representative CURTIS of Madison seconded the motion.

Senator COURTNEY of York moved that nominations cease.

On motion of Senator COURTNEY of York, one vote was cast, on part of the Convention, for Bruce Poliquin of Georgetown for the office of Treasurer for the political years 2011 and 2012.

The Chair declared Bruce Poliquin of Georgetown the Treasurer for the State of Maine for the political years 2011 and 2012.

The Chair recognized several distinguished guests. In the rear of the House Chamber former Representative, the Honorable Michael Vaughan; in the House Gallery former Representative, the Honorable Thomas Watson; in the rear of the House Chamber the former President of the Maine Senate, the Honorable Richard Bennett; in the House Gallery the former Representative from Scarborough, the Honorable Harold Clough; in the House Gallery the former Representative from Winslow, the Honorable Kenneth Fletcher; and in the rear of the House Chamber the former Senator from Somerset, the Honorable Peter Mills.

The CHAIR: Nominations are now in order for the office of Attorney General for the political years 2011 and 2012.

The Chair recognizes the Representative from Hampden, Representative Cushing.

Representative CUSHING: Thank you, Mr. President. Members of the 125th Legislature, honored guests, ladies and gentlemen. I rise today to place in nomination the name of William Schneider for Attorney General, and I wish to speak to my motion.

Ladies and Gentlemen of the 125th Legislature. It is my pleasure to rise today to place in nomination the name of my good friend, William G. Schneider. I also thank the good Senator from Kennebec County for sharing with me some of his poignant comments yesterday.

Bill Schneider is a unique individual. He is one of those people you find few and far between in this world. He represents the very best of both the legal profession and the State of Maine. Bill is a graduate of West Point where he was an All-American athlete and a dean's list student. He went on in the Army where he was a decorated Green Beret, a member of the Airborne Special Forces groups who served in Korea. His military career ended with a debilitating accident, but Bill Schneider is not someone to be beaten down by circumstances. He was just getting started. He turned his attention to the private sector where he traveled the world installing security systems and protocols. He then set his eyes on law school, graduating with distinction from the University of Maine Law School. How did his classmates feel about him? They selected him for their highest honor, student class speaker.

Right after graduation Bill went to work in the Attorney General's Office for six years and quickly distinguished himself as a prosecutor with a particular concentration on the Maine Drug Task Force. He prosecuted the most serious felonies against our citizens throughout the courts in this state. Bill then came right here in this body, serving three terms in the Maine House of Representatives and distinguishing himself and rising to the level of minority whip, a position I'm getting familiar with. That was only in his second session, another odd coincidence. He was then on to the U.S. Attorney's Office in Maine, but not just any job. Bill has been responsible for our federal antiterrorism investigations and prosecutions. In that job he is a leader in coordinating and encouraging cooperation among state, federal, local and even international governmental agencies. Sounds like very good training for an attorney general. For two of those years while we lost Bill, he was in Northern Virginia, where he was a member of an interagency task force that was charged to evaluate every single terrorism detainee at Guantanamo Bay, and determined the appropriate disposition for each one of those people. The bottom line is Bill Schneider is a star in the legal profession but equally impressive is his role of community service, from being a board member of Spurwink Inc. to Chairman of the Board of Directors of Alpha One, even a member of the Durham Conservation Commission. He is a husband, a father and I'm told that he is a very avid Red Sox fan, which also makes him near and dear to my heart as well. As you know, life has not always been kind to Bill, but if people expected him to be slowed down by adversity, he has faced it and he is willing to face it again. We're talking about an important job here. The Attorney General is the chief law enforcement officer for the state. He must be adept in dealing with local agencies, state government, his federal counterparts and even international agencies with our friends across the border in Canada and around the world. It must be someone who commands respect in the courtroom as well as in the halls of this Legislature. I believe this sounds like the job was made for Bill Schneider. The Attorney General must also carry his duties out in a fair and nonpartisan manner. This is exactly what Bill has proven time and time again to do, in serving in the U.S. Attorney's Office under both a Democratic and a Republican administration.

Lastly, the Attorney General is a part of the public face of our government. How fortunate for all of us to have Bill, a decorated military hero, a political veteran of the Legislature, and a distinguished career prosecutor. Our Governor-elect is very interested in the quality of people that we have and we have two very fine candidates, but I think that we can clearly see that Bill Schneider fits the needs of this office and, at this time, would be the appropriate choice. I am very proud to nominate my friend William Schneider for Maine's next Attorney General. We should be proud as an organization to elect him to that office today.

On motion of Representative CUSHING of Hampden, William Schneider of Durham was placed in nomination for the office of Attorney General for the political years 2011 and 2012.

The CHAIR: The Chair recognizes the Senator from Androscoggin, Senator Snowe-Mello.

Senator SNOWE-MELLO: Thank you, Mr. President. I rise today to second the nomination of William Schneider for Attorney General, and I wish to speak to my motion.

Thank you, Mr. President. First of all, I got to know Bill many years ago while I served in the Maine House of Representatives and he was our minority assistant leader. In that position Bill was thoughtful, Bill was wise and had a quiet, steady, strength about him, and he still does. When he spoke, people listened and they took heed. Most of all, Bill's background speaks for itself. He is extremely qualified to be Maine's next Attorney General. I think that when you know his background, you'll also be compelled to support him as I do.

Bill currently serves as Assistant United States Attorney and Antiterrorism Coordinator. In this position, he is responsible for federal antiterrorism investigations and prosecutions. He coordinates intelligence operations and cooperation among international, federal, state and local government agencies. This, in my mind, is one of the primary functions of government. Protecting us and keeping us safe. It takes a man of strong character to do this kind of work. Bill has also served as an assistant attorney general for a number of years. During most of that time, he served as Maine drug task force attorney, investigating and prosecuting felony drug crimes in Superior Courts in southern Maine. I believe with all my heart that William Schneider is a strong constitutionalist and will follow the law as written. He is an avid hunter and fisherman and a real outdoorsman. The list goes on and on and on with Bill's accomplishments. He and his wife are even alpaca farmers, and they're gorgeous. You should see these critters, they're beautiful. I've had the chance to visit Bill's farm in Durham many times and it has been a pleasure, and it's a beautiful, beautiful farm. So a man who is so talented, so gifted can also be so down to earth. So I sincerely hope that you will join me in voting for Bill Schneider to be Maine's next Attorney General. Thank you.

Senator Snowe-Mello seconded the motion.

The CHAIR: The Chair recognizes the Senator from York, Senator Hill.

Senator HILL: Thank you, Mr. President. I nominate Attorney General Janet Mills for re-election as Maine's Attorney General for the years 2011 and 2012, and I would very much like to speak to my motion.

Thank you, Mr. President. Mr. President, Mr. Speaker and Esteemed Senators, House Members, which I only left you yesterday, and all family and friends that are here. I am so honored to nominate Janet Mills for re-election, and I do have a bit to tell you about her because, in a small package, she brings so much to the table. So I have a few pages here that I might refer to, but be thankful because I had to break this down from almost an encyclopedia, she's got so much going for her.

I want to tell you that every day, every hour the Attorney General deals with all sorts of matters, and these affect all of the people of Maine in many different ways. While the Attorney General is the chief law enforcement officer for the state, you really need to realize that the work done over there in the Cross Building and in the divisions throughout the state amount to only about twenty percent criminal. Eighty percent, I repeat, eighty percent of the work that goes on in the Attorney General's Office is civil litigation. It plays a major role there in lawsuits that threaten to drain the public purse, and Janet Mills is always on top of that with all of those cases. She has brought her long

experience and seasoned judgment to weigh in on both criminal and civil cases there. Whether it's filing suit against a state company that is trying to take money from our elderly, whether it's investigating a brutal murder of a child, or whether it's just working hard to meet budget cuts and yet try to save jobs, she takes her job very seriously and does it very well.

Now from those of you who have served in the House or in the other body or been around the State House for awhile, you know that Janet comes from a very interesting family. They are a real mix of Republicans, Democrats and Independents. I always think to myself, especially since they're all such high achievers, it must be very interesting to be around their table at Thanksgiving. I can imagine the conversations. But you know what? I've met families that are politically divided all around Maine, as you have, because that's what Maine's all about, being very independent minded. And to a family, to a person, the people in those households, you know what they want. They told us during elections. What they want more than anything is to not have us be partisan. They want us to reach across party lines and they want us to work together for them. It's very easy when we get here to get caught up with us. We've got to everyday remember we're here working for them. I thought it was interesting, I went to the legislative dinner last night, which I greatly enjoyed, and the Governor-elect was there and he gave a speech, and I welcomed that very much. Something he said really struck me and he emphasized it a few times. He says, you know what, we need to start putting people before politics. I thought to myself, wow, that's so obvious but how often do we say it and how often do we hear it? So I want you to know I wholeheartedly agree with him and I sure hope you do today when you consider who is the most qualified candidate. It's not about politics, it's not about party. It's about quality of person and it's about thinking about the Maine people.

Now listen, we all know that this position of Attorney General, it's a lot of work and it's a job and you need the right person in it. It's the largest law firm in the State of Maine. I don't know how many of you know that. It's a huge undertaking of lawyers and staff, highly trained, very intelligent people, who need a captain who can really steer their ship because that captain has such broad knowledge and depth of knowledge. So I think it's important that you know some of the qualifications of Janet Mills because they are long and lengthy but, like I said, I did it to your favor, I condensed them. So I would match any of her qualifications and credentials against anyone because, if you did and you had a list, you would see that she far exceeds anyone else. But here are a couple of things. She has been a member of the Maine and Federal Bar since 1976. She was president of the Maine Prosecutor's Association for four terms. She's been a litigator, trying numerous civil and criminal cases across the state. She's tried cases of homicide, child abuse, arson and fraud. Her background is really very broad. You know she was also a district attorney and she managed three counties, nine busy trial courts for 15 years. She was also legal counsel to three boards of county commissioners. This one just amazes me because I haven't really met anybody else who can hold a hat to this one, but she has argued over 100 cases before the Maine Supreme Court and won most of them. You can check the record, they're all there. But another thing she brings that's important to us as legislators, she's a three term legislator and when she was here in the House, she worked with Republicans and Dems alike to craft good legislation, to help draft amendments, to help people understand what was the bill about. She just, again, has such a broad understanding of this that she brought it to the State House in a way that many others have not been able to do. But more importantly, what they mean to us is

her door is open and she gets it. When we have issues and we need opinions, she gets it that we need them fast, and we really need them in layman's language because most of us are laymen.

You might have noticed that I kept saying "she, she, she, she." Let's face it, she's a woman, and she's the first woman Attorney General in the history of the State of Maine. I'm very

proud about that. As you can see from where I sat today, I don't have any problem with sitting with men and working with men, but I think there's something very, very special about finally having a woman reach that office, and a woman who has tackled it and turned it into even a better place.

So how did she turn it into a better place? Let me give you a few pointers here. Many of you know about Pineland. It's been around the state for 35 years. Janet couldn't believe the amount of money that was spent on this case and millions for litigation fees. You know, a consent order came out years ago, so she finally said, listen, give me that docket and let me look it over, and there were hundreds and hundreds of entries that she read through. Then after she got done with the docket, she said, "You know what, I better look at the files", and so up came the caseloads of files and she read them, day after day, into the wee hours of the morning, and then decided to connect with the judge and say I really need to meet with you, we need to set up a court date, we need to talk about this because we need to end this case. Maine has met its obligations. Low and behold, she did have her conference with the judge, and the judge said, Attorney General Mills, you are right and it ends today. You know, it saved the state millions of dollars going forward in litigation. So that just happened in the last two years.

Earlier this year, she also worked with the Chief Executive and drafted a policy whereby all contracts with the government will have to be reviewed in detail. I mean we haven't done that before. This alone is excellent, it will avoid litigation in the future and, again, save lots of money which we all are happy to do.

She also pursued major cases of fraud against the state. And you know what? How about the figure \$7.6 million. That's what she brought home in restitution. I think one thing I heard a lot on the campaign trail was concern about fraud and welfare, and Attorney Mills has not taken a light attitude towards that. She has hired a special investigator and prosecutor and is now filing indictments for lies for people, in terms of welfare, receiving benefits that they're not entitled to. And again, I think that's going to add up to big money in the state.

The other thing that she's done that I found fascinating because I went over to the computer lab and also to the crime lab, cold cases. Wow. We have 50 that have been sitting there and Attorney Mills decided no longer, we need to pursue these. I can't tell you, some of you must know about it and you must have been just as proud, but Bill Stokes, who works for the AG's Office, and under the tutelage and direction of Attorney Mills, they nabbed Thomas Michael, a person who committed a cold-blooded murder 26 years ago, and they're really going after the other 50 cases, especially since we now have DNA to work with.

Here's one for the business people, of which I'm one. Attorney General Mills has brought law enforcement agencies, the Maine Merchants Association and other businesses together to combat drug related robberies, a big problem for businesses these days, a big problem for families these days, and she's pursuing it hotly. She has spent hundreds of hours working to solve problems with prescription drug abuse. I didn't know this earlier, a few days ago. It's the number one cause of deaths in the State of Maine. I found that really interesting.

All this time, Attorney General Mills has done more with less. She's cut our General Fund expenditures by 10 percent—that's admirable in any business—and she has tried to minimize laying

off attorneys, but she's done so where she felt it was necessary. I know most of you know this, who have been serving with her or myself over the last four years and the last two that she's actually served as AG, but here's a couple of things I think you may not know about her in particular. This one touches me and I gotta guess it's going to touch women all over the state. She received a letter from a Mainer and it's one of those heart wrenching ones because, actually, it affects women directly. But I know husbands and dads, when they hear this, and people I know, their daughters and their wives or their girlfriends have suffered from this, they know how horrible this is, your life is destroyed. This letter said:

Dear Janet, I've been stalked, I've been harassed, I've been tormented by a man I broke up with three years ago. I have changed my name, I moved out of my beloved state. Still he finds me. He uses Craig's List, he uses Facebook, and he sends dangerous strangers to my door. I've sought help everywhere. I don't know where to turn. Can you in your department please help me?

Well, Attorney General Mills got together with the computer crime lab, the state police, and they went into a lengthy investigation and he played lots of games and managed to hide here and hide there, but guess what? Eventually they got him and now he's in jail. I have to think that woman who was victimized for years has to be so thankful to Attorney General Mills. I know I as a woman am thankful and I have to think the rest of the women in the State of Maine know this sends a big message. We've got somebody fighting for us in this horrible, horrible situation. So you know what? These are all the reasons why I want Janet Mills to continue to be Maine's Attorney General. I mean she is the Attorney General, she is the best qualified, and she's done one heck of a job.

So on a personal note I think I need to just tell you a few things about her. She's not a stranger to the State of Maine. She was born and raised here. She has lived in many places around this state. She has family everywhere, as many of you know, and I find it interesting because they've been farmers up in the County, they've been granite cutters on the coast, they've been school teachers and shopkeepers, and a few of them even rolled into law practice. She married a widower and she took on five stepchildren. That alone to me is an amazing thing. She brought them up in rural Maine, so she gets the needs of citizens there and families raising their children. She is undoubtedly invested in this state and she is dedicated to its values and future as anyone. So you know what? I think we need to apply some common sense today, and we need to consider re-electing her. No, no, no. We actually need to vote to re-elect her because she is an excellent manager, a fabulous litigator, a seasoned attorney, and she's bipartisan across the board in her work.

I have one last thing to say because I really appreciate you listening to me all of this time, and the eye contact, I can tell you have been. I think when we go home today, we've had a fabulous couple of days and when we leave today or tomorrow, I think the thing we need to ask ourselves is what did we do for Maine? What did we do for Maine in the last day or two? I think the next question is who do we vote for, for AG, and did we elect the very best person for Maine? Did we elect the very best person for our constituents? So thank you and I hope you'll cast your vote for present Attorney General Janet Mills. Thank you.

On motion of Senator HILL of York, Janet Mills of Farmington was placed in nomination for the office of Attorney General for the political years 2011 and 2012.

The CHAIR: The Chair recognizes the Representative from Hudson, Representative Duchesne.

Representative DUCHESNE: Thank you, Mr. Chair. I second the nomination of Janet Mills for the office of Attorney General and wish to speak to my motion.

Thank you, Mr. President. We're an odd state. Most states leave the hiring job up to the Chief Executive or the voters. In Maine, we're the ones who sit down with the resumes, look them over and decide which are the best candidates. Now for those of you who have actually had experience running a business before, if you sat down with Janet Mills's resume, what is the first thing you would think of as you went over it? I mean if you saw that much technical experience and business management experience on a resume, you as a business manager, what is the first thing you would think of? This is how I'm going to know if you've actually run a business. The first thing most employers would think is she's going to want too much money. If ever there was a person with all the right qualifications and experiences, it's Janet. As you've heard, she's been a member of the bar since 1976, she was the first woman district attorney in New England, and, believe it or not, she actually has two years of experience at the very job we're trying to fill.

I did my doors this last summer the same way you did, I heard the same things you did, especially if you happen to come from a rural area like Janet and I do. When Janet was in the Legislature as a member of the Appropriations Committee, she worked to cut the state budget. Then when she went to the Attorney General's Office, she had to cut her own budget a lot, and she had to make those tough choices. But here's the most important part. Once you've cut that budget, you have to realign your resources to get the most out of what's left, and that is what she's done a remarkable job of. She's actually focused on the things that my constituents most cared about. She's already doing the things that I promised. She put her money where my mouth is.

You know in small towns everybody knows somebody down the road who was somehow cheating on social service programs, right? Small towns, everybody knows somebody. And all summer long you'd be standing on the porch working with these people saying, how do you catch the cheats without hurting the people who really need their help in a down economy? Little did I know that Janet was actually doing that much more than I ever realized. I didn't know how much she'd actually accomplished until I read it in the paper a week after the election. Over the past year and a half, the Attorney General's Office has brought successful prosecutions on recipient fraud, including the diversion of electronic benefit cards, misuse of ASPIRE funds, program benefits, food stamps, MaineCare, housing fraud, much more than I actually realized that the Attorney General's Office was doing. I was very pleased. Prescription drugs, as you've heard, the number one cause of crimes in the state, and she's taken that as a top priority. That has made most of the people in my district very happy and the remainder very nervous. Now this is important because on the limited budget, she is concentrating scarce resources where it's really going to make the most difference for the state. It is hard for an attorney general to resist the temptation to use the office as a bully pulpit, using valuable staff, time and resources to make statements on federal issues or other issues that maybe aren't quite so important to the daily lives of people now. Resisting that temptation and focusing resources on what's best for the bottom line for the people of Maine just demonstrates Janet's sound business judgment and experience.

Now this is the point where I get all bipartisan on you. I've heard that we're not putting people before politics. We'll see.

Here it is from me personally. In hindsight, I wish I had put her achievements on my palm card. So the next time you are running for re-election, I don't care what party you're in, don't run on your record, run on her's. My next palm card: Bob Duchesne voted to prosecute welfare fraud; Bob Duchesne voted to fight drug crimes; Bob Duchesne voted to protect the elderly from consumer scams; Bob Duchesne voted to protect homeowners from unwarranted foreclosures. That's right, I'm advising everyone here to take credit for the work of somebody else. That's okay, because in two years you're going to get a lot of blame for stuff you didn't do. Take credit for what you did do. Take credit for voting for Janet Mills. And by the way, Mr. Chair, she will take the job for the money that's being offered. Thank you.

Representative DUCHESNE of Hudson seconded the motion.

The Chair recognized in the rear of the House Chamber the Honorable Bill Schneider and in the House Gallery the Honorable Janet Mills.

Senator COURTNEY of York moved that nominations cease.

The CHAIR: The nominees are William Schneider of Durham and Janet Mills of Farmington for the office of Attorney General. The Chair will appoint a committee to receive, sort and count votes for the office of the Attorney General for the State of Maine for the political years 2011 and 2012.

Subsequently, the Chair appointed:

The Representative from Hampden, Representative CUSHING
The Senator from Androscoggin, Senator SNOWE-MELLO
The Senator from York, Senator HILL
The Representative from Hudson, Representative DUCHESNE

The Chair will announce the result. 184 votes having been cast, 93 votes necessary for choice, William Schneider having received a majority of all votes cast, the Chair declared William Schneider of Durham duly elected to the office of Attorney General for the political years 2011 and 2012.

On a motion by Senator COURTNEY from York, the Secretary of the Senate was directed to notify the Governor of the election of Constitutional Officers.

The Chair recognized in the House Gallery an honored guest, the former House Republican Leader, the Honorable Linwood Higgins.

The purpose for which the Convention was assembled having been accomplished, the Chair declared the same dissolved.

The Senate then retired to its chamber.

(After the Joint Convention)

The House was called to order by the Speaker.

SENATE PAPERS

The following Joint Order: (S.P. 1)

ORDERED, the House concurring, that the Joint Rules of the 124th Legislature shall be the Joint Rules of the 125th Legislature, except for the following changes.

Joint Rule 202 is amended by striking out all of the first paragraph and inserting in its place the following:

All requests for bills and resolves submitted by Legislators for a first regular session must be submitted in complete form, as provided in Joint Rule 208, to the Revisor of Statutes by 4:00 p.m. on Friday, January 7, 2011.

Came from the Senate, **READ** and **PASSED**.
READ and **PASSED** in concurrence.

The following Joint Order: (S.P. 2)

ORDERED, the House concurring, that when the House and Senate adjourn, they do so until Friday, December 17, 2010 at 10:00 in the morning.

Came from the Senate, **READ** and **PASSED**.
READ and **PASSED** in concurrence.

The following Joint Order: (S.P. 3)

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 5, 2011, according to lists certified to the State Controller by the President of the Senate and Speaker of the House, respectively.

Came from the Senate, **READ** and **PASSED**.
READ and **PASSED** in concurrence.

The following Joint Order: (S.P. 4)

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.

Came from the Senate, **READ** and **PASSED**.
READ and **PASSED** in concurrence.

The following Joint Order: (S.P. 5)

ORDERED, the House concurring, that telephone service may be provided for each member of the Senate and House, and each Representative from the Indian Tribes at the Legislature, for a reasonable number of calls, of reasonable duration, as determined by the President of the Senate as to members of the Senate and the Speaker of the House as to members of the House of Representatives and Representatives from the Indian

Tribes, to points within the limits of the State of Maine. The privilege granted to be a personal privilege not to be exercised by other than the members or representatives, that each member of the Senate and House, and each Representative from the Indian Tribes at the Legislature, may be provided with a prepaid phone card under the direction of the Secretary of the Senate and Clerk of the House, respectively; and be it further

ORDERED, that the President of the Senate or Speaker of the House, may upon a finding of abuse of the privilege of telephone service by a member of the Senate or a member of the House, respectively, temporarily suspend or terminate the privilege of said telephone service to that member.

Came from the Senate, **READ** and **PASSED**.
READ and **PASSED** in concurrence.

The following Joint Order: (S.P. 6)

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.

Came from the Senate, **READ** and **PASSED**.
READ and **PASSED** in concurrence.

The following Joint Order: (S.P. 7)

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.

Came from the Senate, **READ** and **PASSED**.
READ and **PASSED** in concurrence.

The following Joint Order: (S.P. 8)

ORDERED, the House concurring, that a sufficient number of the Legislative Record for the 125th 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.

Came from the Senate, **READ** and **PASSED**.
READ and **PASSED** in concurrence.

The following Joint Order: (S.P. 9)

WHEREAS, Maine was recently ranked by Forbes magazine as the worst state in the nation in terms of its business climate; and

WHEREAS, it is essential to improving the business climate in Maine that legislation providing real and meaningful regulatory fairness and reform be enacted prior to the adjournment of the First Regular Session of the 125th Legislature; and

WHEREAS, meaningful regulatory fairness and reform must, by definition, cut across the traditional jurisdictional boundaries of the different joint standing committees of the Legislature; and

WHEREAS, meaningful regulatory reforms must be developed in a coordinated manner, with full transparency and fairness and in the shortest possible time frame; now, therefore, be it

ORDERED, the House concurring, that the Joint Select Committee on Regulatory Fairness and Reform is established as follows.

1. Establishment. The Joint Select Committee on Regulatory Fairness and Reform, referred to in this order as "the committee," is established.

2. Membership. The committee consists of 15 members of the Legislature: 5 members of the Senate appointed by the President of the Senate and 10 members of the House of

Representatives appointed by the Speaker of the House of Representatives. The President of the Senate shall appoint no more than 3 Senators from the party holding the largest number of seats in the Senate and no more than 2 Senators from the party holding the 2nd-largest number of seats in the Senate. The Speaker of the House of Representatives shall appoint no more than 6 Representatives from the party holding the largest number of seats in the House of Representatives and no more than 4 Representatives from the party holding the 2nd-largest number of seats in the House of Representatives. Nothing in this section precludes the appointment of a member who is not a member of the party holding the largest number of seats or the 2nd-largest number of seats in the chamber. The first-named Senate and House members shall serve as cochairs of the committee.

3. Duties. The committee shall make recommendations on improving the business climate in the State and facilitating private-sector job creation by reforming the regulatory structure to ensure that the regulatory process is more efficient and less costly to the regulated community, eliminating duplicate or unnecessary regulatory procedures, streamlining and reducing the time required to obtain necessary business permits, ensuring that balanced, transparent and more predictable decision-making processes exist within the regulatory agencies and making any other necessary changes.

4. Authority. The committee shall hold public hearings and work sessions on any legislation referred to it and shall vote on and report out such legislation to the appropriate chamber in the manner prescribed in Joint Rule 310.

5. Meetings; staff assistance. The committee and any authorized subcommittees may meet on days and at locations, including locations across the State, jointly authorized by the President of the Senate and the Speaker of the House of Representatives. The Legislative Council shall provide staffing to the committee. The cochairs of the committee may request technical assistance from appropriate sources whenever necessary. The committee shall report out all legislation referred to it in accordance with deadlines established by the President of the Senate and the Speaker of the House of Representatives.

6. Termination. The committee terminates on June 15, 2011.

Came from the Senate, **READ** and **PASSED**.
READ and **PASSED** in concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH**.

At this point, a message was received from the Senate, borne by Senator PLOWMAN of Penobscot of that body, that the Senate had been duly organized by the election of the Honorable KEVIN L. RAYE of Washington as President, JOSEPH G. CARLETON, JR. as Secretary and BONNIE S. GOULD as Assistant Secretary, and the Senate was ready to transact such business as might come before it.

SENATE PAPERS

Bill "An Act To Ensure Regulatory Fairness and Reform"

(S.P. 10) (L.D. 1

Came from the Senate, **REFERRED** to the Joint Select Committee on **REGULATORY FAIRNESS AND REFORM** and ordered printed.

REFERRED to the Joint Select Committee on **REGULATORY FAIRNESS AND REFORM** in concurrence.

The following Joint Order: (S.P. 11)

ORDERED, the House concurring, that the Joint Select Committee on Joint Rules examine the structure and jurisdiction of the joint standing committees as established in Joint Rule 301 and report back with recommendations necessary to the proper operation of the Legislature no later than 5:00 p.m. on Thursday, December 16, 2010.

Came from the Senate, **READ** and **PASSED**.
READ and **PASSED** in concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH**.

On motion of Representative STRANG BURGESS of Cumberland, the House adjourned at 4:52 p.m., until 10:00 a.m., Friday, December 17, 2010 pursuant to the Joint Order (S.P. 2).