

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**

In Senate Chamber
Tuesday
February 13, 2018

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

Prayer by Senator Michael E. Carpenter of Aroostook County.

SENATOR CARPENTER: Let us pray. Ladies and gentleman of
the Senate, as we come together here this morning to do the
business of the State of Maine let us be ever mindful of where we
live and how we live. Let us be ever mindful of the privileges and
honors that we receive as representatives of the people of the
State of Maine and please make us ever mindful of just how
fortunate we are to live in this great country, to live in this
beautiful state. Only through the grace of God. Amen.

Pledge of Allegiance led by Senator Justin M. Chenette of York
County.

Reading of the Journal of Thursday, February 8, 2018.

Doctor of the day, Sue Woods, M.D. of South Portland.

Off Record Remarks

Out of order and under suspension of the Rules, on motion by
Senator **MASON** of Androscoggin, the following Senate Order:
S.O. 25

Ordered, that a message be sent to the House of Representatives
proposing a Convention of the two branches of the Legislature be
held at 6:45 this evening in the Hall of the House for the purpose
of extending to Governor Paul R. LePage an invitation to attend
and make such communication as pleases him.

READ and PASSED.

The Chair appointed the Senator from Androscoggin, Senator
MASON, to deliver the message to the House of Representatives.
The Senator was escorted to the House of Representatives.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Amend the Laws Governing Education"
H.P. 1271 L.D. 1829

Comes from the House, **REFERRED** to the Committee on
EDUCATION AND CULTURAL AFFAIRS and ordered printed.

On motion by Senator **LANGLEY** of Hancock, **REFERRED** to the
Committee on **EDUCATION AND CULTURAL AFFAIRS** and
ordered printed, in concurrence.

Bill "An Act To Amend the Anson and Madison Water District
Charter"
H.P. 1272 L.D. 1830

Comes from the House, **REFERRED** to the Committee on
ENERGY, UTILITIES AND TECHNOLOGY and ordered printed.

On motion by Senator **WOODSOME** of York, **REFERRED** to the
Committee on **ENERGY, UTILITIES AND TECHNOLOGY** and
ordered printed, in concurrence.

Bill "An Act To Amend the Maine Uniform Trust Code Regarding
Reporting by Trustees and the Duties of Trustees to Settlers"
H.P. 1269 L.D. 1827

Bill "An Act To Facilitate Compliance with Federal Immigration
Law by State and Local Government Entities"
H.P. 1275 L.D. 1833

Come from the House, **REFERRED** to the Committee on
JUDICIARY and ordered printed.

On motion by Senator **KEIM** of Oxford, **REFERRED** to the
Committee on **JUDICIARY** and ordered printed, in concurrence.

Bill "An Act To Validate Certain Proceedings Authorizing the
Issuance of Bonds and Notes by the City of Bath"
(EMERGENCY)

H.P. 1270 L.D. 1828

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

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

COMMUNICATIONS

The Following Communication: S.C. 839

**STATE OF MAINE
ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE
COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY**

January 30, 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 Criminal Justice and Public Safety has voted unanimously to report the following bill(s) out "Ought Not to Pass":

- | | |
|-----------|--|
| L.D. 951 | An Act To Adopt the Uniform Act on Prevention of and Remedies for Human Trafficking |
| L.D. 1389 | An Act To Disburse Funds to the Maine Fire Protection Services Commission |
| L.D. 1672 | An Act To Waive the Fee for Attendance at the Maine Criminal Justice Academy for Former Military Police Officers |

This is notification of the Committee's action.

Sincerely,

S/Sen. Kimberley C. Rosen Senate Chair	S/Rep. Charlotte May Warren House Chair
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READ and with accompanying papers **ORDERED PLACED ON FILE.**

The Following Communication: S.C. 840

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

January 31, 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 Education and Cultural Affairs has voted unanimously to report the following bill(s) out "Ought Not to Pass":

- | | |
|----------|---|
| L.D. 228 | An Act To Amend the Mathematics Requirements for High School Graduation |
|----------|---|

This is notification of the Committee's action.

Sincerely,

S/Sen. Brian D. Langley Senate Chair	S/Tori P. Kornfield House Chair
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READ and with accompanying papers **ORDERED PLACED ON FILE.**

The Following Communication: S.C. 841

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

January 30, 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. 1702 | An Act To Allow Certain Hydropower Facilities To Sell Electricity Directly to Rural Manufacturing and Industrial Sites |
|-----------|--|

This is notification of the Committee's action.

Sincerely,

S/Sen. David Woodsome Senate Chair	S/Rep. Seth A. Berry House Chair
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READ and with accompanying papers **ORDERED PLACED ON FILE.**

The Following Communication: S.C. 842

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

February 01, 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. 1754 Resolve, Directing the Department of
Transportation To Prioritize and Increase the
Funding for Rural Roads

This is notification of the Committee's action.

Sincerely,

S/Sen. Ronald F. Collins
Senate Chair

S/Rep. Andrew J. McLean
House Chair

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

The Following Communication: S.C. 838

**MAINE MUNICIPAL AND RURAL ELECTRIFICATION
COOPERATIVE AGENCY**

February 5, 2018

The Honorable Sara Gideon
Speaker of the House of Representatives
2 State House Station
Augusta, ME 04333-0002

The Honorable Michael D. Thibodeau
President of the Maine Senate
3State House Station
Augusta, ME 04333-0003

Re: Quasi-Independent State Entity Report of Maine Municipal and Rural Electrification Cooperative Agency

Dear Speaker Gideon and President Thibodeau:

DIRIGO, the Association of the state consumer and member owned utilities, formed the Maine Municipal and Rural Electrification Cooperative Agency (MMRECA) as a vehicle for promoting joint action among the state's seven consumer owned utilities. The officers of DIRIGO serve as the officers of

MMRECA. The members of DIRIGO participating in MMRECA activities fund all costs of those activities. MMRECA receives no State funding. DIRIGO sees an inherent value in maintaining MMRECA even though it has not been active in the past years. The electric utility "business" was historically stagnant, but with the ever continuing changes that have taken place and that are likely to occur in the future, DIRIGO believes it needs all of the mechanisms available to it to meet any new challenges and be able to provide the best possible service to our consumer owners and members.

In compliance with 5 M.R.S.A. §12023 MMRECA provides the following response. The MMRECA did not adopt policies regarding vendor selection, contributions, and travel, meals & entertainment. MMRECA commits that it will put in place such policies prior to engaging in associated activities. MMRECA has not retained a lobbyist. MMRECA did not have any procurements and did not make any contributions.

If you have any questions please do not hesitate to contact the undersigned.

Sincerely,

S/Scott M. Hallowell
MMRECA

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

The Following Communication: H.C. 434

**STATE OF MAINE
CLERK'S OFFICE
2 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0002**

February 8, 2018

The Honorable Heather J.R. Priest
Secretary of the Senate
128th Maine Legislature
Augusta, Maine 04333

Dear Secretary Priest:

The House voted today to insist on its former action whereby the Unanimous Ought to Pass as Amended Report of the Committee on Marijuana Legalization Implementation was Read and Rejected on Bill "An Act To Further Delay the Implementation of Certain Provisions of the Marijuana Legalization Act" (S.P. 660) (L.D. 1775)(EMERGENCY).

Sincerely,

S/Robert B. Hunt
Clerk of the House

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.

Off Record Remarks

SENATE PAPERS

Bill "An Act To Amend the Law Regarding the Interest Rate for State Loans under the Potato Marketing Improvement Fund"
S.P. 691 L.D. 1839

Presented by Senator JACKSON of Aroostook.
Cosponsored by Representative MARTIN of Eagle Lake and Senators: CARPENTER of Aroostook, DAVIS of Piscataquis, DILL of Penobscot, SAVIELLO of Franklin, Representatives: BLACK of Wilton, DUNPHY of Old Town, McCREA of Fort Fairfield, 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.

Sent down for concurrence.

Bill "An Act To Amend the Laws Governing Indecent Conduct To Include Distribution of Photographic Images"
S.P. 690 L.D. 1838

Presented by Senator CARPENTER of Aroostook.
Cosponsored by Representative HERBIG of Belfast and Senators: BELLOWS of Kennebec, DESCHAMBAULT of York, DIAMOND of Cumberland, DILL of Penobscot, KEIM of Oxford, MILLETT of Cumberland.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** suggested and ordered printed.

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

Bill "An Act To Allow Cash Prizes for Certain Raffles Conducted by Charitable Organizations"

S.P. 689 L.D. 1837

Presented by Senator KATZ of Kennebec.
Cosponsored by Representative LUCHINI of Ellsworth and Senators: CARPENTER of Aroostook, MASON of Androscoggin, Representative: HUBBELL of Bar Harbor.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

On motion by Senator **MASON** of Androscoggin, **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS** and ordered printed.

Sent down for concurrence.

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

REPORTS OF COMMITTEES

House

Pursuant to Statute

The Committee on **JUDICIARY** on Bill "An Act Concerning Remote Participation in Public Proceedings"
H.P. 1273 L.D. 1831

Reported that the same be **REFERRED** to the Committee on **JUDICIARY**, pursuant to the Maine Revised Statutes, Title 1, section 411, subsection 6, paragraph G.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **JUDICIARY**.

Report **READ** and **ACCEPTED**, in concurrence.

Bill and accompanying papers **REFERRED** to the Committee on **JUDICIARY**, in concurrence.

Pursuant to Statute

The Committee on **JUDICIARY** on Bill "An Act To Implement Recommendations of the Right To Know Advisory Committee Concerning Remote Participation"
H.P. 1274 L.D. 1832

Reported that the same be **REFERRED** to the Committee on **JUDICIARY**, pursuant to the Maine Revised Statutes, Title 1, section 411, subsection 6, paragraph G.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **JUDICIARY**.

Report **READ** and **ACCEPTED**, in concurrence.

Bill and accompanying papers **REFERRED** to the Committee on **JUDICIARY**, in concurrence.

Ought to Pass

The Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Clarify Definitions in the Laws Regarding the Licensing of Eating Establishments and Lodging Places"

H.P. 1163 L.D. 1675

Reported that the same **Ought to Pass**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED**.

Report **READ** and **ACCEPTED**, in concurrence.

Bill **READ ONCE**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Ought to Pass As Amended

The Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act To Update the Laws Governing the Department of Environmental Protection's Rule-making Authority Concerning Underground Oil Storage Facilities To Align with Federal Regulations"

H.P. 1229 L.D. 1784

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-582)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-582)**.

Report **READ** and **ACCEPTED**, in concurrence.

Bill **READ ONCE**.

Committee Amendment "A" (H-582) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Senate

Ought to Pass As Amended

Senator COLLINS for the Committee on **TRANSPORTATION** on Bill "An Act To Make Allocations from Maine Turnpike Authority Funds for the Maine Turnpike Authority for the Calendar Year Ending December 31, 2019"

S.P. 662 L.D. 1777

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-351)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-351) **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 Repeal the Sunset Date on the Laws Governing Licensure of Appraisal Management Companies" (EMERGENCY)
H.P. 1268 L.D. 1826

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

House As Amended

Bill "An Act To Allow Former Military Medical Personnel To Perform Certain Medical Services"

H.P. 921 L.D. 1327
(C "A" H-581)

Bill "An Act To Amend the Motor Vehicle Laws"
H.P. 1172 L.D. 1692
(C "A" H-580)

Bill "An Act To Allow The Maine Educational Center for the Deaf and Hard of Hearing and Governor Baxter School for the Deaf To Lease Space to Maine's Protection and Advocacy Agency for Persons with Disabilities" (EMERGENCY)

H.P. 1209 L.D. 1756
(C "A" H-577)

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

Senate As Amended

Bill "An Act To Create the Bar Harbor Port Authority"
(EMERGENCY)

S.P. 478 L.D. 1400
(C "A" S-347)

READ A SECOND TIME.

On motion by Senator **BELLOWS** of Kennebec, the Senate **RECONSIDERED** whereby it **ADOPTED** Committee Amendment "A" (S-347).

On further motion by same Senator, Senate Amendment "A" (S-352) to Committee Amendment "A" (S-347) **READ**.

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

Senator **BELLOWS:** Thank you, Mr. President. Ladies and gentlemen of the Senate, my amendment is simple. It extends to the towns of Bar Harbor, Tremont, Southwest Harbor, Cranberry Isles, Mount Desert, Lamoine, Hancock, Sorrento, Gouldsboro, Trenton, Sullivan and Winter Harbor the right to vote on the creation of the Bar Harbor Port Authority, and under this amendment in order for the authority to be created it must be approved by the voters in the town of Bar Harbor and at least six of the eleven other towns. You might ask why. Let me tell you for a minute about Frenchman Bay where the Bar Harbor Port Authority would have its domain. Frenchman Bay is about fifteen miles long, about seven miles wide at its widest point. It's the bay of my childhood. I grew up in the town of Hancock. I could look over or sail over in a friend's boat, not our own, to Bar Harbor, to the location of this Port Authority, and Frenchman Bay has a long history of towns working collaboratively for economic and marine activity. One example is the Frenchman Bay Shellfish Joint Municipal Board, where the towns of Frenchman Bay jointly make decisions about closures and environmental operations to preserve the shellfish operations within the bay, and to promote and protect and sustain the harvest and opportunity for all those who make a living within the bay. So we have a long tradition in this region of making those decisions collaboratively and because of the geography of the bay, because of the proliferation of the islands within the bay, decisions made by one town bordering the bay affect decisions for every town. Additionally there is precedent with the Portland Harbor Commission, which has equal representatives from South Portland and Portland, so the decisions about what come into Portland's Harbor are made with stakeholders from the municipalities that border that bay, Casco Bay. So for this reason, I urge that we expand this authority to have more inclusive decision making about economic activity that takes place and affects all of the traditional industries from lobstering, to fishing, to shellfish, to tourism in the bay of my childhood, Frenchman Bay. Thank you.

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

Senator **LANGLEY:** Thank you, Mr. President. Men and women of the Senate, thank you for giving me this opportunity to rise and

speak in opposition to this amendment. The town of Lamoine recently was asked to weigh in on this. It was brought to their board. I talked to the Town Manager just this last week. The town voted to take no action on the Port Authority because it belonged in another municipality. This was in their jurisdiction. The town of Bar Harbor has the mortgage on this property. They are the ones that have gone to the bank, it's going to cost them \$3.5 million to buy this, and it's really up to the town to decide the best way to manage this property. Putting this out to a vote with other communities that have absolutely no skin in the game, have no responsibility to pay back the mortgage on this, and indeed weigh in on managing this with no skin in the game, I see is not a position I think that the other towns even want to be in because of the precedent that it would open up. So with that I would ask you to vote against this after I ask for a roll call, Mr. President.

On motion by Senator **LANGLEY** of Hancock, supported by a Division of one-fifth of the members present and voting, a Roll Call was ordered.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#510)

YEAS: Senators: **BELLOWS, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, DILL, DION, GRATWICK, MILLETT**

NAYS: Senators: **BRAKEY, COLLINS, CUSHING, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DOW, HAMPER, HILL, JACKSON, KATZ, KEIM, LANGLEY, LIBBY, MAKER, MASON, MIRAMANT, ROSEN, SAVIELLO, VITELLI, VOLK, WHITEMORE, WOODSOME, PRESIDENT THIBODEAU**

10 Senators having voted in the affirmative and 25 Senators having voted in the negative, the motion by Senator **BELLOWS** of Kennebec to **ADOPT** Senate Amendment "A" (S-352) to Committee Amendment "A" (S-347) **FAILED**.

Committee Amendment "A" (S-347) **ADOPTED**.

On motion by Senator **GRATWICK** of Penobscot, Senate Amendment "A" (S-349) **READ**.

THE PRESIDENT: The Chair recognizes the Senator from Penobscot, Senator Gratwick.

Senator **GRATWICK:** Thank you very much, Mr. President. Ladies and gentlemen of the Chamber, this amendment is still narrower and what it will do in essence is allow one of the five members of the Port Authority Board to be appointed by the Superintendent of Parks. The purpose of this is that the Port Authority is indeed a manifestation of local control and the park, the national park there, is most assuredly a member of that community of Bar Harbor. When you look at a map, the park basically surrounds the whole of Bar Harbor. Also they own the three islands right off shore there, and this would be sure that that

very integral, important part of this social and economic part of Bar Harbor is represented well on this board. As we all know local boards can sometimes go off one way or another, and this makes sure that the local board for a port authority is not killing a goose that laid the golden egg. That is that the Superintendent of the Park through that nominated member of the Port Authority Board will have an impact on the decisions that are made that are in the best interest of the whole area. I would strongly encourage you to follow my light. Thank you very much, Mr. President.

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

Senator **LANGLEY:** Thank you, Mr. President. Men and women of the Senate, thank you again for your indulgence as I rise to speak on this amendment. This amendment is really a classic example of why these decisions should be made locally. The Superintendent of Acadia National Park has no idea that this amendment was going to be in front of us and when I saw the park planner in the store Hannaford's on Saturday, they unequivocally said, "We want nothing to do with this amendment. It puts us in a legal bind, and we can't be meddling in local, municipal decisions and be on a board that has fiduciary responsibility for running an enterprise." While the intent may be good to do this, passage of this would create quite a bit of problems for the Superintendent of Acadia National Park. I would ask that we vote this down, and, Mr. President, I would ask for a roll call.

On motion by Senator **LANGLEY** of Hancock, supported by a Division of one-fifth of the members present and voting, a Roll Call was ordered.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#511)

YEAS: Senators: BELLOWS, BREEN, CARSON, CHENETTE, CHIPMAN, DIAMOND, GRATWICK, JACKSON, MILLETT, MIRAMANT, VITELLI

NAYS: Senators: BRAKEY, CARPENTER, COLLINS, CUSHING, CYRWAY, DAVIS, DESCHAMBAULT, DILL, DION, DOW, HAMPER, HILL, KATZ, KEIM, LANGLEY, LIBBY, MAKER, MASON, ROSEN, SAVIELLO, VOLK, WHITEMORE, WOODSOME, PRESIDENT THIBODEAU

11 Senators having voted in the affirmative and 24 Senators having voted in the negative, the motion by Senator **GRATWICK** of Penobscot to **ADOPT** Senate Amendment "A" (S-349) **FAILED**.

PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "A" (S-347).

Ordered sent down forthwith for concurrence.

ENACTORS

The Committee on **Engrossed Bills** reported as truly and strictly engrossed the following:

Act

An Act To Update Maine's Water Quality Standards
H.P. 895 L.D. 1298
(C "A" H-574)

PASSED TO BE ENACTED and, having been signed by the President, was presented by the Secretary to the Governor for his approval.

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

Senate at Ease.

The Senate was called to order by the President.

Senator **MAKER** of Washington was granted unanimous consent to address the Senate on the Record.

Senator **MAKER:** Mr. President, ladies and gentlemen of the Senate, I prepared something for the events that we have been facing. In the Gospel of Matthew, an alternative for an eye for an eye is given by Jesus. "You have heard that it was said an 'eye for an eye, and a tooth for a tooth.' But I say to you, do not resist the one who is evil. For if anyone slaps you on the right cheek, turn to the other side." We all need to remember this statement. Unfortunately, anger and hatred has become a part of the political scene and it is one of the reasons that caused me to decide not to run. Listening to others is very important. Representing your constituents should be top priority. After all, they elected you to represent them. As I have been reminded by a few, you should also be respectful. Is everyone going to agree with your stance? Probably not, and that is okay. Have people sometimes crossed the line in what they say? Yes, we all have. I was born and raised in Aroostook County, but lived a majority of my life in Washington County. We have turned our cheek many times down here. We have lost many to other counties and states, including our own children. We have lost many to the opioid crisis. We keep the faith and continue to move ahead and turn our cheek. What happened on Friday morning at 4:30 am was more than all of us could handle. I gave this analysis before, but when we criticize a member of our family we can handle it. But when someone from outside does, it causes us to be defensive. The staff, family and businesses are hurting, and we hurt for them. Will we overcome this? Yes we will, but it will take a long time. We as elected officials of the people have to fight for them, and we will and we should. For those who doesn't care about how this happened I

have no words. It still does not give us or others the right to cross the line. It is my belief that although we felt last year that we had time to work this out because the addition at Warren was going to take five years, and that some kind of pre-release center would be built and DCF would close. We didn't stay with that plan. We have employees that have worked there twenty-four, thirty, thirty-two years. They have suffered greatly over the past two years. Again, that being true, we need to fight for them because like our children in our family, if we don't who will. I still don't agree with the Executive Order that was given to the men and women that participated in the early morning event on Friday, but I do not, nor should anyone else, blame them. They were doing what they were told. All our men and women in uniform need our support. In the end I will do my best to not cross the line and I hope you will join me out of respect for those we serve. I will continue to fight for all in Washington County and the part of Hancock County that I represent, and not lower myself to the level that is unbecoming to our citizens that we represent, if they agree or not with the decision that was made on Friday morning, and keep my eyes on the target and not a person. Pray for all of us and know we live in the most beautiful part of Maine, and no one can take that away from us. Thank you.

Off Record Remarks

Senator **LANGLEY** of Hancock was granted unanimous consent to address the Senate on the Record.

Senator **LANGLEY**: Mr. President, men and women of the Senate, many of you may be aware or not aware of the loss of Susan Mitchell last week, who was a lobbyist for Maine Maritime Academy. She spent an awful lot of time in the Education Committee over the years representing Maine Maritime Academy at the highest level. She passed away, and I know there is probably other recognition coming along the way, but when we close today Mr. President, if we could do so in memoriam of Susan Mitchell that would be greatly appreciated.

Off Record Remarks

Senator **CARSON** of Cumberland was granted unanimous consent to address the Senate on the Record.

Senator **CARSON**: I rise ladies and gentlemen of the Senate to thank Senator Maker for her calm and compassionate and thoughtful comments, and to pledge my help and the support of all those whom I know in the Senate. We had a conversation about this issue in the caucus this morning. We want to move forward. We want to support the men and women of Washington County in creation of a modern, effective work release program, and at the same time we want to support the men and women who worked at the Downeast Correctional Facility and whose businesses have been harmed by the actions taken. I simply

want you to know that we are with you Senator Maker. Thank you, Mr. President.

Off Record Remarks

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 6:45 in the evening for the purpose of extending to Governor Paul R. LePage an invitation to attend the Convention and make such communications as pleases them.

RECESSED until 6:45 in the evening.

After Recess the Senate was called to order by the President.

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.

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

On motion by Senator **MASON** of Androscoggin, **ADJOURNED** until Thursday, February 15, 2018 at 10:00 in the morning in memory of and lasting tribute to Susan Mitchell of Sidney.