

# MAINE STATE LEGISLATURE

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Senate Legislative Record  
One Hundred and Twenty-Eighth Legislature

State of Maine

Daily Edition

First Regular Session  
beginning December 7, 2016

beginning at Page 1

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

In Senate Chamber  
Wednesday  
December 7, 2016

Pursuant to the Provisions of the Constitution and the laws of the State of Maine, the Senators-elect of the One Hundred and Twenty-Eighth Legislature convened in the Senate Chamber and were called to order by HEATHER J.R. PRIEST, Secretary of the Senate of the One Hundred and Twenty-Seventh Legislature.

Prayer by Pastor Justin Thacker, Praise Assembly of God in Rumford.

**PASTOR THACKER:** Let us pray. Heavenly Father, we thank You for this day that You've given us. This is the day that You have made and we will rejoice and be glad in it. O God, we want to pay honor today for the 75<sup>th</sup> Anniversary of Pearl Harbor and we join those across the State of Maine that are remembering this day. Lord, I also want to pray for the Senators that are here and, Lord, pray that You bless them, give them good health. Lord, God, bring unity to this Body. Lord, God, bring unity across this state. We thank You for those that You have raised up to serve as Senators throughout this wonderful State of Maine. I pray that You give them wisdom, give them direction, and lead them. I pray for their families back home, as well as each voter, each representative, each citizen of the states that they represent. We pray, Lord, that Your blessing and favor will be upon this wonderful State of Maine. We thank You for this day again. In Jesus' name. Amen.

Pledge of Allegiance led by Senator-elect Dana L. Dow of Lincoln County.

National Anthem performed by the Samuel L. Wagner Middle School Show Choir of Winterport.

Doctor of the day, Lisa Gouldsbrough D.O. of Biddeford.

The Following Senate Communication: S.C. 1

**STATE OF MAINE**

**Office of the Secretary of State**

December 1, 2016

To Heather J.R. Priest, Secretary of the Senate in the One Hundred and Twenty-seventh 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 Senators-elect to the One Hundred and Twenty-eighth Legislature, in accordance with the tabulation submitted to the Governor on November 28, 2016:

- District 1 Jackson, Troy Dale, Allagash
- District 2 Carpenter, Michael E., Houlton
- District 3 Whittemore, Rodney L., Skowhegan
- District 4 Davis, Paul T., Sr., Sangerville
- District 5 Dill, James F., Old Town
- District 6 Maker, Joyce A., Calais
- District 7 Langley, Brian D., Ellsworth
- District 8 Rosen, Kimberley C., Bucksport
- District 9 Gratwick, Geoffrey M., Bangor
- District 10 Cushing, Andre E., III, Newport
- District 11 Thibodeau, Michael D., Winterport
- District 12 Miramant, David R., Camden
- District 13 Dow, Dana L., Waldoboro
- District 14 Bellows, Shenna Lee, Manchester
- District 15 Katz, Roger J., Augusta
- District 16 Cyrway, Scott W., Benton
- District 17 Saviello, Thomas B., Wilton
- District 18 Keim, Lisa, Dixfield
- District 19 Hamper, James M., Oxford
- District 20 Brakey, Eric L., Auburn
- District 21 Libby, Nathan L., Lewiston
- District 22 Mason, Garrett Paul, Lisbon
- District 23 Vitelli, Eloise A., Arrowsic
- District 24 Carson, Everett Brownie, Harpswell
- District 25 Breen, Catherine E., Falmouth
- District 26 Diamond, G. William, Windham
- District 27 Chipman, Benjamin M., Portland
- District 28 Dion, Mark N., Portland
- District 29 Millett, Rebecca J., Cape Elizabeth
- District 30 Volk, Amy F., Scarborough
- District 31 Chenette, Justin M., Saco
- District 32 Deschambault, Susan A., Biddeford
- District 33 Woodsome, David, Waterboro
- District 34 Collins, Ronald F., Wells
- District 35 Hill, Dawn, York

In 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 Sixteen.

S/MATTHEW DUNLAP  
Secretary of State

**READ and ORDERED PLACED ON FILE.**

The Following Senate Communication: S.C. 2

**STATE OF MAINE**

**Office of the Secretary of State**

December 1, 2016

To the President of the Senate in the One Hundred and Twenty-eighth 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 Senators at the General Election held on the eighth day of November in the year Two Thousand and Sixteen;

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

District 1  
Guerrette, Timothy C., Caribou 9,018  
Jackson, Troy Dale, Allagash 9,589

District 2  
Carpenter, Michael E., Houlton 9,899  
Long, Ricky D., Sherman 9,013

District 3  
McCabe, Jeffrey M., Skowhegan 8,557  
Whittemore, Rodney L., Skowhegan 9,981

District 4  
Boothroyd, Carole J., Dover-Foxcroft 5,137  
Davis, Paul T., Sr., Sangerville 13,525

District 5  
Baber, Brett D., Veazie 7,241  
Dill, James F., Old Town 12,117

District 6  
Alley, Rock A., Jonesport 8,057  
Maker, Joyce A., Calais 10,349

District 7  
Langley, Brian D., Ellsworth 13,218  
O'Neill, Moira K., Surry 10,476

District 8  
Rosen, Kimberley C., Bucksport 18,448  
Others 25

District 9  
Gratwick, Geoffrey M., Bangor 10,962  
Willey, N. Laurence, Jr., Bangor 7,911

District 10  
Cushing, Andre E., III, Newport 11,305  
Marble, Dennis, Hampden 8,445

District 11  
Fulford, Jonathan S., Monroe 11,138  
Thibodeau, Michael D., Winterport 11,947

District 12  
Emery, David F., Saint George 10,823

Miramant, David R., Camden 11,608

District 13  
Dow, Dana L., Waldoboro 12,131  
Johnson, Christopher K., Somerville 10,909

District 14  
Bellows, Shenna Lee, Manchester 9,816  
Cutchen, Bryan P., West Gardiner 8,082  
Pietroski, Joseph J., Winthrop 4,012

District 15  
Dilts, Henry K., Augusta 4,516  
Katz, Roger J., Augusta 15,154

District 16  
Beck, Henry, Waterville 8,846  
Cyrway, Scott W., Benton 10,378

District 17  
Dunlap, Joanne F., Rangeley Plt 5,752  
Saviello, Thomas B., Wilton 14,975

District 18  
Keim, Lisa, Dixfield 11,603  
Patrick, John L., Rumford 9,040

District 19  
Chisari, Joseph, Fryeburg 7,272  
Hamper, James M., Oxford 13,396

District 20  
Brakey, Eric L., Auburn 13,047  
Sampson, Kimberly A., Auburn 8,214

District 21  
Libby, Nathan L., Lewiston 14,063

District 22  
Fochtman, Richard N., Leeds 6,777  
Mason, Garrett Paul, Lisbon 13,774

District 23  
Lebida, Guy M., Bowdoin 10,712  
Vitelli, Eloise A., Arrowsic 12,038

District 24  
Carson, Everett Brownie, Harpswell 14,833  
Coffin, Tristram W., Brunswick 10,056

District 25  
Breen, Catherine E., Falmouth 15,546  
Ladd, C. Barton, Falmouth 11,247

District 26  
Diamond, G. William, Windham 13,081  
McDonald, Ryan R., Windham 8,026

District 27  
Baker, Seth M., Portland 3,712  
Chipman, Benjamin M., Portland 14,929  
Pontius, Adam M., Portland 3,562

District 28  
 Dion, Mark N., Portland 15,375  
 Usher, Karen Elaine, Westbrook 6,161

District 29  
 MacAuslan, Martha, Cape Elizabeth 8,196  
 Millett, Rebecca J., Cape Elizabeth 13,684

District 30  
 Caterina, Jean-Marie, Scarborough 9,960  
 Volk, Amy F., Scarborough 14,621

District 31  
 Chenette, Justin M., Saco 12,332  
 Sevigny, Timothy N., Saco 9,043

District 32  
 Deschambault, Susan A., Biddeford 11,880  
 Stone, Matthew William, Biddeford 8,249

District 33  
 Boland, Andrea M., Sanford 7,922  
 Woodsome, David, Waterboro 11,672

District 34  
 Collins, Ronald F., Wells 13,164  
 Kilbourn, Jonathan, Kennebunk 10,584

District 35  
 Hill, Dawn, York 14,609  
 Short, Theodor G., South Berwick 9,964

34 Senators-elect having answered to the Roll, the Secretary declared a quorum present.

On motion by Senator-elect **MASON** of Androscoggin, the following Senate Order:

S.O. 1

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

**READ and PASSED.**

The Chair appointed the Senator-elect from Androscoggin, Senator-elect **MASON**, to deliver the message to the Governor. The Senator-elect was escorted to the Governor's Office.

Senate at Ease.

The Senate was called to order by the Secretary.

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

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

S/Matthew Dunlap  
Secretary of State

**READ and ORDERED PLACED ON FILE.**

**QUORUM CALL**

The Doorkeepers secured the Chamber.

The Secretary called the roll with the following results.

**ROLL CALL (#1)**

PRESENT: Senators-elect: BELLOWS, BRAKEY, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, COLLINS, CUSHING, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DION, DOW, GRATWICK, HAMPER, HILL, JACKSON, KATZ, KEIM, LANGLEY, LIBBY, MAKER, MASON, MILLETT, MIRAMANT, ROSEN, THIBODEAU, VITELLI, VOLK, WHITTEMORE, WOODSOME

**ORGANIZATION OF THE SENATE**

The Honorable Paul R. LePage, Governor of the State of Maine, entered and addressed the Senate.

**GOVERNOR LEPAGE:** Thank you so much. Please have a seat. Before I swear you in I really need to ask for your help, and I'm doing this not as a Governor, I'm doing this on behalf of the people of the State of Maine. We must reduce the negative impact two of the referendum questions are going to have on this economy. We all respect the will of the people, but first, as sworn elected officials, we must not do harm to our economy. Two questions will cause significant harm to the economy. They will hurt restaurant workers, small businesses, successful people, and, most importantly, our elderly. Question 2 hikes the income tax by 42% on successful Mainers, supposedly to boost funding for education, but it will punish high income earners with the second highest income tax in the nation for a state that is one of the poorest. It will drive many out of state, and I already have examples of people that have gone 20 miles down the road into New Hampshire. These folks already pay most of our taxes. If they leave and take their income with them it will result in less money for education, less revenue for property taxes, less sales tax, and less excise tax. Question 4 raises the minimum wage too fast for a small poor state and its local businesses to absorb. Combined with the higher income tax, local business owners will face a financial death spiral. Local business will get hit with a

10.15% income tax. Then they have to turn around and significantly increase their minimum wage, but the minimum wage is only part of it. We all know when this happens, and we've seen it for 40 years, it puts enormous pressures on labor costs all the way up and down the line. The minimum wage will automatically go up every single year, even during an economic downturn. I just ask you to go back to 2008 and see if the state could afford to increase the minimum wage in that year. Our local businesses will be required, during a downturn, to increase wages when they are not profitable. Many will close up shop. Already we've seen dentists and doctors move to New Hampshire just in the last couple of weeks. Then their employees are out of a job. The State loses their income tax and the income tax of their employees as well. We must slow down the rate of increase to the minimum wage and we must not eliminate the tip credit. Those who get hurt the most in these two bills are the elderly, people on fixed incomes. Today, if we are only dealing with the minimum wage, there are 5,900 people in the State of Maine who are working on minimum wage; 5,900 people that would get an increase in this. Folks, 325,000. Now let me repeat it; 325,000 Mainers live on Social Security, and that's their only source of income. The average Social Security check in the State of Maine is \$1,131. In January 2017, in the federal fiscal year, their income will go up to \$1,135 a month. This is a real death spiral to our elderly. This is a very, very critical problem. I look at this as more critical than the impact to our businesses. As labor costs rise, local business will have two choices: lay people off or raise prices. The elderly are left out in the cold. They will have to spend more of their fixed income on higher prices on everything they buy. This will push them deeper into poverty. I will submit legislation to ask you to delay the implementation so that we can work together to try to make the least damage to our economy and to our elderly. I think it's important on these two issues, these two bills, that we work together to find a mechanism that meets the will of the people but does not hurt our economy. We need our small businesses here in Maine and we need to protect our elderly. They have paid their dues. They have got us to where we are. It's not time for us to throw them deeper into poverty. I think it's important that we protect tourism and the restaurant industry in the State of Maine. That is a critical piece of our economy. So I ask that we work together. I ask that we make sure that the tip credit stays on the books and, most importantly, I ask that you work with me to protect the elderly in the State of Maine. Those are the disabled and those with mental illness. I think they deserve it. I thank you and now I will ask all the elected officials to please stand to take the oath of office.

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

The Governor withdrew from the Senate Chamber.

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Off Record Remarks

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**ELECTION OF SENATE OFFICERS**

**THE SECRETARY:** Nominations are now in order for the Office of the President of the Senate of the 128<sup>th</sup> Legislature.

Senator **KATZ** of Kennebec **NOMINATED** Senator **MICHAEL D. THIBODEAU** of Waldo for the Office of President of the Senate of the 128<sup>th</sup> Legislature.

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

Senator **KATZ:** Thank you, Madame Secretary. Outside of this Chamber are the portraits and photographs of all the men and women who have served as President of this Body, going back to John Chandler of Monmouth in 1820. There are some familiar names. Percival Baxter, Sumner Sewell, Horace Hildrith, Bert Cross, and John Reed, among others. It took us until 2002, Madame Secretary, to elect the first woman President, Beverly Daggett of Augusta. As best I can tell, there are still 10 living Presidents, the oldest being Gerry Conley of Portland. As is the custom in this Body, every two years Senators pick one of their colleagues to serve, to lead this institution, in its work, to do the best possible job for all the citizens of Maine. The President presides over this Body, manages the flow of work in the Senate, and helps to set the agenda, but it's really much more than that. Let's face it, the last two years in this institution have, at times, been tough sledding as we worked to do the people's business. Relationships in the building have sometimes been strained between floors, between the ends of floors, but we made it through. I think that all of us who are returning are proud of the work that we did in the 127<sup>th</sup>, but that's true, Madame Secretary, in large part due to the fact that the Senate President guided this institution with skill, with fairness, and with great personal integrity. Those of us who had a front row seat to that saw it time and time again, that the President of the Senate put the integrity of this institution before politics or anything else. It's easy to be a leader when things are going smoothly, but it's late at night, when the pressure is on, that you really see the mettle of a person. It doesn't happen every day. There may be four or five times during the session where a leader is really tested and during these times it was often, from my view, Madame Secretary, one statesman in the building, and that was the Senate President. As we begin a new session with optimism for the future, this is a little bit like opening day at Fenway Park, we're going to win the pennant, we're going to win the World Series, but as we work together to work on the economy, the budget, the drug crisis, and all the other issues we'll be facing, that is why it's my honor to nominate the person who I think is best suited to lead us in this effort. It's my privilege to nominate as President of the 128<sup>th</sup> Maine Senate the Senator from Waldo, Senator Michael D. Thibodeau. Thank you, Madame Secretary.

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

Senator **DIAMOND:** Thank you, Madame Secretary. Ladies and gentlemen of the Senate, it is my honor and privilege to second the nomination of the Senator from Waldo, Senator Michael Thibodeau, as President of the Maine Senate for the 128<sup>th</sup> Legislature. During the most difficult times throughout the past two years it was obvious that Senator Thibodeau's core instincts as a leader directed him to rise above partisan politics. He continually demonstrated a level of leadership far above what might have been expected. There were repeated times and instances when lesser men would have succumbed to the

enormous political pressure to give in and play the game, but he refused. He refused to compromise his strong personal values and he refused to back down from the responsibilities he had accepted as President of the Maine Senate. Time after time Senator Thibodeau displayed the all too rare quality of true political courage. His unwavering determination to do what is right drew praise from all corners of the political spectrum. Like all of us, he can wage his own political battles. He'll win some, he'll lose some, and, believe me, he knows how to do both, but, however, he clearly recognizes and understands, and instinctively embraces, those times when above all else he cherishes and understands that being a leader outweighs the partisan fights. Ladies and gentlemen of the Senate, friends, and family, Senator Thibodeau has proven he is an exceptional leader. His mettle, his resolution, separate him from most others. I'm proud to second the nomination of Senator Michael Thibodeau as President of the Senate for the 128<sup>th</sup> Legislature. Thank you, Madame Secretary.

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

On motion by Senator **KATZ** of Kennebec, nominations ceased.

On further motion by same Senator, one ballot was cast on the part of the Senate in favor of Michael D. Thibodeau of Waldo for the Office of President of the Senate for the 128<sup>th</sup> Legislature.

This being done, Senator **MICHAEL D. THOBODEAU** of Waldo was duly elected President of the Senate of the 128<sup>th</sup> Legislature.

The Secretary requested the Senator from Kennebec, Senator **KATZ**, and the Senator from Cumberland, Senator **DIAMOND**, escort the Governor to the Chamber for the purpose of administering the oath of office to President-elect **MICHAEL D. THIBODEAU** of Waldo. The Sergeant-At-Arms escorted the Senator from Kennebec, Senator **KATZ**, and the Senator from Cumberland, Senator **DIAMOND**, to the Governor's Office.

Subsequently, the Honorable Paul R. LePage, Governor of the State of Maine, entered and addressed the Senate.

Senator **MICHAEL D. THIBODEAU** of Waldo took and subscribed to the oaths of office required by the Constitution to qualify him to discharge his duties as President of the Senate, pursuant to the Rules of the Senate.

The Governor withdrew from the Senate Chamber.

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**PRESIDENT THIBODEAU:** Ladies and gentlemen, let me begin by saying thank you everybody for being here today, and to the Senators, the newly elected Senators, congratulations. What an honor. What an honor, what a privilege, that each one of us, as elected officials, have. To think that the folks back home in our communities, and beyond our communities in many cases, have put their trust, their faith, in each and every one of us to come here and represent them, to be their voice in the 128<sup>th</sup> Maine Legislature. Such an honor. Such a privilege. So few people ever have that opportunity, so congratulations to each and every one of you that has accomplished that.

You know each and every one of us have our own story of how we got here and I'll bet more often than not that story begins at a very young age. My guess is that each and every elected official here probably grew up in some form of a stable home. I was blessed with that. I've two wonderful parents, my Mom and Dad, Vaughn and Frances Thibodeau, sitting here in the front row. Not everybody has that same opportunity, that same beginning, but my guess is that most of us that are here today have that, and I want to thank my parents. I think each one of us that are here today, if your parents are here, make sure they know how much you appreciate all that they've done for you and make sure they know and understand how important it was to have a good upbringing, a stable home, as part of the success that so many of us have enjoyed. So thank you, Mom and Dad.

I should have straightened these all out before I got up here. Now, when we started this morning we had the folks from the Wagner Middle School that came and sang the National Anthem for us. They're all watching the proceedings here today from my office on close-circuit TV. I think they deserve a big round of appreciation. They were fantastic. I'd better make sure to mention my wife, who's sitting in the second row right behind Mom and Dad. Stacy and I have been married for 31 years. Now you all are thinking, "Wow, how could that possibly be true?" The reality is we got married a month before my 19<sup>th</sup> birthday. So if there is a character flaw someplace that you don't like don't blame it on my mother. My wife should have done a better job of bringing me up. Thank you, Stacy.

Senator Katz, I want to thank you for nominating me. You know, in this building we learn from each other and six years ago, when I first met Senator Katz, I was impressed with the man that I met. Six years later I am more impressed every day. He is the example of how we should conduct ourselves in public office and I can't think of a better man to have nominate me, and I am so honored. Senator Katz, thank you. Senator Diamond, there's an example of a public servant. Decades of public service. Always being willing to put his partisanship aside and serve for the best interest of the people of the State of Maine. Senator Diamond, thank you so much. I'm honored to have you nominate me. Thank you. To the rest of the members of the 128<sup>th</sup> Maine Legislature, thank you for putting your trust in me. You know, one of the greatest honors of my life, of course apart from being married to my wife for 31 years, I want to straighten that out, one of the greatest honors of my life was serving as President of the 127<sup>th</sup> Maine Legislature, to have my peers allow me the privilege, the honor, of being President of the State Senate was just amazing, and that was two years ago. The reality is after two years of service nobody would be surprised if you chose somebody different. It's not an entitlement. That's a decision that this Body makes collectively. I want to assure you that while one of the greatest honors of my life was being elected as President of the 127<sup>th</sup> Maine Legislature, today is an even bigger honor for me. To think that after two years of service that you would give me that opportunity to stand here and to preside over the 128<sup>th</sup> Legislature for the next two years is a tremendous honor, and I want to thank each and every one of you, and I'll assure you that I'll work as hard as I can every day to make sure that I earned that opportunity. I don't ever want you to regret it. So thank you.

Today is an important day in American history. December 7, 1941 is a day, the day, when we had a surprise attack on Pearl Harbor. We're fortunate today to have some very, very special guests in the Chamber. Today we have two Pearl Harbor survivors that are joining us. They are Floyd Kenniston of Hollis.

Floyd served in the U.S. Navy aboard the USS Arogone at the time of the attack and then he went on to serve four years at sea. We also have Ruth Parker. Floyd, could you stand up or just raise your hand? Floyd, just wave to everybody. We also have Ruth Parker of Camden. Ruth was in the Women's Air Raid Defense in the Hawaiian Islands. She served as a radar reader when that technology was brand new. Her late husband served in the U.S. Navy aboard PT boats. Ruth, thank you for your service. Would you please rise and accept the greetings of the Senate? Also joining us today are two WWII veterans. We have Carmine Petrocelli of Belfast, who volunteered for service following the attack at Pearl Harbor. Carmine, please stand and accept the greetings of the Senate. The gentleman that we'll recognize today is William Bellows, the grandfather of Senator Shenna Bellows. During WWII William served in Italy as a co-pilot on B-24s. William, would you please stand and accept the greetings of the Senate? Now I'm sure that there are the veterans in the Chamber here today and I think it's appropriate that we take this moment: if you are a veteran of the United States Military, would you please stand so we can all greet you? Veterans of the United States Military, please stand. Additionally, I want to thank the folks from Honor Flight who have helped to honor many of the brave men and women that have served our country so well. The director of Home Flight in Maine, the Honor Flight in Maine, is Laura Sidelinger. Laura, thank you for doing all that you do. If you are not familiar with this program make sure you understand it and know about it because we want to make sure to honor each and every veteran, get them an opportunity to get to D.C. and see some of the monuments that exist before it's too late. Laura, please stand and accept the greetings of the Senate. Simply amazing, as you think about it. American's greatest generation and they certainly knew adversity and they rose to the occasion.

Our challenges, while important, pale in comparison to what these brave men and women experienced, yet Mainers from Fort Kent to Kittery need us to be successful. This means we're going to have to work together. We're going to have to find common ground that we don't even know exists right now. During the last Legislature, the 127<sup>th</sup>, we were able to do that. Many of us did some things that we didn't anticipate we'd have to do, but we knew at the end of the day that the folks back home didn't vote for us because we were really good at partisan bickering. They voted for us because they trusted us, and we put that trust, that responsibility, first and I know that during the 128<sup>th</sup> we're going to have the opportunity to do the exact same thing. We're going to have to find common ground, find ways to work together, learn to trust each other. That sounds easy, but the reality is it's very hard, and it would be awfully easy for us to go back to our partisan corners and not do the tough thing, which is find common ground. You know, I spoke to the group recently, yesterday, when we had a welcoming ceremony and I talked about Speaker Eves and I and how there were many uncomfortable situations that we found ourselves in. I read the newspaper and, you know, the left was criticizing Speaker Eves for making a deal, the right was criticizing myself and others for making a deal. The reality is that's probably the exact right thing to do. If any of us think that this is going to be easy and we're going to get everything we want you're mistaken. I don't think that anybody's under that illusion, yet I know that our State is going to be a better place to live, work, and make a living if we work together. So I am confident in this group. I know that we're up to the challenge. We are going to show leadership because as I look around this room I see

competent leaders, 35 of them, and I am so proud of this group. I so look forward to earning your trust, working with you day after day to find solutions to the problems that face our State. People of the State of Maine are really counting on us.

I want to thank the families, the friends, that are here, that came to support your newly elected State Senator. Thank you for, quite frankly, for the sacrifices that you're going to make as a family because your loved one is going to be here at the State House when there are birthday parties, when there are anniversaries, when there are all sorts of celebrations. My wife's sitting there shaking her head. All sorts of celebrations and things that you'd rather be doing at home, but I know that you're going to do that with a smile on your face and a skip in your step because you want nothing more than to make the State of Maine a better place to live.

I had a young man say to me just recently, yesterday, and I want to have the same enthusiasm that he has, the world is a wonderful place and we're going to make it better. Thank you for the opportunity to serve as your Senate President and we're going to make the world better together. Thank you.

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

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

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Senate at Ease.

The Senate was called to order by the President.

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Subsequently, the Senator from Piscataquis, Senator **DAVIS**, reported that he had attended to the duties with which he was charged and was pleased to report the Senator from Franklin, Senator **SAVIELLO**, had, before the Governor, taken and subscribed to the oaths of office required by the Constitution.

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

Senator **SAVIELLO:** Thank you, Mr. President. Ladies and gentlemen of the Senate, it is my privilege to serve with you and I supervised stoking the fire today to keep you warm and I promise you I will stoke it to keep it really warm thanks to you.

Thereupon, Senator **SAVIELLO** of Franklin took his seat in the Senate Chamber.



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Off Record Remarks

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**THE PRESIDENT:** Nominations are now in order for the Office of the Secretary of the Senate of the 128<sup>th</sup> Legislature.

Senator **KATZ** of Kennebec **NOMINATED HEATHER J.R. PRIEST** of Augusta for the Office of Secretary of the Senate of the 128<sup>th</sup> Legislature.

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

Senator **KATZ:** Thank you, Mr. President. It is my honor to nominate Ms. Priest as Secretary. On paper, Mr. President, her qualifications speak for themselves. Number one, and perhaps most importantly, she is a holder of a coveted high school diploma from Cony High School Class of 1983. A Husson College graduate and a person who spent almost her entire adult life here in this building, all the while being married to Keith and being a wonderful mother to Keith II and to Maggie. She worked her way up the rungs of the ladder of the staff in the lower Body, clerical aide to aide to senior aide and eventually became Clerk of the House in the lower Body in the 125<sup>th</sup> Legislature, where she performed incredibly well. In many ways it's a job similar to that of the Secretary of the Senate. It's kind of like she had a great career in Triple-As and then she moved to the Major Leagues with us, Mr. President, in the 127<sup>th</sup>. We can really see what we are getting because of her performance in the last two years; someone who is competent, honest, bipartisan, an excellent parliamentarian, and someone who calls them as she sees them. The honor of public service, Mr. President, is in her blood. Her father, Richard Ross, served in the Maine House. Her sister, Julie O'Brien, served in the Maine House. Her brother-in-law, Mark O'Brien, served as Augusta's Mayor. While we're at it, Mr. President, her stepfather, Ed Coffin, was my Pee Wee Basketball coach. Most significant though, Mr. President, is the connection with her mother. Heather's mother, May Ross Coffin, who is listening in this morning, was the first woman ever elected to serve as the Secretary of the Maine Senate in 1977 and she served with distinction for many, many years. May Ross is one of my favorite people. I know how very proud she is of her daughter. On a personal note, Mr. President, I'd like to take you back to a snowy day in January of 1977, the day that May Ross was first nominated for election as Senate Secretary. On that day, Mr. President, the Senator from Kennebec rose to nominate her, and that was my Dad. So I'm particularly honored today to rise to nominate her daughter 40 years later, Heather Priest of Augusta, to be the next Secretary of the Maine Senate. Thank you, Mr. President.

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

**THE PRESIDENT:** The Chair recognizes the Senator from York, Senator Collins.

Senator **COLLINS:** Thank you, Mr. President. Ladies and gentlemen of the Senate, it's a great honor that I second the motion for Heather Ross Priest to be Secretary of the Senate. I

don't think there's an individual in this building that knows more about Mason's Rules of Order than Heather Priest. As mentioned previously by Senator Katz, she was the Clerk of the House. She's been Secretary of the Senate before and a lot of times, people that are visiting us here today, sometimes there's a strong debate about who is what and what the proper procedure is and Heather very calmly comes forwards and says "No, ladies and gentlemen, this is how we're going to handle this," and she does it very, very well. It is with great honor I second that motion.

On motion by Senator **ROSEN** of Hancock, nominations ceased.

On further motion by same Senator, one ballot was cast on the part of the Senate in favor of **HEATHER J.R. PRIEST** of Augusta for the Office of Secretary of the Senate for the 128<sup>th</sup> Legislature.

This being done, **HEATHER J.R. PRIEST** of Augusta was duly elected Secretary of the Senate of the 128<sup>th</sup> Legislature.

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The Chair requested the Senator from Kennebec, Senator **KATZ**, the Senator from York, Senator **COLLINS**, and the Senator from Hancock, Senator **ROSEN**, escort the Secretary-elect to the Governor's Office for the purpose of taking and subscribing to the necessary oaths of office required by the Constitution to qualify her to enter upon the discharge of the duties of the office of Secretary of the Senate.

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

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Senate at Ease.

The Senate was called to order by the President.

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Off Record Remarks

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Senate at Ease.

The Senate was called to order by the President.

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Subsequently, the Senator from Hancock, Senator **ROSEN**, reported that they had attended to the duties with which they were charged and were pleased to report that **HEATHER J.R. PRIEST** of Augusta had, before the Governor, taken and subscribed to the necessary oaths of office to qualify her to enter upon the discharge of the duties of the Secretary of the Senate of the 128<sup>th</sup> Legislature.

Senator **WHITTEMORE** of Somerset **NOMINATED BRADLEY M. SAWYER** of Augusta for the Office of Assistant Secretary of the Senate of the 128<sup>th</sup> Legislature.

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

**THE PRESIDENT:** The Chair recognizes the Senator from Somerset, Senator Whittemore.

Senate at Ease.

The Senate was called to order by the President.

Senator **WHITTEMORE:** Thank you again, Mr. President. In the past few years, during the 127<sup>th</sup>, I've gotten to know Bradley Sawyer quite well. Bradley graduated from Cony High School and then attended the University of Oregon, where he graduated with a Political Science degree. He is Vice President of the Board of the State of Maine YMCA Camp, a member of the Board of the Augusta Downtown Alliance, and lived in New Zealand for a year, working on an active volcano. Believe me, this gives him the credentials to be working here because sometimes this can be an active volcano. Bradley has held two positions in the Secretary's Office and could be easily recognized as the fellow who is walking twice as fast as everybody else up and down the hall and getting the job done. Bradley's experience, having worked in the Secretary's Office, and his passion for the work he does will certainly be carried forward as Assistant Secretary of the Senate. I ask you to join with me in supporting Bradley Sawyer as Assistant Secretary of the Senate. Thank you.

Subsequently, the Senator from Somerset, Senator **WHITTEMORE**, reported that they had attended to the duties with which they were charged and were pleased to report that **BRADLEY M. SAWYER** of Augusta had, before the Governor, taken and subscribed to the necessary oaths of office to qualify him to enter upon the discharge of the duties of the Assistant Secretary of the Senate of the 128<sup>th</sup> Legislature.

Nomination seconded by Senator **LANGLEY** of Hancock.

**ORDERS**

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

S.O. 2

Ordered, that a committee of seven be appointed by the President to whom the returns of votes for Senators for the political years of 2017 and 2018 shall be referred for examination and report.

**READ and PASSED.**

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

Senator **LANGLEY:** Thank you, Mr. President. Men and women of the Senate, I rise to second the motion for Bradley Sawyer to be the Assistant Secretary of the Senate. Bradley, Brad, is one of these guys that quietly goes about his job. No one ever asks on a day-to-day basis how come the place runs smoothly. People will always ask and comment if it's not running well, but because of Brad and the work that he does, he quietly goes about his job, this place runs as smooth as a well-run machine. So he has a great attitude. He always has a smile on his face. He's always willing to help and he'll be a great addition to the staff at the front of the Chamber here. So with that I ask for your support in this.

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

S.O. 3

Ordered, that a message be sent to the House of Representatives proposing a Convention of the two branches of the Legislature in the Hall of the House at 2:00 in the afternoon, for the purpose of electing a Secretary of State for the political years 2017 and 2018, a State Treasurer for the political years 2017 and 2018, an Attorney General for the political years 2017 and 2018, a State Auditor for the political years 2017 through 2021.

**READ and PASSED.**

On motion by Senator **WHITTEMORE** of Somerset, nominations ceased.

On further motion by same Senator, one ballot was cast on the part of the Senate in favor of Bradley M. Sawyer of Augusta for the Office of Assistant Secretary of the Senate for the 128<sup>th</sup> Legislature.

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

S.O. 4

Ordered, that the Rules of Senate of the 127<sup>th</sup> Legislature shall be the Rules of the Senate of the 128<sup>th</sup> Legislature. Amendments to the Senate Rules may be adopted by a majority vote on or before the third Friday in January of 2017.

**READ and PASSED.**

This being done, **BRADLEY M. SAWYER** of Augusta was duly elected Assistant Secretary of the Senate of the 128<sup>th</sup> Legislature.

The Chair requested the Senator from Somerset, Senator **WHITTEMORE**, and the Senator from Hancock, Senator **LANGLEY**, escort the Assistant Secretary-elect to the Governor's Office for the purpose of taking and subscribing to the necessary oaths of office required by the Constitution to qualify him to enter upon the discharge of the duties of the office of Assistant Secretary of the Senate.

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

S.O. 5

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

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

**READ and PASSED.**

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

S.O. 6

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

**READ and PASSED.**

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

S.O. 7

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

**READ and PASSED.**

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

S.O. 8

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

**READ and PASSED.**

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

S.O. 9

Ordered, that the President of the Senate is authorized, at his discretion, to permit radio or sound television film or live television on the floor of the Senate.

**READ and PASSED.**

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**Joint Orders**

On motion by Senator **MASON** of Androscoggin, the following Joint Order:

S.P. 1

**ORDERED**, the House concurring, that the Joint Rules of the 127th Legislature are the Joint Rules of the 128th Legislature, except that Joint Rule 202 is adopted as follows:

**Rule 202. Cloture for Legislators at the First Regular Session.**

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 the 3rd Friday in December, except that for the First Regular Session of the 128th Legislature, the cloture date is December 30, 2016.

**READ and PASSED.**

Sent down for concurrence.

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On motion by Senator **MASON** of Androscoggin, the following Joint Order:

S.P. 2

Ordered, the House concurring, that there be paid to the members of the Senate and the House of Representatives as advances on account of compensation established by statute, 12 payments on a biweekly basis commencing January 4, 2017, according to lists certified to the State Controller by the President of the Senate and Speaker of the House, respectively.

**READ and PASSED.**

Sent down for concurrence.

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

S.P. 3

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

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

**READ and PASSED.**

Sent down for concurrence.

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On motion by Senator **MASON** of Androscoggin, the following Joint Order:

S.P. 4

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

**READ and PASSED.**

Sent down for concurrence.

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

S.P. 5

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

**READ and PASSED.**

Sent down for concurrence.

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On motion by Senator **MASON** of Androscoggin, the following Joint Order:

S.P. 6

Ordered, the House concurring, that a sufficient number of the Legislative Record for the 128<sup>th</sup> 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 a suitable index be prepared for such Legislative Record, under the direction of the Secretary of the Senate and the Clerk of the House.

**READ and PASSED.**

Sent down for concurrence.

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On motion by Senator **MASON** of Androscoggin, the following Joint Order:

S.P. 7

Ordered, the House concurring, that when the House and Senate adjourn, they do so until Wednesday, January 4, 2017 at 10:00 in the morning.

**READ and PASSED.**

Sent down for concurrence.

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

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Off Record Remarks

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

**ORDERS**

**Joint Order**

On motion by Senator **MASON** of Androscoggin, under unanimous consent, on behalf of President **THIBODEAU** of Waldo, (Cosponsored by Representative **GIDEON** of Freeport and Senators: **BELLOWS** of Kennebec, **BRAKEY** of Androscoggin, **BREEN** of Cumberland, **CARPENTER** of Aroostook, **CARSON** of Cumberland, **CHENETTE** of York, **CHIPMAN** of Cumberland, **COLLINS** of York, **CUSHING** of Penobscot, **CYRWAY** of Kennebec, **DAVIS** of Piscataquis, **DESCHAMBAULT** of York, **DIAMOND** of Cumberland, **DILL** of Penobscot, **DION** of Cumberland, **DOW** of Lincoln, **GRATWICK** of Penobscot, **HAMPER** of Oxford, **HILL** of York, **JACKSON** of Aroostook, **KATZ** of Kennebec, **KEIM** of Oxford, **LANGLEY** of

Hancock, LIBBY of Androscoggin, MAKER of Washington, MASON of Androscoggin, MILLETT of Cumberland, MIRAMANT of Knox, ROSEN of Hancock, SAVIELLO of Franklin, VITELLI of Sagadahoc, VOLK of Cumberland, WHITTEMORE of Somerset, WOODSOME of York, Representatives: ACKLEY of Monmouth, ALLEY of Beals, AUSTIN of Skowhegan, AUSTIN of Gray, BABBIDGE of Kennebunk, BAILEY of Saco, BATES of Westbrook, BATTLE of South Portland, BEAR of the Houlton Band of Maliseet Indians, BEEBE-CENTER of Rockland, BERRY of Bowdoinham, BICKFORD of Auburn, BLACK of Wilton, BLUME of York, BRADSTREET of Vassalboro, BROOKS of Lewiston, BRYANT of Windham, CAMPBELL of Orrington, CARDONE of Bangor, CASÁS of Rockport, CEBRA of Naples, CHACE of Durham, CHAPMAN of Brooksville, COLLINGS of Portland, COOPER of Yarmouth, COREY of Windham, CRAIG of Brewer, DAUGHTRY of Brunswick, DeCHANT of Bath, DENNO of Cumberland, DEVIN of Newcastle, DILLINGHAM of Oxford, DOORE of Augusta, DUCHESNE of Hudson, DUNPHY of Old Town, ESPLING of New Gloucester, FARNSWORTH of Portland, FARRIN of Norridgewock, FAY of Raymond, FECTEAU of Biddeford, FOLEY of Wells, FREDETTE of Newport, FREY of Bangor, FULLER of Lewiston, GATTINE of Westbrook, GERRISH of Lebanon, GILLWAY of Searsport, GINZLER of Bridgton, GOLDEN of Lewiston, GRANT of Gardiner, GRIGNON of Athens, GROHMAN of Biddeford, GUERIN of Glenburn, HAGGAN of Hampden, HAMANN of South Portland, HANDY of Lewiston, HANINGTON of Lincoln, HANLEY of Pittston, HARLOW of Portland, HARRINGTON of Sanford, HARVELL of Farmington, HAWKE of Boothbay Harbor, HEAD of Bethel, HERBIG of Belfast, HERRICK of Paris, HICKMAN of Winthrop, HIGGINS of Dover-Foxcroft, HILLIARD of Belgrade, HOGAN of Old Orchard Beach, HUBBELL of Bar Harbor, HYMANSON of York, JOHANSEN of Monticello, JORGENSEN of Portland, KINNEY of Limington, KINNEY of Knox, KORNFIELD of Bangor, KUMIEGA of Deer Isle, LAWRENCE of South Berwick, LOCKMAN of Amherst, LONGSTAFF of Waterville, LUCHINI of Ellsworth, LYFORD of Eddington, MADIGAN of Waterville, MADIGAN of Rumford, MALABY of Hancock, MAREAN of Hollis, MARTIN of Eagle Lake, MARTIN of Sinclair, MASON of Lisbon, MASTRACCIO of Sanford, McCREA of Fort Fairfield, McCREIGHT of Harpswell, McELWEE of Caribou, McLEAN of Gorham, MELARAGNO of Auburn, MONAGHAN of Cape Elizabeth, MOONEN of Portland, NADEAU of Winslow, O'CONNOR of Berwick, O'NEIL of Saco, ORDWAY of Standish, PARKER of South Berwick, PARRY of Arundel, PERKINS of Oakland, PERRY of Calais, PICCHIOTTI of Fairfield, PICKETT of Dixfield, PIERCE of Dresden, PIERCE of Falmouth, POULIOT of Augusta, PRESCOTT of Waterboro, RECKITT of South Portland, REED of Carmel, RILEY of Jay, RYKERSON of Kittery, SAMPSON of Alfred, SANBORN of Portland, SANDERSON of Chelsea, SCHNECK of Bangor, SEAVEY of Kennebunkport, SHEATS of Auburn, SHERMAN of Hodgdon, SIMMONS of Waldoboro, SIROCKI of Scarborough, SKOLFIELD of Weld, SPEAR of South Thomaston, STANLEY of Medway, STEARNS of Guilford, STETKIS of Canaan, STEWART of Presque Isle, STROM of Pittsfield, SUTTON of Warren, SYLVESTER of Portland, TALBOT ROSS of Portland, TEPLER of Topsham, TERRY of Gorham, THERIAULT of China, TIMBERLAKE of Turner, TIPPING-SPITZ of Orono, TUCKER of Brunswick, TUELL of East Machias, TURNER of Burlington, VACHON of Scarborough, WADSWORTH of Hiram, WALLACE of Dexter, WARD of Dedham, WARREN of Hallowell, WHITE of Washburn,

WINSOR of Norway, WOOD of Greene, ZEIGLER of Montville), the following Joint Order:

S.P. 8

**STATE OF MAINE  
IN THE YEAR OF OUR LORD  
TWO THOUSAND AND SIXTEEN**

**JOINT RESOLUTION  
RECOGNIZING THE 75TH ANNIVERSARY OF THE ATTACK  
ON PEARL HARBOR**

**WHEREAS**, on December 7, 1941, without warning and minutes before 8 a.m., aircraft of the Imperial Japanese Navy and Air Force attacked United States military installations at Pearl Harbor and elsewhere on the island of Oahu, Hawaii; and

**WHEREAS**, the bulk of the attack at Pearl Harbor lasted for approximately 5 hours, during which 2,403 members of the United States Armed Forces were killed or mortally wounded, 1,247 members of the Armed Forces were wounded and 57 civilians lost their lives; and

**WHEREAS**, President Franklin Delano Roosevelt declared the day of the attack on Pearl Harbor "a date which will live in infamy," and the people of the United States became united in remembrance of their fallen countrymen and committed to defending the United States against all aggressors; and

**WHEREAS**, the following day, on December 8, 1941, Congress declared war against Japan and 3 days later against Germany, thus beginning the United States' involvement in a global conflict that would define a generation; and

**WHEREAS**, after nearly 4 years of warfare, on September 2, 1945, after victory on the European front, World War II ended with the Japanese surrendering aboard the USS Missouri; and

**WHEREAS**, on August 23, 1994, Congress enacted Public Law 103-308, which designated December 7th of each year as National Pearl Harbor Remembrance Day and requests the President to issue each year a proclamation calling on the people of the United States to observe National Pearl Harbor Remembrance Day with appropriate ceremonies and activities; now, therefore, be it

**RESOLVED:** That We, the Members of the One Hundred and Twenty-eighth Legislature now assembled in the First Regular Session, on behalf of the people we represent, take this opportunity to recognize the 75th anniversary of the attack on Pearl Harbor and the lasting significance of National Pearl Harbor Remembrance Day and to honor both those who survived the attack and all those who paid the ultimate sacrifice and gave their lives in defense of freedom and liberty during World War II.

**READ and PASSED.**

Sent down for concurrence.

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

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**RECESSED** until 1:45 in the afternoon.

After Recess

The Senate was called to order by the President.

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The Chair appointed the Senator from Penobscot, Senator **CUSHING**, to deliver a message to the House of Representatives proposing a Convention of the two branches of the Legislature in the Hall of the House at 2:00 in the afternoon, for the purpose of electing a Secretary of State for the political years 2017 and 2018, a State Treasurer for the political years 2017 and 2018, an Attorney General for the political years 2017 and 2018, a State Auditor for the political years 2017 through 2021.

The Senator was escorted to the House of Representatives.

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Off Record Remarks

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**RECESSED** until the sound of the bell.

After Recess

The Senate was called to order by the President.

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

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At this point a message was received from the House of Representatives, borne by Representative HERBIG of Belfast, informing the Senate that the House concurred with the proposition for a Convention of the two branches of the Legislature to be held in the Hall of the House at 2:00 in the afternoon for the purpose of electing a Secretary of State for the political years 2017 and 2018, a State Treasurer for the political years 2017 and 2018, an Attorney General for the political years 2017 and 2018, a State Auditor for the political years 2017 through 2021.

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

Following the Joint Convention the Senate was called to order in the Senate Chamber by the President

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

**ORDERS**

**Senate Order**

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

S.O. 10

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

**READ and PASSED.**

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

**ORDERS**

**Senate Order**

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

S.O. 11

Ordered, that a message be sent to the House of Representatives, informing that Body that the Senate has organized by the choice of Michael D. Thibodeau of Waldo County as President; Heather J.R. Priest of Augusta as Secretary of the Senate; and Bradley M. Sawyer of Augusta as Assistant Secretary of the Senate of the 128<sup>th</sup> Legislature and is assembled, ready to transact such business as may come before the Senate.

**READ and PASSED.**

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

**PAPERS FROM THE HOUSE**

**Joint Orders**

The following Joint Order:

H.P. 1

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

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

**READ** and **PASSED**, in concurrence.

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The following Joint Order:

H.P. 2

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.

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

**READ** and **PASSED**, in concurrence.

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All matters thus acted upon were ordered sent down forthwith 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 **MASON** of Androscoggin, **ADJOURNED** until Wednesday, January 4, 2017 at 10:00 in the morning in memory of and lasting tribute to all those who lost their lives in the Pearl Harbor attacks.