

# MAINE STATE LEGISLATURE

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Senate Legislative Record  
One Hundred and Twenty-Fifth Legislature

State of Maine

Daily Edition

First Regular Session  
December 1, 2010 to June 29, 2011

Pages 1 - 1494

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

In Senate Chamber  
Thursday  
January 20, 2011

Senate called to order by President Kevin L. Raye of Washington County.

Prayer by Pastor Elizabeth Bailey-Mitchell, Peoples' United Methodist Church in Baileyville.

**PASTOR BAILEY-MITCHELL:** Let us be in the spirit of prayer. Gracious and loving God, we begin this day, as with every day, grateful to be alive in Your creation. This new day is a gift which we open with joy and curiosity. What will we find inside this new day? Whatever we discover, we pray that the leadership gathered here today will be guided by Your spirit and blessed by Your presence. May they listen with ears that hear and make decisions this day guided by compassion for all the people in the state of Maine. Blessed be our Creator. Blessings upon those who work here this day. Let us open the gift of this day with joy and curiosity. Amen.

Pledge of Allegiance led by Senator Margaret M. Craven of Androscoggin County.

Reading of the Journal of Tuesday, January 18, 2011.

Doctor of the day, Dr. Rebecca Chagrasulis, MD of Otisfield.

Out of order and under suspension of the Rules, on motion by Senator **COURTNEY** of York, the following Joint Order:  
S.P. 42

Ordered, the House concurring, that when the House and Senate adjourn, they do so until Tuesday, January 25, 2011, at 10:00 in the morning.

**READ and PASSED.**

Ordered sent down forthwith for concurrence.

**PAPERS FROM THE HOUSE**

**House Papers**

Bill "An Act Regarding Repeated Animal Trespass" (EMERGENCY)

H.P. 75 L.D. 89

Resolve, To Name the Summit Trail of Haystack Mountain the Dustin J. Libby Trail

H.P. 78 L.D. 92

Bill "An Act To Allow the Use of Public Funds for the Repair and Maintenance of Private Roads and Bridges and To Ensure Public Access to the Seboomook Lake Region"

H.P. 85 L.D. 99

Come from the House, **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed.

**REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed, in concurrence.

Bill "An Act To Make Supplemental Appropriations and Allocations for the Expenditures of State Government and To Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Year Ending June 30, 2011" (EMERGENCY)

H.P. 86 L.D. 100

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

**REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed, in concurrence.

Bill "An Act Relating to Disorderly Conduct in the Vicinity of a Funeral"

H.P. 77 L.D. 91

Comes from the House, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed.

**REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed, in concurrence.

Bill "An Act To Amend the Laws Governing County Jail Budgeting for York County" (EMERGENCY)

H.P. 70 L.D. 82

Committee on **STATE AND LOCAL GOVERNMENT** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY**.

**REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed, in concurrence.

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Bill "An Act To Improve Essential Programs and Services Funding for Education"

H.P. 79 L.D. 93

Resolve, Directing the Commissioner of Education To Adopt a Policy Regarding Management of Head Injuries in Youth Sports (EMERGENCY)

H.P. 84 L.D. 98

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

**REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed, in concurrence.

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Bill "An Act Regarding the Moose Lottery"

H.P. 80 L.D. 94

Come from the House, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed.

**REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed, in concurrence.

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Bill "An Act Regarding Graphic Images Displayed with the Intention of Interfering with Civil Rights"

H.P. 76 L.D. 90

Bill "An Act To Repeal the Restriction on Serving or Executing Civil Process on Sunday"

H.P. 81 L.D. 95

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

**REFERRED** to the Committee on **JUDICIARY** and ordered printed, in concurrence.

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Bill "An Act Regarding the Official State Seal"

H.P. 73 L.D. 87

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

**REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed, in concurrence.

Bill "An Act To Streamline Purchasing by Entities Exempt from Sales Tax"

H.P. 74 L.D. 88

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

**REFERRED** to the Committee on **TAXATION** and ordered printed, in concurrence.

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Bill "An Act To Reduce Noise and Emissions Associated with Trains"

H.P. 82 L.D. 96

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

**REFERRED** to the Committee on **TRANSPORTATION** and ordered printed, in concurrence.

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RESOLUTION, Proposing an Amendment to the Constitution of Maine To Prohibit Certain Changes to a Direct Initiative of Legislation for a Period of Time after It Is Approved by the Voters  
H.P. 83 L.D. 97

Come from the House, **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS** and ordered printed.

**REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS** and ordered printed, in concurrence.

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#### COMMUNICATIONS

The Following Communication: S.C. 34

STATE OF MAINE  
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE  
COMMITTEE ON APPROPRIATIONS AND FINANCIAL  
AFFAIRS

January 18, 2011

The Honorable Kevin L. Raye  
President of the Senate of Maine  
125th Maine 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 125th Maine Legislature, the Joint Standing Committee on Appropriations and Financial Affairs has had under consideration the nomination of Honorable H. Sawin Millett, Jr. of Waterford, for appointment as the Commissioner of the Department of Administrative and Financial Services.

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	Rosen of Bucksport, Hill of York, Katz of Augusta
	Representatives	9	Flood of Winthrop, Clark of Easton, Fredette of Newport, Keschl of Belgrade, Martin of Eagle Lake, Rotundo of Lewiston, Stevens of Bangor, Webster of Freeport, Winsor of Norway
NAYS		0	
ABSENT		1	Rep. Chase of Wells

Twelve members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Honorable H. Sawin Millett, Jr. of Waterford, for appointment as the Commissioner of the Department of Administrative and Financial Services be confirmed.

Signed,

S/Richard W. Rosen  
Senate Chair

S/Patrick S. Flood  
House Chair

**READ and ORDERED PLACED ON FILE.**

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

Senator **ROSEN:** Thank you Mr. President. Ladies and gentlemen, you have before you item 2-1, which is the vote out of the Appropriations and Financial Affairs Committee, unanimously supporting the Executive's choice to nominate Sawin Millett as Commissioner of the Department of Administrative and Financial Services. I think it's fair to say that the unanimous vote out of the committee and the testimony that we heard in front of the Appropriations Committee on Monday reflect what all of us that have worked with the former Representative Millett know. He is an knowledgeable public servant. He is a man who has really dedicated his professional life to serving the people of the state of Maine; having served at the highest levels of the Executive Branch, under several different Governors of different party enrollment, taking on major areas of responsibility; having served as a member of the Legislature; and having served his local community. He has presented to the people of Maine his dedication, his knowledge, his skill, and probably, in my opinion, is the very best choice at this particular moment in history when we find ourselves challenged with the fiscal pressures that we all will be asked to address during this legislative session. We had appear before the committee the current Speaker from the other Body, the current Minority Leader from the other Body, the

previous Chair of the Appropriations Committee, and the previous Commissioner under our previous Executive. All, from a variety of political points of view and backgrounds, enthusiastically presented testimony in support of Sawin. He is the best choice at this particular time. He is a man that will serve us all well. His credibility is just what we need and I encourage an enthusiastic vote in support of his confirmation. Thank you Mr. President.

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

Senator **DIAMOND:** Thank you Mr. President. Ladies and gentlemen of the Senate, I rise to second everything that the Senator from Hancock, Senator Rosen, has shared with you this morning and might add a couple more items of my own. I've known Sawin Millett for many years but I never really got to really know him until the last two years when he and I worked on the Appropriations Committee together. During that time, Mr. President, you and others in leadership worked with the Chairs and the Leads. Representative Millett, of course, was one of those Leads in our committee and we did pass five unanimous budgets in two years for many reasons, the least of which was Sawin Millett's leadership. It was an honor to work with him. It was a pleasure to work with him. I will be voting for his confirmation today with a great deal of enthusiasm. Thank you Mr. President.

**THE PRESIDENT:** The Chair recognizes the Senator from Androscoggin, Senator Craven.

Senator **CRAVEN:** Thank you Mr. President. I also wanted to add my support and congratulations to Commissioner Millett. I found him, as I worked with him for six years, brilliant as well as trustworthy and very generous with his information and with his sharing of the vast information that he certainly has. As well, as somebody who is in charge of the State's coffers, we need somebody who is trustworthy and that we can trust when he gives us the bottom line. I will be supporting this nomination. Thank you Mr. President.

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

Senator **KATZ:** Thank you Mr. President. I sat through the Appropriations Committee confirmation hearing and made three observations that I think everybody who knows Sawin Millett would agree with. He's an extraordinary person. He is the epitome of public service and we're very lucky to have him. Just as you saw today, there were people from both sides of the aisle, including the distinguished Senator from Cumberland, Senator Diamond, who came. Everyone had the same message about his competence, about his dedication, and about his great respect and trust that he has, that he has earned, over decades of service to the state of Maine. I, too, would encourage everyone to support this nomination and accept the recommendation of the committee. Thank you.

**THE PRESIDENT:** The Chair recognizes the Senator from Oxford, Senator Patrick.

Senator **PATRICK:** Thank you Mr. President. Ladies and gentlemen of the Senate, colleagues and friends, I, too, rise today

in support of Harold Sawin Millett and what I would like to say is that I would like to echo everything that was said as well. The one thing that I would say that is probably a little bit different than anyone here is that this Body and the people of the state of Maine owe me a great deal. Had I not campaigned as hard as I did, as vigorously as I did, he would not be in the position to accept this esteemed position. With that being said, I would like to echo the sentiments of everyone and say that I hope that it is a unanimous vote. Thank you.

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

Senator **COURTNEY:** Thank you Mr. President. Men and women of the Senate, I would like to thank that good Senator from Oxford, Senator Patrick, for his contribution to the state and hope that it will continue.

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

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 125<sup>th</sup> Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#2)**

**YEAS:** Senators: None

**NAYS:** Senators: ALFOND, BARTLETT, BLISS, BRANNIGAN, COLLINS, COURTNEY, CRAVEN, DIAMOND, FARNHAM, GERZOFISKY, GOODALL, HASTINGS, HILL, HOBBS, JACKSON, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PATRICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SHERMAN, SNOWE-MELLO, SULLIVAN, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

**ABSENT:** Senator: SCHNEIDER

No Senator having voted in the affirmative and 34 Senators having voted in the negative, with 1 Senator being absent, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of the Honorable **H. Sawin Millett, Jr.** of Waterford for appointment as the Commissioner of the Department of Administrative and Financial Services was **CONFIRMED**.

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

The Following Communication: S.C. 36

**STATE OF MAINE  
125TH LEGISLATURE  
OFFICE OF THE PRESIDENT**

January 19, 2011

Honorable Joseph G. Carleton  
Secretary of the Senate  
3 State House Station  
Augusta, ME 04333

Dear Secretary Carleton,

Pursuant to my authority under Title 7, MRSA, Chapter 5, Section 125, I am pleased to appoint Senator Roger L. Sherman of Aroostook to the Board of Agriculture, representing a Senator serving on the Joint Standing Committee on Agriculture, Conservation and Forestry.

Please let me know if you have any questions regarding this appointment.

Sincerely,

S/Kevin L. Raye  
President of the Senate

**READ and ORDERED PLACED ON FILE.**

The Following Communication: S.C. 35

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

January 12, 2011

Honorable Kevin L. Raye, Senate President  
Honorable Robert W. Nutting, Speaker of the House  
125th Maine State Legislature  
State House Augusta, Maine 04333

Dear President Raye and Speaker Nutting,

Pursuant to Joint Rule 310, we are writing to notify you that we have approved the request by the bill sponsor Rep. Haskell of Portland, to report the following bill Leave to Withdraw:

L.D. 37 An Act To Amend the Deferred Disposition Law  
As It Pertains to Sex Offenses

Sincerely,

S/Senator Garrett P. Mason Senate Chair

S/Representative Gary E. Plummer  
House Chair

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

The Following Communication: S.C. 33

**STATE OF MAINE  
DEPARTMENT OF PROFESSIONAL AND FINANCIAL  
REGULATION  
BUREAU OF FINANCIAL INSTITUTIONS  
AUGUSTA, MAINE 04333-0036**

Honorable Kevin L. Raye  
President of the Senate  
3 State House Station  
Augusta, Maine 04333

Dear President Raye:

In accordance with Title 9-B MRSA §217, as amended, enclosed please find a copy of the "Annual Report from the Superintendent of the Bureau of Financial Institutions to the Legislature." In addition to the annual statistical information, the Report also includes informational segments which address issues of current importance to the Legislature, the Executive Branch, and the Maine financial institution community.

If you or your staff have any questions regarding the information contained in this Report, the Bureau would be pleased to respond. This Report will also be available in electronic format on the Bureau of Financial Institution's web site at [www.maine.gov/financialinstitutions](http://www.maine.gov/financialinstitutions).

Very truly yours,

S/Lloyd P. LaFountian III  
Superintendent

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

Off Record Remarks

**SENATE PAPERS**

Bill "An Act To Institute a Snaring Program for Coyotes"  
S.P. 43 L.D. 101

Presented by Senator JACKSON of Aroostook.  
Cosponsored by Representative MARTIN of Eagle Lake and Senators: PATRICK of Oxford, SAVIELLO of Franklin, Representatives: AYOTTE of Caswell, CLARK of Millinocket, HARVELL of Farmington, SARTY of Denmark, TUTTLE of Sanford.

On motion by Senator **MARTIN** of Kennebec, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed.

Sent down for concurrence.

Bill "An Act Regarding Audits of State Agency Expenditures To Recover Overpayments and Lost Discounts" (EMERGENCY)  
S.P. 46 L.D. 104

Presented by Senator LANGLEY of Hancock.  
Cosponsored by Senators: COLLINS of York, COURTNEY of York, MASON of Androscoggin, THIBODEAU of Waldo, Representatives: BRYANT of Windham, FITTS of Pittsfield, FLEMINGS of Bar Harbor.

On motion by Senator **THOMAS** of Somerset, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed.

Sent down for concurrence.

Bill "An Act To Allow Landowners Access across Railroad Tracks"  
S.P. 44 L.D. 102

Presented by Senator JACKSON of Aroostook.  
Cosponsored by Representative CLARK of Millinocket, Representative MARTIN of Eagle Lake and Senators: COLLINS of York, DIAMOND of Cumberland, PATRICK of Oxford, Representative: THERIAULT of Madawaska.

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

Sent down for concurrence.

Bill "An Act To Improve the Access of Beer and Wine Licensees to Agency Liquor Store Licenses"  
S.P. 45 L.D. 103

Presented by Senator LANGLEY of Hancock.  
Cosponsored by Senator: MASON of Androscoggin, Representatives: FITTS of Pittsfield, LUCHINI of Ellsworth.

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

Sent down for concurrence.

Off Record Remarks

Senate at Ease.

Senate called to order by the President.

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

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

**PAPERS FROM THE HOUSE**

**House Papers**

Bill "An Act To Assist Seasonal Entertainment Facilities with Public Safety Requirements" (EMERGENCY)  
H.P. 105 L.D. 123

Bill "An Act To Allow a Person with One Arm To Possess Certain Kinds of Prohibited Knives"  
H.P. 108 L.D. 126

Come from the House, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed.

**REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed, in concurrence.

---

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

**PAPERS FROM THE HOUSE**

**House Papers**

Bill "An Act To Allow Vietnam Veterans To Receive High School Diplomas Posthumously"  
H.P. 96 L.D. 114

Resolve, Directing the Department of Education To Explore Options To Increase Participation in the University of Southern Maine's Extended Teacher Education Program  
H.P. 112 L.D. 130

Bill "An Act To Eliminate the Penalty for Schools That Did Not Reorganize"  
H.P. 121 L.D. 139

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

**REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed, in concurrence.

---

Bill "An Act To Allow a Tax Credit for Students Enrolled in Postsecondary Nondegree Programs"  
H.P. 101 L.D. 119

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 **TAXATION**, in **NON-CONCURRENCE**.

Sent down for concurrence.

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

**PAPERS FROM THE HOUSE**

**House Paper**

Resolve, Directing the Department of Environmental Protection To Convene a Task Force To Develop Initiatives To Reduce Unnecessary Packaging  
H.P. 114 L.D. 132

Come from the House, **REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES** and ordered printed.

**REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES** and ordered printed, in concurrence.

---

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

**PAPERS FROM THE HOUSE**

**House Papers**

Bill "An Act To Amend the Laws Regarding Public Health Infrastructure"  
H.P. 103 L.D. 121

Resolve, To Align Child-to-staff Ratios in Child Care Facilities  
H.P. 109 L.D. 127

Come from the House, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed.

**REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed, in concurrence.

---

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



**PAPERS FROM THE HOUSE**

**House Papers**

Bill "An Act To Allow Trapping in Northern Maine without the Written Consent of the Landowner"

H.P. 89 L.D. 107

Bill "An Act To Amend the Fees for Infant Lifetime Hunting Licenses"

H.P. 90 L.D. 108

Bill "An Act To Discourage Illegal Dumping in the State"

H.P. 94 L.D. 112

Bill "An Act To Extend Native American Hunting Rights"

H.P. 115 L.D. 133

Bill "An Act To Protect Native Landlocked Salmon Fisheries from Invasive Fish Species"

H.P. 116 L.D. 134

Bill "An Act To Allow the Use of Crossbows during the Archery Season"

H.P. 119 L.D. 137

Come from the House, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed.

**REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed, in concurrence.

---

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

**PAPERS FROM THE HOUSE**

**House Paper**

Bill "An Act To Raise the Required Minimum Limits for Motor Vehicle Insurance"

H.P. 107 L.D. 125

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

**REFERRED** to the Committee on **INSURANCE AND FINANCIAL SERVICES** and ordered printed, in concurrence.

---

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

**PAPERS FROM THE HOUSE**

**House Papers**

Bill "An Act To Amend the Laws Governing Child Support Enforcement"

H.P. 97 L.D. 115

Bill "An Act To Require a 24-hour Waiting Period prior to an Abortion"

H.P. 98 L.D. 116

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

**REFERRED** to the Committee on **JUDICIARY** and ordered printed, in concurrence.

---

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

**PAPERS FROM THE HOUSE**

**House Papers**

Bill "An Act To Eliminate Dual Certification Requirements for Speech-language Pathologists"

H.P. 111 L.D. 129

Bill "An Act To Amend the Unemployment Compensation Law Regarding Denial of Benefits for Refusing To Accept Work"

H.P. 118 L.D. 136

Come from the House, **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** and ordered printed.

**REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** and ordered printed, in concurrence.

---

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

**PAPERS FROM THE HOUSE**

**House Paper**

Bill "An Act To Support Large-scale Marketing and Research and Development for Bulk Sales of Maine Seafood Worldwide"

H.P. 92 L.D. 110

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

**REFERRED** to the Committee on **MARINE RESOURCES** and ordered printed, in concurrence.

---

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

**PAPERS FROM THE HOUSE**

**House Papers**

Bill "An Act To Change Health Care Provisions for Retired Legislators"

H.P. 104 L.D. 122

Bill "An Act To Provide Seniors with Access to State Forms"

H.P. 110 L.D. 128

Bill "An Act To Allow a Nonresident Notary Public or Justice of the Peace To Perform a Single Wedding Ceremony"

H.P. 120 L.D. 138

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

**REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed, in concurrence.

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RESOLUTION, Proposing an Amendment to the Constitution of Maine To Provide 4-year Terms and a Term Limit of 2 Terms for Legislators

H.P. 95 L.D. 113

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

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

---

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

**PAPERS FROM THE HOUSE**

**House Papers**

Bill "An Act To Amend the Location of Motor Vehicle Excise Tax Collection for Motor Vehicles Owned by Public Utilities"

H.P. 99 L.D. 117

Bill "An Act To Change the Threshold for Qualification for a Sales Tax Resale Certificate"

H.P. 113 L.D. 131

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

**REFERRED** to the Committee on **TAXATION** and ordered printed, in concurrence.

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

**PAPERS FROM THE HOUSE**

**House Paper**

Bill "An Act To Allow the Placement of Certain Road Signs That Advertise a Small Business"

H.P. 117 L.D. 135

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

**REFERRED** to the Committee on **TRANSPORTATION** and ordered printed, in concurrence.

---

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

**PAPERS FROM THE HOUSE**

**House Paper**

Bill "An Act To End Taxpayer-funded Campaigns for Gubernatorial Candidates"

H.P. 102 L.D. 120

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

**REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS** and ordered printed, in concurrence.

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

**PAPERS FROM THE HOUSE**

**Pursuant to Statute  
Department of Education**

The **Department of Education**, pursuant to the Maine Revised Statutes, Title 5, section 8072 asked leave to report that the accompanying Resolve, Regarding Legislative Review of Portions of Chapter 101: Maine Unified Special Education Regulation Birth to Age Twenty, a Major Substantive Rule of the Department of Education (EMERGENCY)

H.P. 88 L.D. 106

Be **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed pursuant to Joint Rule 218.

Comes from the House with the Report **READ** and **ACCEPTED**, and the Resolve **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed pursuant to Joint Rule 218.

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

**REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed pursuant to Joint Rule 218, in concurrence.

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

**PAPERS FROM THE HOUSE**

**Pursuant to Statute  
Department of Health and Human Services**

The **Department of Health and Human Services**, pursuant to the Maine Revised Statutes, Title 5, section 8072 asked leave to report that the accompanying Resolve, Regarding Legislative Review of Chapter 13: Municipal Service Fee, a Major Substantive Rule of the Department of Health and Human Services (EMERGENCY)

H.P. 87 L.D. 105

Be **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed pursuant to Joint Rule 218.

Comes from the House with the Report **READ** and **ACCEPTED**, and the Resolve **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed pursuant to Joint Rule 218.

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

**REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed pursuant to Joint Rule 218, in concurrence.

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

**PAPERS FROM THE HOUSE**

**House Paper**

Bill "An Act To Eliminate Certain Restrictions on the Installation of Chimneys and Equipment"

H.P. 106 L.D. 124

Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY**.

**REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed, in concurrence.

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

**PAPERS FROM THE HOUSE**

**House Paper**

Resolve, To Establish the Commission To Study the Promotion and Expansion of the Maine Maple Sugar Industry (EMERGENCY)

H.P. 91 L.D. 109

Comes from the House, **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed.

**REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed, in concurrence.

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

**PAPERS FROM THE HOUSE**

**House Paper**

Bill "An Act To Authorize a General Fund Bond Issue To Fund Large-scale Marketing and Research and Development for Bulk Sales of Maine Seafood Worldwide"

H.P. 93 L.D. 111

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

**REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed, in concurrence.

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

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Senator **BARTLETT** of Cumberland was granted unanimous consent to address the Senate off the Record.

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Senator **RECTOR** of Knox was granted unanimous consent to address the Senate off the Record.

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Senator **WOODBURY** of Cumberland was granted unanimous consent to address the Senate off the Record.

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Senator **DIAMOND** of Cumberland was granted unanimous consent to address the Senate off the Record.

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On motion by Senator **COURTNEY** of York, **ADJOURNED**, pursuant to the Joint Order, to Tuesday, January 25, 2011, at 10:00 in the morning.