

MAINE STATE LEGISLATURE

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Senate Legislative Record

One Hundred and Twenty-Seventh Legislature

State of Maine

Daily Edition

Second Confirmation Session
August 4, 2016

beginning at Page 2149

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

In Senate Chamber
Thursday
August 4, 2016

Pursuant to the provisions of Article V, Part First, Section 8 of the Constitution and the laws of the State of Maine, the Senate convened in the Senate Chamber at 10:00 in the morning and was called to order by President **MICHAEL D. THIBODEAU** of Waldo County.

Prayer by Senator David C. Burns of Washington County.

SENATOR BURNS: Thank you, Mr. President. I was thinking this morning about a passage in Ecclesiastes where it talks about a time for everything; a time to serve and then a time to step down. This is my time to step down. May we bow our hearts in prayer, please.

Our gracious heavenly Father, we just thank You so much for the privilege to be able to serve You, to serve the people that You love so dearly. Father, I want to pray this morning for this assembly, the men and women that come together to try to do their very best to make laws that we all must live under. I'd ask Your blessing on each and every man and women that serves here. Your blessing we'd ask for each and every staff member, each and every employee that helps make this place work and produce laws that we all have to live under. Father, I'd ask for Your specific blessings on the families of each and every Senator here and I pray for their safety and Your wisdom, Father, as they go out into the summer and the fall months and make preparations to come back, most of them, to serve again. Father, I just ask You in all that we do that we bring honor and glory to Your name and work within Your will when we work on behalf of the citizens of the state of Maine. Thank You. I pray in Jesus' name. Amen.

Pledge of Allegiance led by Senator Linda M. Valentino of York County.

Off Record Remarks

The Following Communication: S.C. 1006

**STATE OF MAINE
127TH LEGISLATURE
MAINE STATE SENATE
PRESIDENT'S OFFICE**

July 12, 2016

Honorable Heather J.R. Priest
Secretary of the Senate
3 State House Station
Augusta, ME 04333

Dear Secretary Priest:

Pursuant to my authority under Article V, Part 1, Section 8 of the Constitution of Maine; I will be calling the Maine Senate into session on August 4, 2016 at 10:00 in the morning for the purpose of voting upon confirmation of various appointments made by the Honorable Paul R. LePage, Governor of the State of Maine.

Sincerely,

S/Michael D. Thibodeau
President of the Senate

READ and ORDERED PLACED ON FILE.

QUORUM CALL

The Chair noted the absence of the Senator from Hancock, Senator **LANGLEY**, the Senator from Androscoggin, Senator **MASON**, the Senator from Franklin, Senator **SAVIELLO**, the Senator from Aroostook, Senator **WILLETTE**, and the Senator from York, Senator **WOODSOME** and further excused the same Senators from today's Roll Call votes.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#726)

PRESENT: Senators: ALFOND, BAKER, BRAKEY, BREEN, BURNS, COLLINS, CUSHING, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, EDGEComb, GERZOFsky, GRATWICK, HAMPER, HASKELL, HILL, JOHNSON, KATZ, LIBBY, MCCORMICK, MILLETT, MIRAMANT, PATRICK, ROSEN, VALENTINO, VOLK, WHITTEMORE, THE PRESIDENT - MICHAEL D. THIBODEAU

EXCUSED: Senators: LANGLEY, MASON, SAVIELLO, WILLETTE, WOODSOME

30 Senators having answered the Roll with 5 Senators being excused, the Chair declared a quorum present.

Senator **EDGECOMB** of Aroostook requested and received leave of the Senate that members and staff be allowed to remove their jackets for the remainder of this Legislative Day.

Out of order and under suspension of the Rules, on motion by Senator **CUSHING** of Penobscot, under unanimous consent on behalf of Senator **MASON** of Androscoggin, the following Senate Order:

S.O. 34

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

READ and PASSED.

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

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

Senator **KATZ** of Kennebec was granted unanimous consent to address the Senate on the Record.

Senator **KATZ**: Thank you, Mr. President. There is a sentiment, I believe, in the possession of the Secretary. I would ask that it be read.

The following members of the Augusta 13-and-under Babe Ruth team, who won the 2016 Maine State Championship: Lucas Anderson, Nick Barber, Sean Decker, Kyle Douin, Logan Dupont, Isaac Gammon, Riley Geyer, Bryce Goff, Nick Leighton, Bobby Stolt, Thomas Trafton and Akira Warren; manager Jason Douin; and coaches Bob Lippert and Thad Barber. We send our congratulations and best wishes to the members of the team on this achievement;

SLS 1388

READ.

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

Senator **KATZ**: Thank you, Mr. President. Men and women of the Senate, I just want to take a moment to congratulate this team today. Maine's capital city is also Maine's sports capital city. I'm so proud of these young men for what they did, and they went onto the Regionals and won a game at the Regionals. Just so you appreciate how very good they are, I'm sure that Senator Millett and Senator Volk will appreciate this, in order to win the State Championship they had to beat a combined team from

Scarborough and South Portland. That's how incredibly good they are. It's an honor to have them representing our city. I wanted to have an opportunity to congratulate them in front of the full Senate of the State of Maine. Thank you, Mr. President.

THE PRESIDENT: The Chair is pleased to recognize in the Chamber today the State Champion Babe Ruth Augusta Baseball Team, along with their Coach Thad Barber and several parents. Would they all rise and accept the congratulations of the State Senate.

The Following Communication: S.C. 1007

**STATE OF MAINE
127TH LEGISLATURE
OFFICE OF THE PRESIDENT**

August 2, 2016

The Honorable Heather J.R. Priest
Secretary of the Senate
3 State House Station
Augusta, Maine 04333

Dear Secretary Priest:

This is to inform you that on June 21, 2016, the Governor made the following nominations:

Pursuant to Title 5, MRSA §4561, Frederick C. Oettinger of Penobscot for appointment to the Maine Human Rights Commission. This appointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Judiciary.

Pursuant to Title 26, MRSA §1081, Joseph J. Klaus of Oakland for appointment to the Maine Unemployment Insurance Commission. This appointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Labor, Commerce, Research and Economic Development.

Pursuant to Title 26, MRSA §1081, Jean A. Roy of Lewiston for appointment to the Maine Unemployment Insurance Commission. This appointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Labor, Commerce, Research and Economic Development.

Pursuant to Title 39-A, MRSA §151, Emery A. Deabay of Bucksport for reappointment to the Workers' Compensation Board. This reappointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Labor, Commerce, Research and Economic Development.

Pursuant to Title 1, MRSA §1002, Bradford A. Pattershall, Esq. of Freeport for appointment to the Commission on Governmental Ethics and Election Practices. This appointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Veterans and Legal Affairs.

This is to inform you that on June 28, 2016, the Governor, made the following nominations:

Pursuant to Title 12, MRSA §10308, Amos S. Eno of South Freeport for appointment to the Maine Outdoor Heritage Fund Board. This appointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Environment and Natural Resources.

Pursuant to Title 26, MRSA §968, Carl A. Guignard of Lewiston for appointment to the Maine Labor Relations Board. This appointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Labor, Commerce, Research and Economic Development.

Pursuant to Title 26, MRSA §968, Dennis E. Welch of Windham for appointment to the Maine Labor Relations Board. This appointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Labor, Commerce, Research and Economic Development.

Pursuant to Title 5, MRSA §283-A, the Honorable Orland G. McPherson of Eliot for reappointment to the State Liquor and Lottery Commission. This reappointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Veterans and Legal Affairs.

Sincerely,

S/Michael D. Thibodeau
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 1008

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

July 26, 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 Amos S. Eno of South Freeport, for appointment to the Outdoor Heritage Fund Board.

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

YEAS	Senators	2	Saviello of Franklin, Breen of Cumberland
	Representatives	9	Welsh of Rockport, 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		2	Sen. Brakey of Androscoggin, Rep. Buckland of Farmington

Eleven 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 Amos S. Eno of South Freeport, for appointment to the Outdoor Heritage Fund Board be confirmed.

Signed,

S/Thomas B. Saviello
Senate Chair

S/Joan W. Welsh
House Chair

READ and ORDERED PLACED ON FILE.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#727)

YEAS: Senators: None

NAYS: Senators: ALFOND, BAKER, BRAKEY, BREEN, BURNS, COLLINS, CUSHING, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, EDGECOMB, GERZOFKY, GRATWICK, HAMPER, HASKELL, HILL, JOHNSON, KATZ, LIBBY, MCCORMICK, MILLETT, MIRAMANT, PATRICK, ROSEN, VALENTINO, VOLK, WHITTEMORE, THE PRESIDENT - MICHAEL D. THIBODEAU

EXCUSED: Senators: LANGLEY, MASON, SAVIELLO, WILLETTE, WOODSOME

No Senator having voted in the affirmative and 30 Senators having voted in the negative, with 5 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Amos S. Eno** of South Freeport for appointment to the Outdoor Heritage Fund Board was **CONFIRMED**.

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

The Following Communication: S.C. 1009

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

July 20, 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 Judiciary has had under consideration the nomination of Frederick C. Oettinger of Penobscot, for appointment to the Maine Human Rights Commission.

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

YEAS	Senators	3	Burns of Washington, Johnson of Lincoln, Volk of Cumberland
	Representatives	7	Hobbins of Saco, Ginzler of Bridgton, McCreight of Harpwell, Monaghan of Cape Elizabeth, Moonen of Portland, Sherman of Hodgdon, Warren of Hallowell
NAYS		0	
ABSENT		3	Rep. Evangelos of Friendship, Rep. Guerin of Glenburn, Rep. Herrick of Paris

Rep. Mitchell of Penobscot Nation was absent.

Ten 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 Frederick C. Oettinger of Penobscot, for appointment to the Maine Human Rights Commission be confirmed.

Signed,

S/David C. Burns
Senate Chair

S/Barry J. Hobbins
House Chair

READ and ORDERED PLACED ON FILE.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#728)

YEAS: Senators: None

NAYS: Senators: ALFOND, BAKER, BRAKEY, BREEN, BURNS, COLLINS, CUSHING, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, EDGEComb, GERZOFsky, GRATWICK, HAMPER, HASKELL, HILL, JOHNSON, KATZ, LIBBY, MCCORMICK, MILLETT, MIRAMANT, PATRICK, ROSEN, VALENTINO, VOLK, WHITTEMORE, THE PRESIDENT - MICHAEL D. THIBODEAU

EXCUSED: Senators: LANGLEY, MASON, SAVIELLO, WILLETTE, WOODSOME

No Senator having voted in the affirmative and 30 Senators having voted in the negative, with 5 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Frederick C. Oettinger** of Penobscot for appointment to the Maine Human Rights Commission was **CONFIRMED**. The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 1010

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

July 21, 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 Labor, Commerce, Research and Economic Development has had under consideration the nomination of Carl A. Guignard of Lewiston, for appointment to the Maine Labor Relations Board.

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

YEAS	Senators	2	Volk of Cumberland, Patrick of Oxford
	Representatives	6	Herbig of Belfast, Austin of Gray, Campbell of Newfield, Fecteau of Biddeford, Gilbert of Jay, Mastraccio of Sanford
NAYS		0	
ABSENT		5	Sen. Cushing of Penobscot, Rep. Bates of Westbrook, Rep. Lockman of Amherst, Rep. Stetkis of Canaan, Rep. Ward of Dedham

Eight 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 Carl A. Guignard of Lewiston, for appointment to the Maine Labor Relations Board be confirmed.

Signed,

S/Amy F. Volk
Senate Chair

S/Erin D. Herbig
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** be overridden?"

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#729)

YEAS: Senators: None

NAYS: Senators: ALFOND, BAKER, BRAKEY, BREEN, BURNS, COLLINS, CUSHING, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, EDGECOMB, GERZOFKY, GRATWICK, HAMPER, HASKELL, HILL, JOHNSON, KATZ, LIBBY, MCCORMICK, MILLETT, MIRAMANT, PATRICK, ROSEN, VALENTINO, VOLK, WHITEMORE, THE PRESIDENT - MICHAEL D. THIBODEAU

EXCUSED: Senators: LANGLEY, MASON, SAVIELLO, WILLETTE, WOODSOME

No Senator having voted in the affirmative and 30 Senators having voted in the negative, with 5 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Carl A. Guignard** of Lewiston for appointment to the Maine Labor Relations Board was **CONFIRMED**.

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

The Following Communication: S.C. 1011

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

July 21, 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 Labor, Commerce, Research and Economic Development has had under consideration the nomination of Dennis E. Welch of Windham, for appointment to the Maine Labor Relations Board.

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

YEAS	Senators	2	Volk of Cumberland, Patrick of Oxford
	Representatives	6	Herbig of Belfast, Austin of Gray, Campbell of Newfield, Fecteau of Biddeford, Gilbert of Jay, Mastraccio of Sanford
NAYS		0	
ABSENT		5	Sen. Cushing of Penobscot, Rep. Bates of Westbrook, Rep. Lockman of Amherst, Rep. Stetkis of Canaan, Rep. Ward of Dedham

Eight members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Dennis E. Welch of Windham, for appointment to the Maine Labor Relations Board be confirmed.

Signed,

S/Amy F. Volk
Senate Chair

S/Erin D. Herbig
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** be overridden?"

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#730)

YEAS: Senators: None

NAYS: Senators: ALFOND, BAKER, BRAKEY, BREEN, BURNS, COLLINS, CUSHING, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, EDGECOMB, GERZOFKY, GRATWICK, HAMPER, HASKELL, HILL, JOHNSON, KATZ, LIBBY, MCCORMICK, MILLETT, MIRAMANT, PATRICK, ROSEN, VALENTINO, VOLK, WHITTEMORE, THE PRESIDENT - MICHAEL D. THIBODEAU

EXCUSED: Senators: LANGLEY, MASON, SAVIELLO, WILLETTE, WOODSOME

No Senator having voted in the affirmative and 30 Senators having voted in the negative, with 5 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Dennis E. Welch** of Windham for appointment to the Maine Labor Relations Board was **CONFIRMED**.

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

The Following Communication: S.C. 1012

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

July 21, 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 Labor, Commerce, Research and Economic Development has had under consideration the nomination of Joseph J. Klaus of Oakland, for appointment to the Maine Unemployment Insurance Commission.

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

YEAS	Senators	2	Volk of Cumberland, Patrick of Oxford
	Representatives	6	Herbig of Belfast, Austin of Gray, Campbell of Newfield, Fecteau of Biddeford, Gilbert of Jay, Mastraccio of Sanford
NAYS		0	
ABSENT		5	Sen. Cushing of Penobscot, Rep. Bates of Westbrook, Rep. Lockman of Amherst, Rep. Stetkis of Canaan, Rep. Ward of Dedham

Eight 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 Joseph J. Klaus of Oakland, for appointment to the Maine Unemployment Insurance Commission be confirmed.

Signed,

S/Amy F. Volk
Senate Chair

S/Erin D. Herbig
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** be overridden?"

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#731)

YEAS: Senators: None

NAYS: Senators: ALFOND, BAKER, BRAKEY, BREEN, BURNS, COLLINS, CUSHING, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, EDGECOMB, GERZOFISKY, GRATWICK, HAMPER, HASKELL, HILL, JOHNSON, KATZ, LIBBY, MCCORMICK, MILLETT, MIRAMANT, PATRICK, ROSEN, VALENTINO, VOLK, WHITTEMORE, THE PRESIDENT - MICHAEL D. THIBODEAU

EXCUSED: Senators: LANGLEY, MASON, SAVIELLO, WILLETTE, WOODSOME

No Senator having voted in the affirmative and 30 Senators having voted in the negative, with 5 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Joseph J. Klaus** of Oakland for appointment to the Maine Unemployment Insurance Commission was **CONFIRMED**.

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

The Following Communication: S.C. 1013

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

July 21, 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 Labor, Commerce, Research and Economic Development has had under consideration the nomination of Jean A. Roy of Lewiston, for appointment to the Maine Unemployment Insurance Commission.

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

YEAS	Senators	2	Volk of Cumberland, Patrick of Oxford
	Representatives	6	Herbig of Belfast, Austin of Gray, Campbell of Newfield, Fecteau of Biddeford, Gilbert of Jay, Mastraccio of Sanford
NAYS		0	
ABSENT		5	Sen. Cushing of Penobscot, Rep. Bates of Westbrook, Rep. Lockman of Amherst, Rep. Stetkis of Canaan, Rep. Ward of Dedham

Eight 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 Jean A. Roy of Lewiston, for appointment to the Maine Unemployment Insurance Commission be confirmed.

Signed,

S/Amy F. Volk
Senate Chair

S/Erin D. Herbig
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** be overridden?"

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#732)

YEAS: Senators: None

NAYS: Senators: ALFOND, BAKER, BRAKEY, BREEN, BURNS, COLLINS, CUSHING, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, EDGEComb, GERZOFsky, GRATWICK, HAMPER, HASKELL, HILL, JOHNSON, KATZ, LIBBY, MCCORMICK, MILLETT, MIRAMANT, PATRICK, ROSEN, VALENTINO, VOLK, WHITTEMORE, THE PRESIDENT - MICHAEL D. THIBODEAU

EXCUSED: Senators: LANGLEY, MASON, SAVIELLO, WILLETTE, WOODSOME

No Senator having voted in the affirmative and 30 Senators having voted in the negative, with 5 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Jean A. Roy** of Lewiston for appointment to the Maine Unemployment Insurance Commission was **CONFIRMED**.

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

The Following Communication: S.C. 1014

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

July 21, 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 Labor, Commerce, Research and Economic Development has had under consideration the nomination of Emery A. Deabay of Bucksport, for reappointment to the Workers' Compensation Board.

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

YEAS Senators 2 Volk of Cumberland, Patrick of Oxford

Representatives 6

Herbig of Belfast, Austin of Gray, Campbell of Newfield, Fecteau of Biddeford, Gilbert of Jay, Mastraccio of Sanford

NAYS 0

ABSENT 5

Sen. Cushing of Penobscot, Rep. Bates of Westbrook, Rep. Lockman of Amherst, Rep. Stetkis of Canaan, Rep. Ward of Dedham

Eight 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 Emery A. Deabay of Bucksport, for reappointment to the Workers' Compensation Board be confirmed.

Signed,

S/Amy F. Volk
Senate Chair

S/Erin D. Herbig
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** be overridden?"

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#733)

YEAS: Senators: None

NAYS: Senators: ALFOND, BAKER, BRAKEY, BREEN, BURNS, COLLINS, CUSHING, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, EDGEComb, GERZOFsky, GRATWICK, HAMPER, HASKELL, HILL, JOHNSON, KATZ, LIBBY, MCCORMICK, MILLETT, MIRAMANT, PATRICK, ROSEN, VALENTINO, VOLK, WHITTEMORE, THE PRESIDENT - MICHAEL D. THIBODEAU

EXCUSED: Senators: LANGLEY, MASON, SAVIELLO, WILLETTE, WOODSOME

No Senator having voted in the affirmative and 30 Senators having voted in the negative, with 5 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Emery A. Deabay** of Bucksport for reappointment to the Workers' Compensation Board was **CONFIRMED**.

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

The Following Communication: S.C. 1015

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

July 15, 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 Veterans and Legal Affairs has had under consideration the nomination of Bradford A. Pattershall, Esq., of Freeport, for appointment to the Commission on Governmental Ethics and Election Practices.

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

YEAS	Senators	3	Cyrway of Kennebec, Collins of York, Patrick of Oxford
	Representatives	6	Luchini of Ellsworth, Dillingham of Oxford, Hanington of Lincoln, Kinney of Limington, Monaghan of Cape Elizabeth, Golden of Lewiston
NAYS		0	
ABSENT		4	Rep. Longstaff of Waterville, Rep. Saucier of Presque Isle, Rep. Schneck of Bangor, Rep. Turner of Burlington

Rep. Bear of Houlton Band of Maliseet Indians supports the Committee's recommendation.

Nine members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Bradford A. Pattershall, Esq., of Freeport, for appointment to the Commission on Governmental Ethics and Election Practices be confirmed.

Signed,

S/Scott W. Cyrway
Senate Chair

S/Louis J. Luchini
House Chair

READ and ORDERED PLACED ON FILE.

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

Senator **CYRWAY:** Thank you, Mr. President. Ladies and gentlemen of the Senate, I rise today in support of the Governor's nomination of Bradford A. Pattershall, Esq. to the Commission on Governmental Ethics and Election Practices. Mr. Pattershall has an impressive resume and a background that makes him a great fit for this position. At the public hearing he received a unanimous affirmative vote from our committee of Veterans and Legal Affairs. Mr. Pattershall has more than 16 years of experience as an attorney, handling civil and criminal litigation, and in 2014 he opened his own firm in Brunswick. Throughout his career he has litigated a wide array of cases, always following the strict rules of professional conduct which govern attorney's ethical obligations. As an attorney, he has developed a record in integrity and I have no doubt that he will be an objective member of the Commission. Besides his private law practice, Mr. Pattershall serves on the Freeport Board of Assessment Review and is active in the Big Brothers, Big Sisters of Bath and Brunswick area. I'm confident that, as a member of the Commission, Mr. Pattershall will uphold the ethics and election process to the highest standards. Thank you, Mr. President.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#734)

YEAS: Senators: None

NAYS: Senators: ALFOND, BAKER, BRAKEY, BREEN,
BURNS, COLLINS, CUSHING, CYRWAY,
DAVIS, DESCHAMBAULT, DIAMOND,
DILL, EDGECOMB, GERZOFKY,
GRATWICK, HAMPER, HASKELL, HILL,
JOHNSON, KATZ, LIBBY, MCCORMICK,
MILLETT, MIRAMANT, PATRICK,
ROSEN, VALENTINO, VOLK,
WHITTEMORE, THE PRESIDENT -
MICHAEL D. THIBODEAU

EXCUSED: Senators: LANGLEY, MASON, SAVIELLO,
WILLETTE, WOODSOME

No Senator having voted in the affirmative and 30 Senators having voted in the negative, with 5 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Bradford A. Pattershall**, Esq., of Freeport for appointment to the Commission on Governmental Ethics and Election Practices was **CONFIRMED**.

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

THE PRESIDENT: The Chair is pleased to recognize in the rear of the Chamber today Bradford A. Pattershall. Would he please stand and accept the congratulations of the Senate.

The Following Communication: S.C. 1016

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

July 15, 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 Veterans and Legal Affairs has had under consideration the nomination of Honorable Orland G. McPherson of Eliot, for reappointment to the State Liquor and Lottery Commission.

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

YEAS	Senators	3	Cyrway of Kennebec, Collins of York, Patrick of Oxford
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Representatives	6	Luchini of Ellsworth, Dillingham of Oxford, Golden of Lewiston, Hanington of Lincoln, Kinney of Limington, Monaghan of Cape Elizabeth
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NAYS	0
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ABSENT	4	Rep. Longstaff of Waterville, Rep. Saucier of Presque Isle, Rep. Schneck of Bangor, Rep. Turner of Burlington
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Rep. Bear of Houlton Band of Maliseet Indians supports the Committee's recommendation.

Nine members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Honorable Orland G. McPherson of Eliot, for reappointment to the State Liquor and Lottery Commission be confirmed.

Signed,

S/Scott W. Cyrway
Senate Chair

S/Louis J. Luchini
House Chair

READ and ORDERED PLACED ON FILE.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#735)

YEAS: Senators: None

NAYS: Senators: ALFOND, BAKER, BRAKEY, BREEN,
BURNS, COLLINS, CUSHING, CYRWAY,
DAVIS, DESCHAMBAULT, DIAMOND,
DILL, EDGECOMB, GERZOFISKY,
GRATWICK, HAMPER, HASKELL, HILL,
JOHNSON, KATZ, LIBBY, MCCORMICK,
MILLETT, MIRAMANT, PATRICK,
ROSEN, VALENTINO, VOLK,
WHITTEMORE, THE PRESIDENT -
MICHAEL D. THIBODEAU

EXCUSED: Senators: LANGLEY, MASON, SAVIELLO,
WILLETTE. WOODSOME

No Senator having voted in the affirmative and 30 Senators having voted in the negative, with 5 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of the Honorable **Orland G. McPherson** of Eliot for reappointment to the State Liquor and Lottery Commission was **CONFIRMED**.

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

ORDERS

On motion by Senator **CUSHING** of Penobscot, the following Senate Order:

S.O. 35

Ordered, that a message be sent to Governor Paul R. LePage informing him that the Senate has transacted all business before it and is ready to Adjourn Without Day.

READ and PASSED.

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

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

Senate at Ease.

Senate called to order by the President.

Off Record Remarks

On motion by Senator **EDGECOMB** of Aroostook, the Honorable **MICHAEL D. THIBODEAU**, President of the Senate, declared the Second Confirmation Session of the 127th Legislature, **ADJOURNED SINE DIE** at 10:48 in the morning.