

MAINE STATE LEGISLATURE

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Senate Legislative Record
One Hundred and Twenty-Eighth Legislature

State of Maine

Daily Edition

Second Regular Session
beginning January 3, 2018

beginning at Page 1451

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

Off Record Remarks

In Senate Chamber
Tuesday
January 30, 2018

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

Prayer by Pastor John West, Bible Baptist Church in Wiscasset.

PASTOR WEST: Let us pray. Our Holy Father, we thank You for Your love for us. I thank You for the great reminder that we had this morning as we entered the building, the wonderful music that we heard that reminded us of our religious liberties and our freedom to serve You. We thank You for the abilities that You have given us, Your creation, to serve You, our creator. We thank You that You have given us the promise of wisdom and You have told us that if we will ask for Your wisdom You will give it to us and You will give it to us liberally. We thank You for the free gift of salvation that You have given to us, that You have offered to every person. Father, today as we gather, we ask for Your protection for each one of these that are serving, for protection of the loved ones of every man and woman that is here serving today. We ask for this wisdom that You have promised us now, that You would help us to make the best decisions today. We ask for comfort for those going through trials right now that perhaps we don't even know about. Father, we thank You for providing it, as we know You will. We thank You for Your love. In Jesus' name. Amen.

Pledge of Allegiance led by Senator James F. Dill of Penobscot County.

Reading of the Journal of Thursday, January 25, 2018.

Doctor of the day, Patrick Connolly, M.D. of Falmouth.

Off Record Remarks

The Chair noted the absence of the Senator from Washington, Senator **MAKER**, and the Senator from Oxford, Senator **KEIM**, and further excused the same Senators from today's Roll Call votes.

PAPERS FROM THE HOUSE

House Paper

Bill "An Act To Ensure Equity in the Funding of Maine's Transportation Infrastructure by Imposing an Annual Fee on Hybrid and Electric Vehicles"

H.P. 1252 L.D. 1806

Comes from the House, **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed.

On motion by Senator **COLLINS** of York, **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed, in concurrence.

Joint Orders

The following Joint Order:

H.P. 1249

ORDERED, the Senate concurring, that the Joint Standing Committee on Inland Fisheries and Wildlife is authorized to report out, to the House, legislation regarding the repeal of the Maine Revised Statutes, Title 12, section 11401, subsection 1, paragraph E, which allows nonresidents who own at least 25 acres of land in Maine to hunt deer on the Saturday preceding the first day of open season on deer.

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

READ and **PASSED**, in concurrence.

The following Joint Order:

H.P. 1250

ORDERED, the Senate concurring, that the Joint Standing Committee on Inland Fisheries and Wildlife is authorized to report out, to the House, legislation regarding the termination of the authority of the Commissioner of Inland Fisheries and Wildlife, pursuant to the Maine Revised Statutes, Title 12, section 11161, subsection 2, to issue a permit to a person allowing that person to use a noise suppression device with a firearm when hunting.

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

READ and **PASSED**, in concurrence.

Joint Resolution

On motion of Representative WADSWORTH of Hiram
(Cosponsored by Representatives: HIGGINS of Dover-Foxcroft,
STANLEY of Medway), the following Joint Resolution:
H.P. 1251

**JOINT RESOLUTION
MAKING APPLICATION TO THE CONGRESS OF THE UNITED
STATES CALLING A CONSTITUTIONAL CONVENTION
UNDER ARTICLE V OF THE UNITED STATES CONSTITUTION
LIMITED TO PROPOSING AN AMENDMENT TO
THE UNITED STATES CONSTITUTION TO REQUIRE
A BALANCED FEDERAL BUDGET**

WHEREAS, under the United States Constitution, Article V, the Congress of the United States, whenever two-thirds of both Houses shall deem it necessary, shall propose amendments to the United States Constitution, or, on the application of the legislatures of two-thirds of the several states, shall call a convention for proposing amendments that, in either case, shall be valid to all intents and purposes, as part of the United States Constitution, when ratified by the legislatures of three-fourths of the several states, or by conventions in three-fourths thereof, as the one or the other mode of ratification may be proposed by the Congress; and

WHEREAS, with each passing year, this nation becomes more deeply in debt as its expenditures grossly and repeatedly exceed available revenues, so that the public debt now exceeds hundreds of billions of dollars; and

WHEREAS, the annual federal budget is a continual demonstration of an unwillingness or inability of both the legislative and executive branches of the Federal Government to curtail spending to conform to available revenues; and

WHEREAS, unified budgets do not reflect actual spending because of the exclusion of special outlays that are neither included in the budget nor subject to the legal public debt limit; and

WHEREAS, knowledgeable planning, fiscal prudence and plain good sense require that the budget reflect all federal spending and be in balance; and

WHEREAS, believing that fiscal irresponsibility at the federal level, with the inflation that results from this policy, is the greatest threat that faces our nation, we firmly believe that constitutional restraint is necessary to bring about the fiscal discipline needed to restore financial responsibility; and

WHEREAS, we believe action on amendments to the United States Constitution concerning federal expenditures to be vital; now, therefore, be it

RESOLVED: That the Legislature of Maine respectfully applies to the Congress of the United States, under the provisions of Article V of the United States Constitution, for the calling of a convention of the states limited to proposing an amendment to the United States Constitution requiring that, in the absence of a national emergency, the total of all federal outlays made by the Congress of the United States for any fiscal year may not exceed the total of all estimated federal revenues for that fiscal year, together with any related and appropriate fiscal restraints; and be it further

RESOLVED: That this application is to be considered as covering the same subject matter as the presently outstanding balanced budget applications from other states, including but not limited to previously adopted applications from Alabama, Alaska, Arkansas, Colorado, Delaware, Florida, Georgia, Indiana, Iowa,

Kansas, Louisiana, Maryland, Michigan, Mississippi, Missouri, Nebraska, Ohio, Nevada, New Hampshire, New Mexico, North Carolina, North Dakota, Oklahoma, Pennsylvania, South Dakota, Tennessee, Texas, Utah and West Virginia; and this application must be aggregated with same for the purpose of attaining the two-thirds of states necessary to require the calling of a convention for proposing amendments, but may not be aggregated with any applications on any other subject; and be it further

RESOLVED: That this application constitutes a continuing application in accordance with Article V of the United States Constitution until the legislatures of at least two-thirds of the several states have made applications on the same subject. It supersedes all previous applications by this Legislature on the same subject; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the Secretary of the Senate and presiding officers of both houses of the legislatures of each of the several states in the nation, the Speaker and Clerk of the United States House of Representatives, the President and Secretary of the United States Senate and each member of the Maine Congressional Delegation.

Comes from the House, **READ** and **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT**.

READ.

On motion by Senator **DAVIS** of Piscataquis, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT**, in concurrence.

COMMUNICATIONS

The Following Communication: S.C. 792

**STATE OF MAINE
ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

January 25, 2018

The Honorable Michael D. Thibodeau
President of the Senate of Maine
128th 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 Education and Cultural Affairs has had under consideration the nomination of David M. Coit of Cape Elizabeth, for appointment to the Maine School of Science and Mathematics, Board of Trustees.

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	Langley of Hancock, Maker of Washington, Millett of Cumberland
	Representatives	7	Kornfield of Bangor, Farnsworth of Portland, Fuller of Lewiston, Ginzler of Bridgton, McCrea of Fort Fairfield, Pierce of Falmouth, Sampson of Alfred

NAYS 0

ABSENT 3
Rep. Daughtry of Brunswick, Rep. Stewart of Presque Isle, Rep. Turner of Burlington

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 David M. Coit of Cape Elizabeth, for appointment to the Maine School of Science and Mathematics, Board of Trustees be confirmed.

Signed,

S/Brian D. Langley
Senate Chair

S/Tori P. Kornfield
House Chair

READ and ORDERED PLACED ON FILE.

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

In accordance with 3 M.R.S.A., Chapter 6, Section 158 and with Joint Rule 506 of the 128th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#498)

YEAS: Senators: None

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

EXCUSED: Senators: KEIM, MAKER

No Senator having voted in the affirmative and 33 Senators having voted in the negative, with 2 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **David M. Coit** of Cape Elizabeth for appointment to the Maine School of Science and Mathematics, Board of Trustees was **CONFIRMED**.

The Secretary will inform the Speaker of the House of Representatives of the Senate's action.

The Following Communication: S.C. 793

**STATE OF MAINE
ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

January 25, 2018

The Honorable Michael D. Thibodeau
President of the Senate of Maine
128th 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 Education and Cultural Affairs has had under consideration the nomination of Wilson G. Hess, Ph.D. of Freedom, for reappointment to the State Board of Education.

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	Langley of Hancock, Maker of Washington, Millett of Cumberland
	Representatives	8	Kornfield of Bangor, Farnsworth of Portland, Fuller of Lewiston, Ginzler of Bridgton, McCrea of Fort Fairfield, Pierce of Falmouth, Sampson of Alfred, Turner of Burlington
NAYS		0	
ABSENT		2	Rep. Daughtry of Brunswick, Rep. Stewart of Presque Isle

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 Wilson G. Hess, Ph.D. of Freedom, for reappointment to the State Board of Education be confirmed.

Signed,

S/Brian D. Langley
Senate Chair

S/Tori P. Kornfield
House Chair

READ and ORDERED PLACED ON FILE.

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

In accordance with 3 M.R.S.A., Chapter 6, Section 158 and with Joint Rule 506 of the 128th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#499)

YEAS: Senators: None

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

EXCUSED: Senators: KEIM, MAKER

No Senator having voted in the affirmative and 33 Senators having voted in the negative, with 2 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Wilson G. Hess**, Ph.D. of Freedom for reappointment to the State Board of Education was **CONFIRMED**.

The Secretary will inform the Speaker of the House of Representatives of the Senate's action.

The Following Communication: S.C. 789

**STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE**

January 25, 2018

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

Dear President Thibodeau:

This is to inform you that I am today nominating Bruce E. Wagner of Cumberland Foreside for reappointment as the Chief Executive Officer, Finance Authority of Maine.

Pursuant to Title 10, MRSA §972, this reappointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Labor, Commerce, Research and Economic Development.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 802

**STATE OF MAINE
ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE
COMMITTEE ON ENERGY, UTILITIES AND TECHNOLOGY**

January 24, 2018

Honorable Michael D. Thibodeau, President of the Senate
Honorable Sara Gideon, Speaker of the House
128th Legislature
State House
Augusta, Maine 04333

Dear President Thibodeau and Speaker Gideon:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Energy, Utilities and Technology has voted unanimously to report the following bill(s) out "Ought Not to Pass":

L.D. 1701 An Act To Improve the Energy Efficiency of Group Homes in the Northern Part of the State

This is notification of the Committee's action.

Sincerely,

S/Sen. David Woodsome
Senate Chair

S/Rep. Seth A. Berry
House Chair

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 803

**STATE OF MAINE
ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE
COMMITTEE ON TRANSPORTATION**

January 22, 2018

Honorable Michael D. Thibodeau, President of the Senate
Honorable Sara Gideon, Speaker of the House
128th Legislature
State House
Augusta, Maine 04333

Dear President Thibodeau and Speaker Gideon:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Transportation has voted unanimously to report the following bill(s) out "Ought Not to Pass":

L.D. 1595 An Act Regarding Inspection Requirements for Public Safety and Municipal Vehicles Owned by Island Communities

This is notification of the Committee's action.

Sincerely,

S/Sen. Ronald F. Collins S/Rep. Andrew J. McLean
Senate Chair House Chair

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 790

**STATE OF MAINE
OFFICE OF THE STATE AUDITOR
66 STATE HOUSE STATION
AUGUSTA, MAINE**

January 23, 2018

Honorable Paul R. LePage
Governor of Maine

Honorable Michael D. Thibodeau
President of the Senate

Honorable Sara Gideon
Speaker of the House

I am pleased to submit the State Auditor's Fraud Hotline Semiannual Report for the period July 1, 2017 to December 31, 2017.

A summary of the complaints is attached.

Sincerely,

S/Pola A. Buckley, CPA, CISA
State Auditor

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 794

**MAINE VENTURE FUND
P.O. BOX 63
NEWPORT, MAINE**

January 22, 2018

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

Honorable Sara Gideon
Speaker of the House
2 State House Station
Augusta, Maine 04333

Dear President Thibodeau and Speaker Gideon:

Pursuant to 5 M.R.S.A., Section 12023, please consider this the letter of transmittal for the attached "Report to Legislature for 2017" on behalf of the quasi-independent state entity, Small Enterprise Growth Board, due February 1, 2018.

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

Sincerely,

S/Terri Wark
Office Operations Manager
Small Enterprise Growth Board d/b/a Maine Venture Fund

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 795

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

January 24, 2018

The Honorable Michael D. Thibodeau
President of the Senate

The Honorable Sara Gideon
Speaker of the House of Representatives

128th Legislature
State House
Augusta, ME 04333

Dear President Thibodeau and Speaker Gideon:

Pursuant to State Government Evaluation Act (GEA), Title 3 of the Maine Revised Statutes, chapter 35, we are pleased to submit the findings of the Joint Standing Committee on Environment and Natural Resources resulting from the review and evaluation of the Board of Environmental Protection under the GEA.

As a result of our review, although the Committee found that the Board of Environmental Protection is operating within its statutory authority, the Committee has voted to report out legislation pursuant to 3 MRSA §955(4) in order to consider implementation of the following statutory changes relating to the authority and administration of the Board:

1. Amend 38 MRSA §341-D(4)(D) to clarify that participation of the Public Utilities Commission (PUC) in appeals to the Board of license decisions relating to expedited wind energy development, offshore wind energy demonstration projects or tidal demonstration projects is optional and at the PUC Chair's discretion; and
2. Amend 38 MRSA §341-C to clarify that a member of the Board shall continue to serve until that member has been reappointed or a successor has been appointed.

It is our Committee's intent that this legislation be referred back to Committee for a public hearing, work session(s) and a Committee vote before it is considered by the full Legislature.

Sincerely,

S/Thomas Saviello
Senate Chair

S/Ralph Tucker
House Chair

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

The Following Communication: S.C. 796

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

January 24, 2018

The Honorable Michael D. Thibodeau
President of the Senate

The Honorable Sara Gideon
Speaker of the House of Representatives

128th Legislature
State House
Augusta, ME 04333

Dear President Thibodeau and Speaker Gideon:

Pursuant to State Government Evaluation Act (GEA), Title 3 of the Maine Revised Statutes, chapter 35, we are pleased to submit the findings of the Joint Standing Committee on Environment and Natural Resources resulting from the review and evaluation of the Department of Environmental Protection under the GEA.

As a result of our review, although the Committee found that the Department of Environmental Protection is operating within its statutory authority, the Committee has voted to report out legislation pursuant to 3 MRSA §955(4) in order to consider implementation of the following statutory changes relating to the administration and efficiency of the Department:

1. Amend 38 MRSA §349(2-A) to remove a limitation that prohibits a repeat violator of the same environmental law to take advantage of a supplemental environmental project (SEP) and remove language limiting a violator to offsetting no more than 80% of a monetary penalty by conducting a SEP (i.e., allow offset of up to 100% of a penalty);
2. Amend 38 MRSA §589(3) to clarify two exemptions from the requirement that air contamination sources maintain continuous emission monitoring systems to mitigate a conflict between the current statutory provisions on continuous emission monitoring and existing applicable federal regulations; and
3. Amend 38 MRSA §2124-A to provide that the solid waste generation and disposal capacity report the Department must submit annually to the ENR Committee must be submitted only biennially.

It is our Committee's intent that this legislation be referred back to Committee for a public hearing, work session(s) and a Committee vote before it is considered by the full Legislature.

Sincerely,

S/Thomas Saviello
Senate Chair

S/Ralph Tucker
House Chair

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

The Following Communication: S.C. 797

**MAINE MARITIME ACADEMY
CASTINE, MAINE**

January 23, 2018

Honorable Sara Gideon
Speaker of the House
State House Station
Augusta, ME 04333

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

Dear Speaker Gideon and President Thibodeau:

Pursuant to 5 M.R.S.A., Section 12023, please consider this the letter of transmittal for the required report from Maine Maritime Academy due by February 1, 2018.

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

Thank you.

Sincerely,

S/Petra Carver
Vice President for Financial and Institutional Services for Maine Maritime Academy

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

The Following Communication: S.C. 798

**MAINE MUNICIPAL BOND BANK
127 COMMUNITY DRIVE
AUGUSTA, MAINE**

January 26, 2018

Honorable Sara Gideon
Speaker of the House
2 State House Station
Augusta, Maine 04333

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

Dear Speaker Gideon and President Thibodeau:

Pursuant to 5 M.R.S.A., Section 12023, please consider this the letter of transmittal for the required report from the Maine Municipal Bond Bank due by February 1, 2018

Please feel free to contact me with any questions or if you need additional information. I can be reached at 622-9386 or by email at mrg@mmbb.com.

Sincerely Yours,

S/Michael R. Goodwin.
Executive Director

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

The Following Communication: S.C. 799

**MAINE GOVERNMENTAL FACILITIES AUTHORITY
127 COMMUNITY DRIVE
AUGUSTA, MAINE**

January 26, 2018

Honorable Sara Gideon
Speaker of the House
2 State House Station
Augusta, Maine 04333

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

Dear Speaker Gideon and President Thibodeau:

Pursuant to 5 M.R.S.A., Section 12023, please consider this the letter of transmittal for the required report from the Maine Governmental Facilities Authority due by February 1, 2018.

Please feel free to contact me with any questions or if you need additional information. I can be reached at 622-9386 or by email at mrg@mgfa.com.

Sincerely

S/Michael R. Goodwin
Executive Director

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

The Following Communication: S.C. 800

**MAINE HEALTH AND HIGHER
EDUCATIONAL FACILITIES AUTHORITY
127 COMMUNITY DRIVE
AUGUSTA, MAINE**

January 26, 2018

Honorable Sara Gideon
Speaker of the House
2 State House Station
Augusta, Maine 04333

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

Dear Speaker Gideon and President Thibodeau:

Pursuant to 5 M.R.S.A., Section 12023, please consider this the letter of transmittal for the required report from the Maine Health and Higher Educational Facilities Authority due by February 1, 2018.

Please feel free to contact me with any questions or if you need additional information. I can be reached at 622-1958 or by email at mrg@mhhefa.com.

Sincerely

S/Michael R. Goodwin
Executive Director

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

The Following Communication: S.C. 801

**MAINE PUBLIC EMPLOYEES
RETIREMENT SYSTEM
96 SEWALL STREET
AUGUSTA, MAINE**

January 26, 2018

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

Dear President Thibodeau:

The Maine Public Employees Retirement System (MainePERS) is submitting the enclosed report pursuant to 5 M.R.S. § 12023 to provide information on procurement, contributions, and changes to relevant policies and procedures by MainePERS during Fiscal Year 2017.

We would be pleased to respond to any questions you might have about the report.

Sincerely,

S/Sandra J. Matheson
Executive Director

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

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

Senate at Ease.

The Senate was called to order by the President.

SENATE PAPERS

Bill "An Act To Amend the Laws Governing the Issuance of Burn Permits"

S.P. 678 L.D. 1809

Presented by Senator SAVIELLO of Franklin.
Cosponsored by Representative HANLEY of Pittston and Representatives: BLACK of Wilton, TIMBERLAKE of Turner.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

On motion by Senator **DAVIS** of Piscataquis, **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed.

Ordered sent down forthwith for concurrence.

ORDERS

Joint Order

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

S.P. 677

**STATE OF MAINE
128TH LEGISLATURE**

ORDERED, the House concurring, that the Joint Rules be amended by adding Joint Rule 108 to read:

Rule 108. Annual Harassment Training.

Each member must attend in-person training on harassment at the beginning of each regular session. The Presiding Officers must arrange sufficient opportunities for each member to attend this in-person training on harassment. Each member must sign an affidavit stating that the member has attended the in-person training on harassment and must file that form with the office of the Executive Director of the Legislative Council. The Executive Director of the Legislative Council shall provide a report to the Presiding Officers listing the members who have not attended the required training and submitted the affidavit.

READ.

On motion by Senator **LIBBY** of Androscoggin, **TABLED** until Later in Today's Session pending **PASSAGE**.

REPORTS OF COMMITTEES

House

Divided Report

The Majority of the Joint Select Committee on **JOINT RULES** on "Joint Order, To Amend the Joint Rules To Limit the Number of Bills a Legislator May Submit"

H.P. 1233

Reported that the same **Ought Not to Pass**.

Signed:

Senators:

MASON of Androscoggin
JACKSON of Aroostook
LIBBY of Androscoggin

Representatives:

GOLDEN of Lewiston
BERRY of Bowdoinham
MARTIN of Eagle Lake

The Minority of the same Committee on the same subject reported that the same **Ought To Pass**.

Signed:

Senator:

DAVIS of Piscataquis

Representative:

MAREAN of Hollis

Comes from the House with the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.

Reports **READ**.

On motion by Senator **MASON** of Androscoggin, the Majority **OUGHT NOT TO PASS** Report **ACCEPTED**, in concurrence.

Senate

Ought to Pass As Amended

Senator KATZ for the Joint Select Committee on **MARIJUANA LEGALIZATION IMPLEMENTATION** on Bill "An Act To Further Delay the Implementation of Certain Provisions of the Marijuana Legalization Act" (EMERGENCY)

S.P. 660 L.D. 1775

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-346)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-346) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

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

SECOND READERS

The Committee on **Bills in the Second Reading** reported the following:

House

Bill "An Act To Amend Maine's Marine Resources Laws Regarding Certain License Fees and Surcharges That Were Amended by Recently Enacted Legislation"

H.P. 1144 L.D. 1659

Resolve, Regarding Legislative Review of Portions of Chapter 502: Direct Watersheds of Lakes Most at Risk from New Development, Urban Impaired Streams, a Major Substantive Rule of the Department of Environmental Protection (EMERGENCY)

H.P. 1162 L.D. 1674

Bill "An Act Regarding the Information Required of Debt Buyers for Debt Collection"

H.P. 1165 L.D. 1677

READ A SECOND TIME and **PASSED TO BE ENGROSSED**, in concurrence.

House As Amended

Bill "An Act To Amend the Laws Governing Temporary Sign Usage"

H.P. 165 L.D. 209
(C "B" H-573)

READ A SECOND TIME and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

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

Off Record Remarks

On motion by Senator **MASON** of Androscoggin, **ADJOURNED**
until Thursday, February 1, 2018 at 10:00 in the morning.