

# MAINE STATE LEGISLATURE

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Senate Legislative Record

One Hundred and Twenty-Seventh Legislature

State of Maine

Daily Edition

Second Regular Session  
beginning January 6, 2016

beginning at Page 1434

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

In Senate Chamber  
Tuesday  
January 12, 2016

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

Prayer by Pastor Jeffrey Butland, Freewill Baptist Church of West  
Lebanon.

**PASTOR BUTLAND:** Let us pray. Heavenly Father, we do thank  
You for this time and this day that we have to be here together.  
Thank You, Lord, for the privilege to open this Senate meeting  
with prayer. Thank You, Lord, for Your word that states that we  
are to give supplication, prayer, into session; thanks for all men,  
for kings, for those in authority, that we might live a peaceable life  
in all righteousness and honesty. Father, it certainly is a privilege  
to come and to lift up before You all these here in this Chamber. I  
pray, Father, that You would guide and direct. We thank You,  
Lord, for them. We pray that You would watch over them, to keep  
them from evil, harm, the enemy that seeks to destroy even the  
freedoms that we know. I know, Father, that You have granted  
many good things to our country, to us. Father, again, we know  
that all good things, as Your word says, cometh from above. We  
ask, Lord, that You might just bless these Senators, that You  
might give wisdom to them, that You might strengthen and uphold  
them, give them understanding in the matters, too, Lord, and  
certainly help them to have courage to stand on that that is true  
and just and right. Once again, Father, we just pray that You  
would be honored and that Your name would be lifted up, for it is  
in Christ's name we come. Amen.

Pledge of Allegiance led by Senator Earle L. McCormick of  
Kennebec County.

Reading of the Journal of Thursday, January 7, 2016.

Doctor of the day, Ted McCarthy, MD of Cape Elizabeth.

Off Record Remarks

**PAPERS FROM THE HOUSE**

**House Paper**

Bill "An Act To Encourage Maine Employers To Offer and  
Employees To Enroll in Disability Income Protection Plans in the  
Workplace"

H.P. 1051 L.D. 1542

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

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

**COMMUNICATIONS**

The Following Communication: S.C. 624

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

January 11, 2016

The Honorable Michael D. Thibodeau  
President of the Senate of Maine  
127th Maine State Legislature  
State House  
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule  
505 of the Maine Legislature, the Joint Standing Committee on  
Environment and Natural Resources has had under consideration  
the nomination of Paul E. Mercer of Penobscot, for appointment  
as the Commissioner of the Department of Environmental  
Protection.

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

YEAS	Senators	2	Saviello of Franklin, Breen of Cumberland
	Representatives	10	Welsh of Rockport, Buckland of Farmington, Campbell of Orrington, Chipman of Portland, Duchesne of Hudson, Hanley of Pittston, Harlow of Portland, Martin of Eagle Lake, Tucker of Brunswick, White of Washburn

NAYS 0

ABSENT 1 Sen. Brakey of Androscoggin

Twelve members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Paul E. Mercer of Penobscot, for appointment as the Commissioner of the Department of Environmental Protection be confirmed.

Signed,

S/Thomas B. Saviello  
Senate Chair

S/Joan W. Welsh  
House Chair

**READ and ORDERED PLACED ON FILE.**

**THE PRESIDENT:** The Chair recognizes the Senator from Franklin, Senator Saviello.

Senator **SAVIELLO:** Thank you, Mr. President. Ladies and gentlemen of the Senate, all of us that have served here for a period of time always looks forward to and dream about the committee meeting which we'll go in for an appointment for an individual that will be short, sweet, and, at the end of the day, a unanimous vote. Yesterday we had that happen in Environment and Natural Resources when Paul Mercer came to us to be appointed as the Commissioner of the Department of Environmental Protection. As I sat there and listened to this gentleman, who I had met with before, I was so excited to see a man, a Maine citizen, with the credentials that Paul Mercer has, being willing to offer his services to the State of Maine. Maine's DEP now needs leadership. It needs to have a person to listen, to guide, and to decide as they move into the next couple of years. Paul brings those attributes to this job and it's really my pleasure to ask you all to help us confirm his nomination. Thank you very much, Mr. President.

---

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

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**THE PRESIDENT:** The Chair recognizes the Senator from Hancock, Senator Rosen.

Senator **ROSEN:** Thank you, Mr. President. Paul Mercer, a constituent of mine, is a much respected member of our community. I have known Paul and his wife, Brenda, for many years. From being a school board member and Little League coach to founding two successful engineering companies in Searsport and Bucksport, he has always been dedicated to our beautiful state and building a stronger Maine for our children and grandchildren. Paul has dedicated his career to finding viable alternative energy solutions and ensuring that there is a reduction in emissions. He truly cares about the environment, as well as the people of Maine. I have no doubt that he will excel as the Commissioner of DEP.

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

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 127<sup>th</sup> Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#456)**

YEAS: Senators: None

NAYS: Senators: ALFOND, BAKER, BRAKEY, BREEN, BURNS, COLLINS, CUSHING, CYRWAY, DAVIS, DIAMOND, DILL, DUTREMBLE, EDGEComb, GERZOFsky, GRATWICK, HAMPER, HASKELL, HILL, JOHNSON, KATZ, LANGLEY, MASON, MCCORMICK, MILLETT, MIRAMANT, PATRICK, ROSEN, SAVIELLO, VALENTINO, WHITEMORE, WOODSOME, THE PRESIDENT - MICHAEL D. THIBODEAU

ABSENT: Senator: WILLETTE

EXCUSED: Senators: LIBBY, VOLK

No Senator having voted in the affirmative and 32 Senators having voted in the negative, with 1 Senator being absent and 2 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Paul E. Mercer** of Penobscot for appointment as the Commissioner of the Department of Environmental Protection was **CONFIRMED**.

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

**THE PRESIDENT:** The Chair is pleased to recognize in the rear of the Chamber joining us today Paul Mercer and his wife, Brenda. Would they please rise and accept the greetings of the Maine Senate.

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The Following Communication: S.C. 617

**STATE OF MAINE  
127<sup>TH</sup> LEGISLATURE  
OFFICE OF THE GOVERNOR**

January 8, 2016

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

Dear President Thibodeau,

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

Michael L. Edgecomb of Spruce Head  
Janet A. McGillan of Fort Fairfield  
Mark L. Wilcox of Mapleton  
Carol S. Bell of Presque Isle

Pursuant to Title 5, MRSA §13080-B, these reappointments are contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Labor, Commerce, Research and Economic Development.

Sincerely,

S/Paul R. LePage  
Governor

**READ and ORDERED PLACED ON FILE.**

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The Following Communication: S.C. 618

**STATE OF MAINE  
127<sup>TH</sup> LEGISLATURE  
OFFICE OF THE GOVERNOR**

January 8, 2016

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

Dear President Thibodeau,

This is to inform you that I am today nominating Meri N. Lowry, Esq. of Portland for appointment to the Commission on Governmental Ethics and Election Practices.

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

Sincerely,

S/Paul R. LePage  
Governor

**READ and ORDERED PLACED ON FILE.**

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The Following Communication: S.C. 619

**STATE OF MAINE  
127<sup>TH</sup> LEGISLATURE  
OFFICE OF THE GOVERNOR**

January 7, 2016

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

Dear President Thibodeau,

This is to inform you that I am today nominating the following to the Marine Resources Advisory Council:

Kristin E. Brawn of Bath, appointment  
Michael E. Murphy II of Machiasport, reappointment  
Thomas W. Casamassa of Saco, reappointment  
Michael E. Love of North Yarmouth, reappointment

Pursuant to Title 12, MRSA §6024, this appointment and these reappointments are contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Marine Resources.

Sincerely,

S/Paul R. LePage  
Governor

**READ and ORDERED PLACED ON FILE.**

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The Following Communication: S.C. 620

**STATE OF MAINE  
127<sup>TH</sup> LEGISLATURE  
OFFICE OF THE GOVERNOR**

January 7, 2016

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

Dear President Thibodeau,

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

Rosaire Pelletier of Madawaska  
Larry G. Mitchell of Winslow  
Jonathan A. Block, Esq. of Portland

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

Sincerely,

S/Paul R. LePage  
Governor

**READ and ORDERED PLACED ON FILE.**

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The Following Communication: S.C. 621

**STATE OF MAINE  
WORKERS' COMPENSATION BOARD  
OFFICE OF EXECUTIVE DIRECTOR/CHAIR  
DEERING BUILDING, AMHI COMPLEX  
27 STATE HOUSE STATION  
AUGUSTA, MAINE 04333-0027**

January 6, 2016

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

Honorable Mark W. Eves  
Speaker of the House  
2 State House Station  
Augusta, Maine 04333

RE: Annual report of the Workers' Compensation Board pursuant to 5 MRSA §12023(2)

Dear President Thibodeau and Speaker Eves:

Pursuant to 5 MRSA, §12023, please consider this the letter of transmittal for the required report from the Workers' Compensation Board due by February 1, 2016.

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

Very truly yours,

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

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

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The Following Communication: S.C. 622

**MIDCOAST REGIONAL REDEVELOPMENT AUTHORITY  
15 TERMINAL ROAD, SUITE 200  
BRUNSWICK, MAINE 04011**

January 6, 2016

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

Honorable Mark W. Eves  
Speaker of the House  
2 State House Station  
Augusta, Maine 04333

Subject: Government Accountability Report (5 MRSA §12023)(2)

Dear President Thibodeau and Speaker Eves:

In compliance with the requirements of the Government Accountability and Oversight Law for quasi-independent State entities (5 MRSA §12023), please consider this letter of transmittal for the required report on behalf of the Board of Trustees of the Midcoast Regional Redevelopment Authority (MRRA) due by February 1, 2016.

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

Sincerely,

S/Steven H. Levesque  
Executive Director

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

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The Following Communication: S.C. 623

**STATE OF MAINE  
CONNECTME AUTHORITY  
78 STATE HOUSE STATION  
AUGUSTA, MAINE 04333-0078**

January 8, 2016

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

Honorable Mark W. Eves  
Speaker of the House  
2 State House Station  
Augusta, Maine 04333

Dear President Thibodeau and Speaker Eves:

Pursuant to 5 MRSA, §12023, please consider this the letter of transmittal for the required report from the ConnectME Authority due by February 1, 2016.

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

Thank you.

Sincerely,

S/Phillip Lindley  
Executive Director

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

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Senate at Ease.

Senate called to order by the President.

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### SENATE PAPERS

Bill "An Act To Resolve Inconsistencies in the Drug Laws"  
S.P. 609 L.D. 1554

Presented by Senator ROSEN of Hancock.  
Cosponsored by Representative DAVITT of Hampden and  
Senators: DIAMOND of Cumberland, SAVIELLO of Franklin,  
Representatives: BECK of Waterville, SHORT of Pittsfield.  
Submitted by the Department of the Attorney General pursuant to  
Joint Rule 203.

On motion by Senator **ROSEN** of Hancock, **REFERRED** to the  
Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and  
ordered printed.

Sent down for concurrence.

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Bill "An Act To Repeal the Maine Guaranteed Access  
Reinsurance Association Act"  
S.P. 605 L.D. 1545

Presented by Senator WHITTEMORE of Somerset.  
Cosponsored by Representative BECK of Waterville and  
Senators: CUSHING of Penobscot, LANGLEY of Hancock,  
Representative: MARTIN of Sinclair.  
Approved for introduction by a majority of the Legislative Council  
pursuant to Joint Rule 203.

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

Sent down for concurrence.

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Bill "An Act To Protect Shellfish Conservation Areas"  
S.P. 606 L.D. 1550

Presented by Senator GERZOFISKY of Cumberland.  
Cosponsored by Representative KUMIEGA of Deer Isle and  
Senators: BAKER of Sagadahoc, BURNS of Washington,  
DIAMOND of Cumberland, PATRICK of Oxford, Representatives:

BRYANT of Windham, GIDEON of Freeport, LONG of Sherman,  
McCREIGHT of Harpswell.  
Approved for introduction by a majority of the Legislative Council  
pursuant to Joint Rule 203.

Committee on **MARINE RESOURCES** suggested and ordered  
printed.

On motion by Senator **BAKER** of Sagadahoc, **TABLED** until  
Later in Today's Session, pending **REFERENCE.**

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Bill "An Act To Make Additional Technical Changes to Recently  
Enacted Tax Legislation" (EMERGENCY)  
S.P. 607 L.D. 1551

Presented by Senator McCORMICK of Kennebec.  
Cosponsored by Representative GOODE of Bangor.  
Submitted by the Department of Administrative and Financial  
Services pursuant to Joint Rule 203.

On motion by Senator **MCCORMICK** of Kennebec, **REFERRED**  
to the Committee on **TAXATION** and ordered printed.

Sent down for concurrence.

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### Pursuant to Statutes Workers' Compensation Board

Senator CUSHING for the **Workers' Compensation Board**,  
pursuant to the Maine Revised Statutes, Title 39-A, section 152,  
subsection 11 asked leave to report that the accompanying Bill  
"An Act To Improve the Workers' Compensation System"  
S.P. 608 L.D. 1553

Be **REFERRED** to the Committee on **LABOR, COMMERCE,**  
**RESEARCH AND ECONOMIC DEVELOPMENT** and ordered  
printed pursuant to Joint Rule 218.

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

On motion by Senator **CUSHING** of Penobscot, **REFERRED** to  
the Committee on **LABOR, COMMERCE, RESEARCH AND**  
**ECONOMIC DEVELOPMENT** and ordered printed pursuant to  
Joint Rule 218.

Sent down for concurrence.

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### Joint Resolution

Joint Resolution in Memoriam:

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

The Honorable Nancy Randall Clark, of Freeport, the first woman to serve as Maine's Senate Majority Leader. Ms. Clark was a highly regarded member of the greater Freeport community and a leader in Maine politics. She was born in Portland and attended Freeport schools. Ms. Clark received her teaching and business degrees from the University of Maine and Husson College and a master's degree from Bryant College. She was a teacher for 40 years, first in Scarborough and then in the Freeport school system. She was an involved member of the Maine Teachers Association, where she served as president. Ms. Clark was elected to the Legislature in 1973 and served for 20 years, with 3 terms in the House of Representatives and 7 terms in the Senate. She served one term as Assistant Senate Majority Leader and 3 terms as Senate Majority Leader. She was a member of Harraseeket Grange No. 9 for more than 4 decades, having served on the Executive Committee of the Maine State Grange, and she was a longtime member of the Order of the Eastern Star. Ms. Clark was involved in many professional, community and service organizations, was a member of the Cumberland County Retired Educators Association, a member of the Board of Directors of the Maine State Society for the Protection of Animals for 37 years and a member of the Daughters of the American Revolution for 39 years. She was a lifelong member of the South Freeport Congregational Church. Ms. Clark will be greatly missed and long remembered by her family, her friends and those whose lives she touched;

SLS 841

Sponsored by Senator GERZOFISKY of Cumberland.  
Cosponsored by Senators: ALFOND of Cumberland, DIAMOND of Cumberland, HASKELL of Cumberland, HILL of York,  
Representatives: GIDEON of Freeport, HOBBS of Saco,  
MARTIN of Eagle Lake, MARTIN of Sinclair.

**READ.**

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

Senator **GERZOFISKY:** Thank you, Mr. President. Ladies and gentlemen of the Senate, I'd like to rise today to pay tribute, to speak for a brief moment about not only my friend, Senator Nancy Clark, but also my Senator. She was my Senator. Many, many years ago Nancy Randall Clark from Freeport helped get me a job in this building. She mentored me in a lot of ways. I saw her mentor a lot of people in a lot of ways here. I saw Senator Clark come to work every morning, good weather and bad weather, to represent not only her district but all her issues, all her concerns. She loved this institution more than most things, but she loved her Grange, she loved her education, teachers. There used to be a building out here that no longer stands here. It used to block our view of the museum. For many years a lot of us didn't know there was a museum over there because we had this big brick building. It was the Department of Education out here. Nancy, I'm going to call her Nancy as my friend, used to think it was a way of treating me special when I was on staff. She would have -- back then we didn't have the computers and stuff. She would be taking books back to Freeport or to one of the schools in Brunswick or someplace else. She would say, "Stan, do you want to get a break out of Chamber? I want you to go over and grab some books." Well, there was never ten books. It was always one hundred books. I was always breaking my back with the dolly,

trying to get them over to her car and stuff. She thought that was great fun, and so did I because it gave me an opportunity to get out of the building for a moment. As a staffer, in the summertime, that meant something.

Watching her do her daily job here, watching how she communicated with everybody, whether they were staff or they were other Senators or if they were Governors, to see her be able to do her trade of being a Legislator, I learned an awful lot; but I watched her with other people, how she mentored them and they got to learn. I've known a lot of legislators over the years. She was one of the strongest, most even tempered -- until you angered her -- legislators I ever worked with or saw. When I got elected, I didn't have a bigger supporter in my whole district, or the whole state, than Nancy Randall Clark. I could always hear her in the back of any crowd, "You give them hell, Stan." She used to love to say that. I have her saying that on a commercial once on television. She always brought a smile to people. I saw her work with young children up here, pages, my own daughter. They all loved her and they all still think about her and talk about her. I put an article out on the desks today. One of her lobbyists wrote it years ago. It's about Senator Clark. I could not express it better than that article because it's so accurate; how she was and how serious she took her job.

What a leader for women in this building. Every woman that ever serves in this Chamber should thank Nancy for a lot of her trailblazing, a lot of the things that she did. There was a time when she was in the House, in the other Body, a long time ago and Representatives, male Representatives, would always call her ma'am. They used to call a lot of our women legislators back in those days ma'am. She lost her temper one day, and I was there to see it, and she yelled at one of the Democratic legislators from the House. She said, "I earned the respect of being called a legislator, being called Representative Clark. There will be no more ma'am." By golly, I'll tell you there was never any more ma'am about it. They called her Representative or they called her Senator Clark after that. She was the type of person that could look demure. She could look nice and calm, but there was a volcano if you got her going.

She did the people's work tirelessly, not only every day she was here but in her retirement years. She still drove the bus for the seniors in Freeport to all their events. If there was a parade, she was in it. If there was a meeting, she was there. She always -- up until her last days, a few days before she passed, we were together and she told me, first of all, not to be sad, that she was going to be passing. She told me about her trip. She got ill. She was out in Nebraska working for the Grange. She got ill and she had to tell me in every detail about her trip back to Maine. She had to get back to Maine. She was on oxygen. She had a very, very trying experience. She had a nephew that went out and escorted her home. She wanted to be at her home when she passed, and she was. I visited her in the hospital. I visited her back at home. She got home. She was in her house overlooking the ocean, which she loved to do, overlooking the clam flats at the bottom of her hill and watching the clambers out there harvesting the clams.

I just can't say enough, how important she was to this Body; to the women that are going to serve here or that have served here; to the members, whether they are male or female, that are in this building; to the kids that came through here and got a bit of an education from her about this Chamber. She used to love to stand in the well and tell the stories. I want everybody to at least know that and to read this article because that's really who she is.



We all serve our people and we all serve our people the best we can and we all care about the issues of this great state and we all need to be recognized for the hard work that we all do, and sometimes for darned little reward, but when we have somebody that really wants to be a pioneer and lead, these are the people we should really stand up and speak for. I thank you very much for the time, Mr. President. I appreciate the Body for listening to me, but we just lost a real giant, in my estimation. Thank you.

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

Senator **HASKELL:** Thank you very much, Mr. President. Members of the Senate, I am one of the few people still serving who actually served with Nancy Randall Clark. I was in the House when she was here in the Senate. I have some very fond memories, some of those you'll remember. Nancy had a little trouble with arthritis, so she was one of the first women to decide that, after the events of the morning were over, she could put on her sneakers because her feet were so sore. Mr. Gerzofsky can tell you the stories about that, but I do remember that she did not feel as though she had to comport with tradition, but that she could wear those sneakers if she needed to for her feet. The other thing that I remember about her was that she picked up every recyclable bottle, I think, in a half mile radius of this State House. No matter who had cans and bottles in their office, just in order to encourage and support them, she was the one that went around and collected them and made sure that all of those got turned back in. She was such a strong advocate for issues like that. Those are just little things that I remember about her, but I also remember the first time that I met her. I was a freshman Representative, coming in, and I had known Nancy Randall Clark and I had such admiration for the ground that she plowed for women to come and serve, for her open-door policy around supporting, helping, and making sure that women knew they had a position here in the State House. The very first day that I walked in, I think it was the day that we were sworn in, she was sitting in one of the seats in the rotunda and I walked up to her, very meekly because I was a freshman Legislator, and said, "I'd like to introduce myself to you. I'm Anne Larrabee." She said, "Oh, I know who you are." I've got to tell you, my back straightened up and I thought, "Wow, Nancy Randall Clark knows who I am. That's got to be a big deal." It was a big deal. It was a big deal to have her for a friend and a mentor and a colleague and she will be fondly remembered for all of those wonderful things. Thank you.

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

Senator **DIAMOND:** Thank you, Mr. President. Ladies and gentlemen of the Senate, just briefly. You've heard most of what I was going to say. You've heard it said much better than I could. I do want you to know that she really was a giant and unique. Not only would she pick up bottles, for example, but you'd see her car pulled over on the turnpike from time to time because there would be some trash out in the field that she felt was disgraceful for the state of Maine, so she would waddle out there and get that trash and bring it back and put it in her car. That was the kind of person she was. She was very, very unique and she was tough. She did have arthritis, very serious arthritis. Many days she would tell me it was very difficult just to get out of bed, but she

never missed a day. That's the kind of woman she was. Just one quick story, the first time I met her. The first time I ran for the House and my race was very close and had a recount. I had to do that whole recount process. I was feeling sorry for myself and, when the process was all done, she came up to me and said, "Well, how was that? How did that feel to go through a recount?" I said, "It felt terrible." She looked at me and said, "Well, stop whining, just don't ever let it happen again." I didn't. That's the kind of person she was. She was tough but she had that twinkle in her eye. Lastly, it's a little frustrating. Think of someone, if you would, that you know and you respect highly today, and they're kind of a giant to you and to others, and then when they pass away several years from now, many people don't even know who that person was. That's the level of frustration that some of us feel because she was such an icon and such a giant, but now, unfortunately, and that's the way it goes, most folks had never even heard of her. Maybe take that with you and thank some people today for what they're doing today because that's what counts. Thank you, Mr. President.

#### ADOPTED.

Sent down for concurrence.

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#### Off Record Remarks

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

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On motion by Senator **GERZOFSKY** of Cumberland, **ADJOURNED**, until Thursday, January 14, 2016, at 10:00 in the morning, in memory of and lasting tribute to Nancy Randall Clark of Freeport.