

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
February 17, 2011

Senate called to order by President Pro Tem Jonathan T.E.
Courtney of York County.

Prayer by Reverend John Widdows, Priest In-charge, Christ
Episcopal Church, Gardiner.

REVEREND WIDDOWS: Let us pray. Eternal God, we give You thanks for the various personal places and circumstances from which these Senators come and whatever background has built a strong foundation and support for their presence here; for the communities that elected them to represent them here, providing a mandate for efforts to represent their needs, hopes, and aspirations; for the state of Maine, the issues that confront us and the thoughtful consideration in this chamber of policies and laws to enable its citizens to thrive in wellbeing and peace; for the country to which this state belongs and the contribution this Body can make to the patriotic bonds which unite us; for the world to which this nation belongs and our awareness of the humanity we share that inspires feelings of unity and common purpose with all people; and for the universe, so vast as to inspire awe and the hope that the deliberations of this Body are some way part of Your divine plan. For these and all Your gifts to each and all of us, O God, we give You humble and profound thanks. Amen.

Pledge of Allegiance led by Senator Christopher Rector of Knox County.

Reading of the Journal of Wednesday, February 16, 2011.

Doctor of the day, Lisa Letourneau, MD, MPH of Scarborough.

The Chair noted the absence of the Senator from Washington, Senator **RAYE**, the Senator from York, Senator **HOBBINS**, and the Senator from Penobscot, Senator **SCHNEIDER**, and further excused the same Senators from today's Roll Call votes.

Out of order and under suspension of the Rules, on motion by Senator **PLOWMAN** of Penobscot, the following Joint Order:
S.P. 194

Ordered, the House concurring, that when the House and Senate adjourn, they do so until Tuesday, March 1, 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 To Provide Regular Funding for the Land for Maine's Future Fund"

H.P. 431 L.D. 548

Presented by Representative **MOULTON** of York.

Bill "An Act To Prohibit the Use of Pesticides in Certain Circumstances"

H.P. 449 L.D. 591

Presented by Representative **McFADDEN** of Dennysville. (BY REQUEST)

Cosponsored by Senator **ALFOND** of Cumberland and Representative: **BOLDUC** of Auburn.

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 Ensure Retirement Benefits for Members of the Maine Public Employees Retirement System"

H.P. 425 L.D. 542

Presented by Representative **HAMPER** of Oxford.

Cosponsored by Senator **HASTINGS** of Oxford and Representatives: **BICKFORD** of Auburn, **CEBRA** of Naples, **DRISCOLL** of Westbrook, **FITTS** of Pittsfield, **PRESCOTT** of Topsham, **WINSOR** of Norway.

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 To Adjust Certain Age Limits in the Laws Concerning Sex Offenses To Further Protect Minors"
H.P. 401 L.D. 508

Presented by Representative TUTTLE of Sanford.

Bill "An Act To Modify the Regulation of Fireworks"
H.P. 406 L.D. 523

Presented by Representative CROCKETT of Bethel.
Cosponsored by Senator: HASTINGS of Oxford, Representatives: GIFFORD of Lincoln, GUERIN of Glenburn, MORISSETTE of Winslow, PLUMMER of Windham, SARTY of Denmark, TIMBERLAKE of Turner, WOOD of Sabattus.

Bill "An Act To Establish a Minimum Mandatory Sentence for Convictions of Illegally Providing Liquor to a Minor"
H.P. 408 L.D. 525

Presented by Representative FREDETTE of Newport.
Cosponsored by Representatives: BLACK of Wilton, CRAFTS of Lisbon, GRAHAM of North Yarmouth, HARMON of Palermo, LUCHINI of Ellsworth, MALONEY of Augusta, TIMBERLAKE of Turner, WINTLE of Garland.

Bill "An Act Regarding Forensic Examination Kits"
H.P. 450 L.D. 592

Presented by Representative PLUMMER of Windham.
Cosponsored by Senator MASON of Androscoggin.
Submitted by the Department of Public Safety pursuant to Joint Rule 204.

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.

The Chair noted the presence of the Senator from Penobscot, Senator **SCHNEIDER**.

Bill "An Act To Extend the Length of the School Day"
H.P. 391 L.D. 498

Presented by Representative DOW of Waldoboro.

Bill "An Act To Align State Standards Pertaining to Food and Beverages outside of the School Lunch Program to Federal Standards"
H.P. 398 L.D. 505

Presented by Representative FLOOD of Winthrop.
Cosponsored by Senator LANGLEY of Hancock and Senators: MASON of Androscoggin, SULLIVAN of York, Representatives: EDGECOMB of Caribou, RANKIN of Hiram.
Submitted by the Department of Education pursuant to Joint Rule 204.

Bill "An Act To Prevent the Disclosure of Student Social Security Numbers"
H.P. 399 L.D. 506

Presented by Representative PETERSON of Rumford.
Cosponsored by Senator GOODALL of Sagadahoc,
Representatives: KNAPP of Gorham, MARTIN of Eagle Lake, O'CONNOR of Berwick, Senator COURTNEY of York and Representatives: CROCKETT of Bethel, DAVIS of Sangerville, GOODE of Bangor, HARVELL of Farmington, McFADDEN of Dennysville, NELSON of Falmouth.

Bill "An Act To Allow Alternative Delivery Methods for Locally Funded School Construction Projects"
H.P. 413 L.D. 530

Presented by Representative EBERLE of South Portland.
Cosponsored by Senator BLISS of Cumberland and Senators: BARTLETT of Cumberland, LANGLEY of Hancock, RECTOR of Knox, Representatives: KAENRATH of South Portland, MORRISON of South Portland.

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 Place a Moratorium on Expedited Permitting of Grid-scale Wind Energy Development" (EMERGENCY)
H.P. 395 L.D. 502

Presented by Representative DUNPHY of Embden.
Cosponsored by Representative RICHARDSON of Warren and Representatives: BLACK of Wilton, CRAY of Palmyra, DAVIS of Sangerville, HARMON of Palermo, McCLELLAN of Raymond, O'CONNOR of Berwick, SIROCKI of Scarborough, WINTLE of Garland.

Bill "An Act To Enhance Transparency in the Regulation of Large, Investor-owned Transmission and Distribution Utilities"
H.P. 412 L.D. 529

Presented by Representative CORNELL du HOUX of Brunswick. Cosponsored by Senator BARTLETT of Cumberland and Senator: RECTOR of Knox, Representatives: BEAVERS of South Berwick, CRAY of Palmyra, DION of Portland, DUNPHY of Embden, FITTS of Pittsfield, HINCK of Portland, LUCHINI of Ellsworth.

Bill "An Act To Reduce Maine's Dependence on Oil"
H.P. 436 L.D. 553

Presented by Representative FITTS of Pittsfield. Cosponsored by Senator BARTLETT of Cumberland and Senators: GOODALL of Sagadahoc, KATZ of Kennebec, RECTOR of Knox, Representatives: CORNELL du HOUX of Brunswick, HINCK of Portland, KNAPP of Gorham, McCLELLAN of Raymond.

Bill "An Act To Amend the Telecommunications Education Access Fund"
H.P. 437 L.D. 554

Presented by Representative CUSHING of Hampden. Cosponsored by Senator THIBODEAU of Waldo and Representatives: CAIN of Orono, FITTS of Pittsfield, RICHARDSON of Carmel, ROSEN of Bucksport, VALENTINO of Saco.

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

REFERRED to the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** and ordered printed, in concurrence.

Bill "An Act To Charge a Fee for Garbage Disposal To Encourage Recycling"
H.P. 407 L.D. 524

Presented by Representative BOLDUC of Auburn.

Bill "An Act To Exclude Cupolas from the Measurement of Height for Structures in the Shoreland Zone"
H.P. 435 L.D. 552

Presented by Representative HARVELL of Farmington. (BY REQUEST)
Cosponsored by Representatives: CUSHING of Hampden, ESPLING of New Gloucester.

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.

Bill "An Act To Eliminate Duplication of Paint Disclosure and Radon Requirements"
H.P. 427 L.D. 544

Presented by Representative CUSHING of Hampden. Cosponsored by Senator COURTNEY of York and Senator: PLOWMAN of Penobscot, Representatives: CURTIS of Madison, DAMON of Bangor, PILON of Saco, RICHARDSON of Warren, TUTTLE of Sanford, WILLETTE of Presque Isle.

Committee on **ENVIRONMENT AND NATURAL RESOURCES** suggested and ordered printed.

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

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

Bill "An Act To Protect Persons in Residential Care Who Are under Limited Guardianship"
H.P. 392 L.D. 499

Presented by Representative CURTIS of Madison. Cosponsored by Senator WHITTEMORE of Somerset and Representatives: CRAY of Palmyra, CUSHING of Hampden, FITTS of Pittsfield, PARRY of Arundel.

Bill "An Act To Specify Qualifications for the Director of the Office of Adult Mental Health Services within the Department of Health and Human Services"
H.P. 414 L.D. 531

Presented by Representative SANBORN of Gorham. Cosponsored by Senator CRAVEN of Androscoggin and Representatives: BRYANT of Windham, GOODE of Bangor, HOGAN of Old Orchard Beach, NELSON of Falmouth.

Bill "An Act To Build Accountability into the General Assistance Laws"
H.P. 422 L.D. 539

Presented by Representative STRANG BURGESS of Cumberland. Cosponsored by Senator HASTINGS of Oxford and Senator: COLLINS of York, Representatives: CASAVANT of Biddeford, GRAHAM of North Yarmouth, HARMON of Palermo, KESCHL of Belgrade, MAKER of Calais, MALABY of Hancock, VALENTINO of Saco.

Resolve, Directing the Maine Center for Disease Control and Prevention To Conduct a Review of Public Health Nuisance Laws (EMERGENCY)

H.P. 430 L.D. 547

Presented by Representative BERRY of Bowdoinham.
Cosponsored by Senator: COLLINS of York, Representatives: BICKFORD of Auburn, EVES of North Berwick, KESCHL of Belgrade, McCABE of Skowhegan, ROSEN of Bucksport, STRANG BURGESS of Cumberland.

Bill "An Act To Include the Record of Emergency Data Form as an Acceptable Instrument for the Disposition of Remains of a Service Member" (EMERGENCY)

H.P. 444 L.D. 586

Presented by Representative FOSSEL of Alna.

Bill "An Act To Increase the Legal Age To Purchase, Use or Sell Tobacco Products"

H.P. 447 L.D. 589

Presented by Representative FOSSEL of Alna.
Cosponsored by Representatives: GRAHAM of North Yarmouth, MALABY of Hancock, PRESCOTT of Topsham, WEBSTER of Freeport.

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.

Off Record Remarks

Bill "An Act To Amend the Laws Governing Bear Hunting"
H.P. 361 L.D. 468

Presented by Representative WOOD of Sabattus.
Cosponsored by Senator: TRAHAN of Lincoln, Representatives: BLACK of Wilton, CROCKETT of Bethel, RICHARDSON of Warren, TIMBERLAKE of Turner.

Bill "An Act To Provide Free Hunting, Fishing and Trapping Licenses To Wartime Veterans Who Are at Least 80 Years of Age"

H.P. 405 L.D. 522

Presented by Representative DAVIS of Sangerville.
Cosponsored by Senator THIBODEAU of Waldo and Senator: MASON of Androscoggin, Representatives: BLACK of Wilton, CELLI of Brewer, CRAFTS of Lisbon, CROCKETT of Bethel, FREDETTE of Newport, TIMBERLAKE of Turner, WILLETTE of Presque Isle.

Bill "An Act Concerning Fish and Wildlife Program Funds"
H.P. 439 L.D. 556

Presented by Representative DAVIS of Sangerville.
Cosponsored by Representatives: CLARK of Millinocket, DUCHESNE of Hudson, FOSSEL of Alna, FREDETTE of Newport, HARVELL of Farmington, SARTY of Denmark, SHAW of Standish, WINTLE of Garland.
Submitted by the Department of Inland Fisheries and Wildlife pursuant to Joint Rule 204.

Bill "An Act To Protect Owners of Private Property against Trespass"

H.P. 442 L.D. 559

Presented by Representative O'BRIEN of Lincolnville.
Cosponsored by Representatives: BERRY of Bowdoinham, BLODGETT of Augusta, DILL of Old Town, KUMIEGA of Deer Isle, STEVENS of Bangor, STUCKEY of Portland, WEBSTER of Freeport, WELSH of Rockport.

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.

Resolve, Directing the Bureau of Insurance To Study Legislators' Health Insurance Benefits Compared to the Health Insurance Benefits of Other Part-time and Seasonal Workers in the State
H.P. 402 L.D. 519

Presented by Representative GOODE of Bangor.
Cosponsored by Representative: MORRISON of South Portland.

Bill "An Act To Implement the Insurance Payment Reform Recommendations of the Advisory Council on Health Systems Development"

H.P. 423 L.D. 540

Presented by Representative GRAHAM of North Yarmouth.
Cosponsored by Senator BRANNIGAN of Cumberland and Senators: ALFOND of Cumberland, CRAVEN of Androscoggin, Representatives: BELIVEAU of Kittery, EVES of North Berwick, FOSSEL of Alna, GOODE of Bangor, MORRISON of South Portland, RICHARDSON of Warren.

Come 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.

Bill "An Act To Protect Persons Who Have Buildings on Leased Land"

H.P. 409 L.D. 526

Presented by Representative CLARK of Millinocket.

Bill "An Act To Allow a Member, Manager or Authorized Employee of a Limited Liability Company To Appear for That Company in an Action for Eviction"

H.P. 434 L.D. 551

Presented by Representative RUSSELL of Portland.
Cosponsored by Representative WATERHOUSE of Bridgton.

Bill "An Act To Amend the Child Custody Laws"

H.P. 443 L.D. 585

Presented by Representative FOSSEL of Alna.
Cosponsored by Representatives: DOW of Waldoboro, GRAHAM of North Yarmouth, MALABY of Hancock, PRESCOTT of Topsham.

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

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

Bill "An Act To Clarify Successor Liability under the Employment Security Law"

H.P. 417 L.D. 534

Presented by Representative PRESCOTT of Topsham.
Cosponsored by Senator SHERMAN of Aroostook and Representatives: DOW of Waldoboro, HAMPER of Oxford, MALABY of Hancock, NEWENDYKE of Litchfield, TUTTLE of Sanford, VOLK of Scarborough, WINSOR of Norway, WINTLE of Garland.

Bill "An Act To Expand Recertification Options for Certified Nursing Assistants"

H.P. 420 L.D. 537

Presented by Representative WEBSTER of Freeport.
Cosponsored by Senator JACKSON of Aroostook and Representatives: DOW of Waldoboro, DRISCOLL of Westbrook, EVES of North Berwick, GRAHAM of North Yarmouth, HERBIG of Belfast, HUNT of Buxton, PRESCOTT of Topsham, VOLK of Scarborough.

Bill "An Act To Utilize a Dental Complaint Review Panel"

H.P. 438 L.D. 555

Presented by Representative PRESCOTT of Topsham.
Cosponsored by Senator MARTIN of Kennebec and Senators: RECTOR of Knox, SNOWE-MELLO of Androscoggin, Representatives: DOW of Waldoboro, HAMPER of Oxford, HUNT of Buxton, NEWENDYKE of Litchfield, TUTTLE of Sanford, WINTLE of Garland.

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.

Bill "An Act To Assist the Commercial Fishing Safety Council"

H.P. 421 L.D. 538

Presented by Representative WALSH INNES of Yarmouth.
Cosponsored by Senator WOODBURY of Cumberland and Representative: MacDONALD of Boothbay.

Bill "An Act To Provide Equal Treatment to Members of the Penobscot Nation with Regard to Marine Resources Licenses" (EMERGENCY)

H.P. 441 L.D. 558

Presented by Representative MITCHELL of the Penobscot Nation.
Cosponsored by Senator SCHNEIDER of Penobscot and Representatives: BEAVERS of South Berwick, CLARK of Millinocket, JOHNSON of Greenville, PICCHIOTTI of Fairfield, SOCTOMAH of the Passamaquoddy Tribe, TUTTLE of Sanford, WEAVER of York, WOOD of Sabattus.

Come 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.

Bill "An Act To Amend the Powers and Duties of Municipal Treasurers"

H.P. 390 L.D. 497

Presented by Representative GIFFORD of Lincoln.
Cosponsored by Senator THIBODEAU of Waldo and Representatives: AYOTTE of Caswell, CLARK of Easton, EDGECOMB of Caribou, FOSTER of Augusta, LIBBY of Waterboro, LONG of Sherman, McFADDEN of Dennysville, PARRY of Arundel.

Bill "An Act To Clarify the Boundary between the Town of Cushing and the Town of Friendship"

H.P. 424 L.D. 541

Presented by Representative RICHARDSON of Warren.
Cosponsored by Senator TRAHAN of Lincoln and Senator: RECTOR of Knox.

Bill "An Act To Protect Legislative Intent in Rulemaking"
H.P. 426 L.D. 543

Presented by Representative PRESCOTT of Topsham.
Cosponsored by Senator GOODALL of Sagadahoc and Senators:
GERZOFKY of Cumberland, RECTOR of Knox, ROSEN of
Hancock, SNOWE-MELLO of Androscoggin, TRAHAN of Lincoln,
Representatives: BEAUDOIN of Biddeford, BEAULIEU of Auburn,
BICKFORD of Auburn, BRIGGS of Mexico, BURNS of Whiting,
CAREY of Lewiston, CEBRA of Naples, CHASE of Wells, CLARK
of Easton, CLARKE of Bath, COTTA of China, DAMON of
Bangor, DILL of Cape Elizabeth, DION of Portland, DOW of
Waldoboro, DRISCOLL of Westbrook, EDGECOMB of Caribou,
ESPLING of New Gloucester, EVES of North Berwick, FITTS of
Pittsfield, FLEMINGS of Bar Harbor, FOSSEL of Alna, FOSTER
of Augusta, FREDETTE of Newport, GIFFORD of Lincoln,
GUERIN of Glenburn, HAMPER of Oxford, HARMON of Palermo,
HARVELL of Farmington, HUNT of Buxton, JOHNSON of
Eddington, LONGSTAFF of Waterville, MALABY of Hancock,
McKANE of Newcastle, MITCHELL of the Penobscot Nation,
NASS of Acton, NEWENDYKE of Litchfield, OLSEN of
Phippsburg, PETERSON of Rumford, RICHARDSON of Carmel,
SARTY of Denmark, STRANG BURGESS of Cumberland,
TILTON of Harrington, TUTTLE of Sanford, WATERHOUSE of
Bridgton, WEAVER of York, WEBSTER of Freeport, WINSOR of
Norway, WINTLE of Garland, WOOD of Sabattus.

Bill "An Act To Reduce the Cost of Delivering Certain State
Services"

H.P. 445 L.D. 587

Presented by Representative FOSSEL of Alna.

Bill "An Act To Require the Archives Advisory Board to
Recommend Candidates for State Archivist"
H.P. 446 L.D. 588

Presented by Representative FOSSEL of Alna.
Cosponsored by Representatives: DOW of Waldoboro, GRAHAM
of North Yarmouth, PRESCOTT of Topsham, ROTUNDO of
Lewiston.

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 Create an Income Tax Checkoff To Benefit
Libraries"

H.P. 393 L.D. 500

Presented by Representative CURTIS of Madison.
Cosponsored by Senator HOBBS of York and Representatives:
CUSHING of Hampden, FITTS of Pittsfield.

Bill "An Act To More Closely Coordinate the Classification of
Forested Farmland under the Farm and Open Space Tax Laws
with the Maine Tree Growth Tax Law"

H.P. 400 L.D. 507

Presented by Representative CURTIS of Madison.
Cosponsored by Senator WHITTEMORE of Somerset and
Representatives: CUSHING of Hampden, FITTS of Pittsfield.

Bill "An Act To Employ the Unemployed" (EMERGENCY)
H.P. 404 L.D. 521

Presented by Representative BLODGETT of Augusta.
Cosponsored by Senator JACKSON of Aroostook and Senator:
RECTOR of Knox, Representatives: CUSHING of Hampden,
GILBERT of Jay, GOODE of Bangor, HARVELL of Farmington,
HERBIG of Belfast, RUSSELL of Portland, TUTTLE of Sanford.

Bill "An Act To Clarify the Use of Tax Increment Financing Funds
for Recreational Development"

H.P. 416 L.D. 533

Presented by Representative CLARK of Millinocket.
Cosponsored by Senator SAVIELLO of Franklin and Senators:
GOODALL of Sagadahoc, PATRICK of Oxford, Representatives:
CRAY of Palmyra, DAVIS of Sangerville, JOHNSON of
Greenville, KNIGHT of Livermore Falls, LONG of Sherman,
THERIAULT of Madawaska.

Bill "An Act To Help Deter Youth Smoking and To Help Smokers
Quit" (EMERGENCY)

H.P. 419 L.D. 536

Presented by Representative FLEMINGS of Bar Harbor.
Cosponsored by Senator ALFOND of Cumberland and Senator:
CRAVEN of Androscoggin, Representatives: BERRY of
Bowdoinham, BRYANT of Windham, DILL of Cape Elizabeth,
EVES of North Berwick, ROCHELO of Biddeford, SANBORN of
Gorham.

Bill "An Act Regarding the Recognition of Corporate Entities for
Tax Purposes"

H.P. 432 L.D. 549

Presented by Representative KNIGHT of Livermore Falls.
Cosponsored by Senator MASON of Androscoggin.

Bill "An Act To Provide a Property Tax Credit to Veterans"
H.P. 433 L.D. 550

Presented by Representative KNIGHT of Livermore Falls.
Cosponsored by Senator MASON of Androscoggin and Senator:
TRAHAN of Lincoln, Representatives: BERRY of Bowdoinham,
BICKFORD of Auburn, BURNS of Alfred, FLEMINGS of Bar
Harbor, HARMON of Palermo, PILON of Saco, RUSSELL of
Portland.

Bill "An Act To Qualify the Port of Eastport as Tax Exempt for Purpose of Bonding" (EMERGENCY)

H.P. 440 L.D. 557

Presented by Representative BURNS of Whiting.
Cosponsored by President RAYE of Washington and Representatives: FITTS of Pittsfield, HOGAN of Old Orchard Beach, KNAPP of Gorham, LAJOIE of Lewiston, MAKER of Calais, PRESCOTT of Topsham, TILTON of Harrington.

Bill "An Act To Require Review of Certain Changes to Sales Tax Policy Application or Practice prior to Implementation"

H.P. 448 L.D. 590

Presented by Representative CHASE of Wells.
Cosponsored by Senator SHERMAN of Aroostook and Senator: KATZ of Kennebec, Representatives: BENNETT of Kennebunk, FLEMINGS of Bar Harbor, HARMON of Palermo, KNIGHT of Livermore Falls, PLUMMER of Windham, WINSOR of Norway.

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

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

Bill "An Act To Provide an Option To Register with the Selective Service System When Obtaining a Driver's License"

H.P. 394 L.D. 501

Presented by Representative CROCKETT of Bethel.
Cosponsored by Senator FARNHAM of Penobscot and Senator: PATRICK of Oxford, Representatives: BEAULIEU of Auburn, GIFFORD of Lincoln, RUSSELL of Portland, VALENTINO of Saco.

Bill "An Act To Allow a Waiver for On-premise Signs"

H.P. 403 L.D. 520

Presented by Representative BEAULIEU of Auburn.
Cosponsored by Senator THOMAS of Somerset and Representatives: BICKFORD of Auburn, BOLDUC of Auburn, CROCKETT of Bethel, HOGAN of Old Orchard Beach, LAJOIE of Lewiston, ROSEN of Bucksport, WAGNER of Lewiston, WEAVER of York.

Bill "An Act To Amend the Motor Vehicle Laws Concerning Driving with Animals"

H.P. 429 L.D. 546

Presented by Representative BEAUDOIN of Biddeford.
Cosponsored by Senator JACKSON of Aroostook and Representatives: BOLAND of Sanford, BRIGGS of Mexico, CAREY of Lewiston, CASAVANT of Biddeford, DRISCOLL of Westbrook, HARLOW of Portland, RUSSELL of Portland, VOLK of Scarborough.

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

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

Senate at Ease.

Senate called to order by
President Pro Tem **JONATHAN T.E. COURTNEY**
of York County.

Resolve, Directing the Secretary of State To Examine the Issue of a Run-off Election for Governor

H.P. 396 L.D. 503

Presented by Representative TUTTLE of Sanford.

Bill "An Act To Allow Consumer Refunds or Exchanges of Unopened Bottles of Spirits"

H.P. 397 L.D. 504

Presented by Representative TUTTLE of Sanford.
Cosponsored by Senator PATRICK of Oxford and Senators: PLOWMAN of Penobscot, SAVIELLO of Franklin, Representatives: BEAULIEU of Auburn, CAREY of Lewiston, DION of Portland, FITTS of Pittsfield, RUSSELL of Portland, VALENTINO of Saco.

Bill "An Act To Change the Frequency of Wine Tastings Allowed in a 12-month Period"

H.P. 411 L.D. 528

Presented by Representative PILON of Saco.
Cosponsored by Senator LANGLEY of Hancock and Representatives: BENNETT of Kennebunk, CHASE of Wells, FITTS of Pittsfield, VALENTINO of Saco.

Bill "An Act To Amend the Laws Pertaining to High-stakes Beano" (EMERGENCY)

H.P. 418 L.D. 535

Presented by Representative MITCHELL of the Penobscot Nation.

Cosponsored by Senator SCHNEIDER of Penobscot and Representatives: CLARK of Millinocket, JOHNSON of Greenville, MAKER of Calais, PICCHIOTTI of Fairfield, SOCTOMAH of the Passamaquoddy Tribe, WOOD of Sabattus.

Bill "An Act To Improve Ballot Access for Gubernatorial Candidates"

H.P. 428 L.D. 545

Presented by Representative CHIPMAN of Portland.
Cosponsored by Representatives: BEAULIEU of Auburn, BERRY of Bowdoinham, CROCKETT of Bethel, DAMON of Bangor, JOHNSON of Eddington, LONGSTAFF of Waterville, WILLETTE of Presque Isle.

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.

Resolve, To Study the Sustainability of the Harness Racing Industry (EMERGENCY)

H.P. 326 L.D. 408

Presented by Representative CRAY of Palmyra.
Cosponsored by Representatives: BLACK of Wilton, CEBRA of Naples, GIFFORD of Lincoln, McFADDEN of Dennysville.

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

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

**Pursuant to Statute
Probate and Trust Law Advisory Commission**

The **Probate and Trust Law Advisory Commission**, pursuant to the Maine Revised Statutes, Title 18-A, section 1-803, subsection 2 asked leave to report that the accompanying Bill "An Act To Update the Maine Uniform Trust Code"

H.P. 415 L.D. 532

Be **REFERRED** to the Committee on **JUDICIARY** and ordered printed pursuant to Joint Rule 218.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **JUDICIARY** and ordered printed pursuant to Joint Rule 218.

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

REFERRED to the Committee on **JUDICIARY** and ordered printed pursuant to Joint Rule 218, in concurrence.

**Pursuant to Statute
Maine Commission on Indigent Legal Services**

The **Maine Commission on Indigent Legal Services**, pursuant to the Maine Revised Statutes, Title 5, section 8072 asked leave to report that the accompanying Resolve, Regarding Legislative Review of Chapter 3: Eligibility Requirements for Specialized Case Types, a Major Substantive Rule of the Maine Commission on Indigent Legal Services (EMERGENCY)

H.P. 451 L.D. 593

Be **REFERRED** to the Committee on **JUDICIARY** 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 **JUDICIARY** and ordered printed pursuant to Joint Rule 218.

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

REFERRED to the Committee on **JUDICIARY** and ordered printed pursuant to Joint Rule 218, in concurrence.

COMMUNICATIONS

The Following Communication: S.C. 87

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

February 15, 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 37-B, MRSA, Chapter 8-A, §532, I am pleased to appoint Christopher Tyll of North Yarmouth to the Commission to Protect the Lives and Health of Members of the Maine National Guard. Mr. Tyll will be representing a disabled Maine military person with a major non-combat disability suffered while serving in a military capacity. He will be replacing Melinda Pooler of Pittsfield.

Please contact my office 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. 88

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

February 15, 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 20-A, MRSA, Chapter 7, Section 603, I am pleased to appoint Senator Brian D. Langley of Hancock County to the Education Commission of the States. He will be replacing Senator Justin L. Alfond of Cumberland. 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. 89

**STATE OF MAINE
125TH LEGISLATURE
HOUSE OF REPRESENTATIVES
SPEAKER'S OFFICE**

February 15, 2011

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

Dear Secretary Carleton:

Pursuant to my authority under Title 5 MRSA, §20065, I am pleased to appoint the following Representatives to the Substance Abuse Services Commission:

Deborah J. Sanderson of Chelsea
Richard S. Malaby of Hancock
Linda F. Sanborn of Gorham
Heather W. Sirocki of Scarborough

Please let me know if you have any questions regarding these appointments.

Sincerely,

S/Robert W. Nutting
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 90

**STATE OF MAINE
125TH LEGISLATURE
HOUSE OF REPRESENTATIVES
SPEAKER'S OFFICE**

February 15, 2011

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

Dear Secretary Carleton:

Pursuant to my authority under Title 10 MRSA, Chapter 1-A, §11, I am pleased to appoint Representative Bernard L. A. Ayotte of Caswell to the Citizen Trade Policy Commission.

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

Sincerely,

S/Robert W. Nutting
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 92

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

February 16, 2011

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

Dear President Raye,

This is to inform you that I am today nominating Stephen L. Bowen of Rockport for appointment as the Commissioner of Education.

Pursuant to Title 20-A, MRSA §251, this nomination will require review by the Joint Standing Committee on Education and Cultural Affairs.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 85

**STATE OF MAINE
ONE HUNDRED AND TWENTY FIFTH LEGISLATURE
COMMITTEE ON AGRICULTURE, CONSERVATION AND
FORESTRY**

February 14, 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. Timberlake of Turner, to report the following bill Leave to Withdraw:

L.D. 491 An Act To Require All Kennels Engaged in Breeding To Be Licensed and Inspected by the State

Sincerely,

S/Sen. Roger L. Sherman
Senate Chair

S/Rep. Peter E. Edgecomb
House Chair

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

The Following Communication: S.C. 91

**STATE OF MAINE
ONE HUNDRED AND TWENTY FIFTH LEGISLATURE
COMMITTEE ON STATE AND LOCAL GOVERNMENT**

February 15, 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. Carey of Lewiston, to report the following bill Leave to Withdraw:

L.D. 460 An Act To Require Executive Orders To Be Published Online

Sincerely,

S/Sen. Douglas A. Thomas
Senate Chair

S/Rep. H. David Cotta
House Chair

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

SENATE PAPERS

Bill "An Act To Allow for Timely Credit for Driver's License Suspensions Imposed by a Court"

S.P. 178 L.D. 595

Presented by Senator KATZ of Kennebec.
Cosponsored by Senator: RECTOR of Knox, Representative: KESCHL of Belgrade.

Bill "An Act To Require a Person Who Commits a Sex Offense against a Dependent or Incapacitated Adult To Register under the Sex Offender Registration and Notification Act of 1999"

S.P. 205 L.D. 624

Presented by Senator GERZOFISKY of Cumberland.
Cosponsored by Representative DION of Portland and Senators: BLISS of Cumberland, DIAMOND of Cumberland,
Representatives: BRYANT of Windham, CEBRA of Naples, CLARKE of Bath, HASKELL of Portland, PLUMMER of Windham, WEBSTER of Freeport.

On motion by Senator **MASON** of Androscoggin, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed.

Sent down for concurrence.

Bill "An Act To Protect State Education Funds"

S.P. 186 L.D. 606

Presented by Senator COURTNEY of York.

Bill "An Act To Regionalize Supervision of Students in the Unorganized Territory"

S.P. 188 L.D. 608

Presented by Senator SAVIELLO of Franklin.

Bill "An Act To Allow School Administrative Units and Educational Advisory Organizations To Participate in the State's Group Health Plan"

S.P. 200 L.D. 619

Presented by Senator ROSEN of Hancock.
Cosponsored by Senators: LANGLEY of Hancock, MASON of Androscoggin.

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

Sent down for concurrence.

Resolve, To Protect Maine Electricity Ratepayers Regarding the Installation of Smart Meters (EMERGENCY)

S.P. 201 L.D. 620

Presented by Senator BLISS of Cumberland.
Cosponsored by Representative TUTTLE of Sanford and Senators: GERZOFKY of Cumberland, SULLIVAN of York, Representatives: BOLAND of Sanford, DILL of Cape Elizabeth, EBERLE of South Portland, MORRISON of South Portland, PEOPLES of Westbrook.

On motion by Senator THIBODEAU of Waldo, REFERRED to the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** and ordered printed.

Sent down for concurrence.

Bill "An Act To Expedite the Review of Certain Maine Land Use Regulation Commission and Department of Environmental Protection Applications"

S.P. 195 L.D. 614

Presented by Senator SAVIELLO of Franklin.
Cosponsored by Representatives: CLARK of Millinocket, CRAY of Palmyra.

Bill "An Act To Authorize the Rerouting of Meadow Brook into Toothaker Pond"

S.P. 196 L.D. 615

Presented by Senator SAVIELLO of Franklin.
Cosponsored by Representative: CRAY of Palmyra.

On motion by Senator SAVIELLO of Franklin, REFERRED to the Committee on **ENVIRONMENT AND NATURAL RESOURCES** and ordered printed.

Sent down for concurrence.

Bill "An Act To Clarify Landowner Liability for Environmental Damage Caused by Others"

S.P. 197 L.D. 616

Presented by Senator SAVIELLO of Franklin.
Cosponsored by Senators: PLOWMAN of Penobscot, THIBODEAU of Waldo, Representatives: CLARK of Millinocket, CRAY of Palmyra.

Committee on **ENVIRONMENT AND NATURAL RESOURCES** suggested and ordered printed.

Senator SAVIELLO of Franklin moved to REFER to the Committee on **JUDICIARY**.

On further motion by same Senator, TABLED until Later in Today's Session, pending the motion by same Senator to REFER to the Committee on **JUDICIARY**.

Bill "An Act To Allow Medical Records To Contain an Option Regarding HIV Status Disclosure"

S.P. 179 L.D. 596

Presented by Senator WHITTEMORE of Somerset. (BY REQUEST)

Bill "An Act To Require Random Drug Testing for MaineCare Recipients"

S.P. 185 L.D. 605

Presented by Senator SAVIELLO of Franklin.
Cosponsored by Senators: MARTIN of Kennebec, SHERMAN of Arostook.

On motion by Senator McCORMICK of Kennebec, REFERRED to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed.

Sent down for concurrence.

Bill "An Act To Provide Reimbursement for Medication Therapy Management Services"

S.P. 192 L.D. 612

Presented by Senator RECTOR of Knox.
Cosponsored by Representative FITTS of Pittsfield and Senators: COURTNEY of York, McCORMICK of Kennebec, President RAYE of Washington, SCHNEIDER of Penobscot, SNOWE-MELLO of Androscoggin, Representatives: Speaker NUTTING of Oakland, PETERSON of Rumford, STRANG BURGESS of Cumberland.

Committee on **INSURANCE AND FINANCIAL SERVICES** suggested and ordered printed.

On motion by Senator PLOWMAN of Penobscot, TABLED until Later in Today's Session, pending REFERENCE.

Bill "An Act To Clarify the Method of Appealing Decisions of the Executive Director of the Maine Commission on Indigent Legal Services"

S.P. 182 L.D. 602

Presented by Senator BLISS of Cumberland.
Cosponsored by Senator: HASTINGS of Oxford, Representative: DILL of Cape Elizabeth.

Bill "An Act To Declare Certain Records of the Maine Commission on Indigent Legal Services Confidential"

S.P. 189 L.D. 609

Presented by Senator BLISS of Cumberland.
Cosponsored by Senators: GERZOFKY of Cumberland, HASTINGS of Oxford, Representative: DILL of Cape Elizabeth.

Bill "An Act To Clarify Adverse Possession"
S.P. 202 L.D. 621

Presented by Senator BLISS of Cumberland.
Cosponsored by Senators: GOODALL of Sagadahoc, HILL of York, Representatives: DILL of Cape Elizabeth, MOULTON of York, PRIEST of Brunswick.

On motion by Senator HASTINGS of Oxford, REFERRED to the Committee on JUDICIARY and ordered printed.

Sent down for concurrence.

Bill "An Act To Clarify the Definition of 'Employment' in the Employment Security Law"
S.P. 193 L.D. 613

Presented by Senator DIAMOND of Cumberland.
Cosponsored by Representative TUTTLE of Sanford and Senator: JACKSON of Aroostook, Representatives: GILBERT of Jay, PLUMMER of Windham.

On motion by Senator RECTOR of Knox, REFERRED to the Committee on LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT and ordered printed.

Sent down for concurrence.

Bill "An Act To Set Aside One Percent of Committed State Funds for Food Projects"
S.P. 181 L.D. 601

Presented by Senator BLISS of Cumberland.
Cosponsored by Representative: DILL of Cape Elizabeth.

RESOLUTION, Proposing an Amendment to the Constitution of Maine To Require the Governor To Be Elected by a Majority Vote
S.P. 187 L.D. 607

Presented by Senator SAVIELLO of Franklin.

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

Sent down for concurrence.

RESOLUTION, Proposing an Amendment to the Constitution of Maine To Require Approval by a 2/3 Vote of Each Branch of the Legislature in Order To Raise a Tax
S.P. 183 L.D. 603

Presented by Senator COURTNEY of York.
Cosponsored by Representative CURTIS of Madison and Senators: LANGLEY of Hancock, PLOWMAN of Penobscot, President RAYE of Washington, SAVIELLO of Franklin, THOMAS of Somerset, Representatives: BENNETT of Kennebunk, BICKFORD of Auburn, CEBRA of Naples, COTTA of China, CUSHING of Hampden, HARMON of Palermo, KNIGHT of Livermore Falls, LIBBY of Waterboro, RICHARDSON of Warren, WATERHOUSE of Bridgton, WEAVER of York, WILLETTE of Mapleton.

Bill "An Act To Exempt Certain Meals Provided to Food Service Employees from the Sales and Use Tax"
S.P. 184 L.D. 604

Presented by Senator TRAHAN of Lincoln.

Bill "An Act Relating to Sales Tax on Certain Rental Vehicles"
S.P. 191 L.D. 611

Presented by Senator TRAHAN of Lincoln.
Cosponsored by Senator: RECTOR of Knox.

Bill "An Act To Modify the Process Regarding the Return of Unfit Tobacco Products"
S.P. 198 L.D. 617

Presented by Senator KATZ of Kennebec.
Cosponsored by Representative BLODGETT of Augusta and Senator: McCORMICK of Kennebec.

Bill "An Act To Reestablish the Municipal Revenue Sharing Program as a Compact between the State and Municipal Governments"
S.P. 204 L.D. 623

Presented by Senator SAVIELLO of Franklin.

On motion by Senator TRAHAN of Lincoln, REFERRED to the Committee on TAXATION and ordered printed.

Sent down for concurrence.

Bill "An Act To Provide Funding for the State Transit, Aviation and Rail Transportation Fund"
S.P. 180 L.D. 597

Presented by Senator COLLINS of York.
Cosponsored by Representative CEBRA of Naples and Senator: DIAMOND of Cumberland, Representatives: MAZUREK of Rockland, PARRY of Arundel, RIOUX of Winterport, THERIAULT of Madawaska.

Bill "An Act To Clarify the Procedure by Which a Salvage Company May Apply for a Motor Vehicle Title"
S.P. 190 L.D. 610

Presented by Senator COURTNEY of York.
Cosponsored by Representative CEBRA of Naples and Senators: COLLINS of York, THOMAS of Somerset, Representatives: LIBBY of Waterboro, PARRY of Arundel, ROSEN of Bucksport.

Bill "An Act To Authorize a GARVEE Bond for the Memorial Bridge in Kittery"
S.P. 199 L.D. 618

Presented by Senator HILL of York.
Cosponsored by Representative BELIVEAU of Kittery and Senators: ALFOND of Cumberland, BARTLETT of Cumberland, BLISS of Cumberland, COLLINS of York, GERZOFKY of Cumberland, HOBBS of York, SULLIVAN of York, Representatives: BEAUDOIN of Biddeford, BEAVERS of South Berwick, BOLAND of Sanford, CASAVANT of Biddeford, CHASE of Wells, CHIPMAN of Portland, EVES of North Berwick, HOGAN of Old Orchard Beach, HUNT of Buxton, WALSH INNES of Yarmouth, MORRISON of South Portland, PARRY of Arundel, SHAW of Standish, TUTTLE of Sanford, WEAVER of York.

Bill "An Act To Permit the Display of the National Emergency Service Medal on Registration Plates of Recipients"
S.P. 203 L.D. 622

Presented by Senator CRAVEN of Androscoggin.
Cosponsored by Representative ROSEN of Bucksport and Senators: COLLINS of York, DIAMOND of Cumberland, JACKSON of Aroostook, Representatives: LONGSTAFF of Waterville, RUSSELL of Portland.

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

Sent down for concurrence.

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

REPORTS OF COMMITTEES

Senate

Ought to Pass

Senator SNOWE-MELLO for the Committee on **MARINE RESOURCES** on Bill "An Act To Repeal the Sunset on the Law Relating to the Landing of Draggd Crabs"
S.P. 40 L.D. 85

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

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

READ ONCE.

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:

Senate As Amended

Bill "An Act To Provide Temporary Changes to the Extended Benefit Triggers in Accordance with the Federal Tax Relief, Unemployment Insurance Reauthorization, and Job Creation Act of 2010" (EMERGENCY)

S.P. 75 L.D. 224
(C "A" S-3)

READ A SECOND TIME and PASSED TO BE ENGROSSED AS AMENDED.

Sent down for concurrence.

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

ENACTORS

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

Emergency Resolve

Resolve, To Deauthorize the Naming of the Bridge over Pattagampus Stream

H.P. 29 L.D. 36

This being an Emergency Measure and having received the affirmative vote of 31 Members of the Senate, with no Senators having voted in the negative, and 31 being more than two-thirds of the entire elected Membership of the Senate, was **FINALLY PASSED** and having been signed by the President Pro Tem, was presented by the Secretary to the Governor for his approval.

Resolves

Resolve, To Name Part of Route 2 in the Town of Lincoln and the Town of Winn the Master Sergeant Gary Gordon Highway
H.P. 16 L.D. 24

Resolve, To Name a Bridge over the Kennebec River between the Town of Benton and the Town of Fairfield the Brian L. Buker/Frank W. Haskell Medal of Honor Bridge
H.P. 18 L.D. 26

FINALLY PASSED and having been signed by the President Pro Tem were presented by the Secretary to the Governor for his approval.

Senate at Ease.

Senate called to order by
President Pro Tem **JONATHAN T.E. COURTNEY**
of York County.

ORDERS OF THE DAY

Unfinished Business

The following matters in the consideration of which the Senate was engaged at the time of Adjournment had preference in the Orders of the Day and continued with such preference until disposed of as provided by Senate Rule 516.

The Chair laid before the Senate the following Tabled and Later (2/1/11) Assigned matter:

JOINT ORDER - Expression of Legislative Sentiment
Recognizing Michael P. Meserve, Jr., of Hollis, who has attained the high rank and distinction of Eagle Scout.
SLS 79

Tabled - February 1, 2011, by Senator **DIAMOND** of Cumberland

Pending - **PASSAGE**

(In Senate, February 1, 2011, **READ.**)

READ.

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

Senator **DIAMOND:** Thank you Mr. President. Ladies and gentlemen of the Senate, it is my pleasure and honor to rise to ask all of you to join in recognition of Michael Meserve, having obtained the outstanding honor of Eagle Scout. Just briefly, Michael lives with his parents in Hollis, Maine, in the county of York. Michael, for his Eagle Scout final contribution on the way to becoming an Eagle Scout, designed and raised funds for, and built a gazebo for the town of Hollis, right in the Hollis center. Everyone is very very proud of what he has done, not only with

that project but also as a leader in the Scouts. He's here this morning with his Mom and Dad and also accompanied by former State Representative Donald Marean. I would ask the President, if it is appropriate, if he would ask everyone to recognize him. Thank you.

PASSED.

Sent down for concurrence.

THE PRESIDENT PRO TEM: The Chair is pleased to recognize in the rear of the chamber Michael Meserve, Jr., of Hollis. Would he please rise and accept the greetings of the Maine Senate.

The Chair laid before the Senate the following Tabled and Later (2/8/11) Assigned matter:

Bill "An Act To Prohibit Municipal Ordinances More Stringent than State Guidelines"

S.P. 101 L.D. 339

Tabled - February 8, 2011, by Senator **SAVIELLO** of Franklin

Pending - **REFERENCE**

(Committee on **ENVIRONMENT AND NATURAL RESOURCES** suggested and ordered printed.)

On motion by Senator **SAVIELLO** of Franklin, Bill and accompanying papers **INDEFINITELY POSTPONED.**

Sent down for concurrence.

The Chair laid before the Senate the following Tabled and Later (2/10/11) Assigned matter:

Bill "An Act To Ensure That Children's Products Are Free of Cadmium"

H.P. 385 L.D. 492

Tabled - February 10, 2011, by Senator **ALFOND** of Cumberland

Pending - **REFERENCE**

(In House, February 10, 2011, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed.)

On motion by Senator **McCORMICK** of Kennebec, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed, in concurrence.

The Chair laid before the Senate the following Tabled and Later (2/15/11) Assigned matter:

Bill "An Act To Appropriate Funds for the Maine Downtown Center"

S.P. 176 L.D. 584

Tabled - February 15, 2011, by Senator **ROSEN** of Hancock

Pending - **REFERENCE**

(Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** suggested and ordered printed.)

On motion by Senator **ROSEN** of Hancock, **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT**.

Sent down for concurrence.

The Chair laid before the Senate the following Tabled and Later (2/15/11) Assigned matter:

JOINT ORDER - Expression of Legislative Sentiment Recognizing the Hollis Parks and Recreation "After Care" program.

SLS 93

Tabled - February 15, 2011, by Senator **DIAMOND** of Cumberland

Pending - **PASSAGE**

(In Senate, February 15, 2011, **READ**.)

READ.

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

Senator **DIAMOND:** Thank you Mr. President. Ladies and gentlemen of the Senate, welcome to Hollis day in the Maine State Senate. We are so proud to have these young people here. You might have noticed during the pledge of allegiance all these little young voices were joining in and were as loud as we were. That was so nice to hear and we're so pleased to have them with us. They did do an outstanding job for the food pantry in the church. They saw a need. One can of food for every mile. They walked 2,300 miles. That is one of the more outstanding efforts to raise money for a worthy cause. We welcome them here today. I'm so proud of them. I would ask, Mr. President, at the appropriate time that you would ask them to rise and be recognized. Thank you.

PASSED.

Sent down for concurrence.

THE PRESIDENT PRO TEM: The Chair is pleased to recognize in the rear of the chamber the Hollis Parks and Recreation After-Care Program. Would they please rise and accept the greetings of the Maine Senate.

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

Senator **PLOWMAN** of Penobscot was granted unanimous consent to address the Senate off the Record.

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

Off Record Remarks

RECESSED until the sound of the bell.

After Recess

Senate called to order by President Pro Tem **JONATHAN T.E. COURTNEY** of York County.

Off Record Remarks

ORDERS OF THE DAY

The Chair laid before the Senate the following Tabled and Later Today Assigned matter:

Bill "An Act To Provide Reimbursement for Medication Therapy Management Services"

S.P. 192 L.D. 612

Tabled - February 17, 2011, by Senator **PLOWMAN** of Penobscot

Pending - **REFERENCE**

(Committee on **INSURANCE AND FINANCIAL SERVICES** suggested and ordered printed.)

On motion by Senator **PLOWMAN** of Penobscot, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES**.

Sent down for 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 Move the Land for Maine's Future Board to the Department of Conservation"

H.P. 453 L.D. 599

Presented by Representative McCABE of Skowhegan.
Cosponsored by Senator PATRICK of Oxford and
Representatives: BERRY of Bowdoinham, HARVELL of
Farmington, KENT of Woolwich, O'BRIEN of Lincolnville.

Resolve, To Stagger the Terms of Members of the Maine Arborist
Advisory Council

H.P. 458 L.D. 628

Presented by Representative CRAY of Palmyra.
Cosponsored by Senator SHERMAN of Aroostook and Senator:
THIBODEAU of Waldo, Representatives: BLACK of Wilton, DILL
of Old Town, GIFFORD of Lincoln, KENT of Woolwich, McCABE
of Skowhegan, TIMBERLAKE of Turner.
Submitted by the Department of Agriculture, Food and Rural
Resources pursuant to Joint Rule 204.

Bill "An Act To Provide for the Designation of the Secretary of the
Pull Events Commission"

H.P. 459 L.D. 629

Presented by Representative CRAY of Palmyra.
Cosponsored by Senator SHERMAN of Aroostook and Senator:
THIBODEAU of Waldo, Representatives: BLACK of Wilton, DILL
of Old Town, GIFFORD of Lincoln, KENT of Woolwich, McCABE
of Skowhegan, O'BRIEN of Lincolnville, TIMBERLAKE of Turner.
Submitted by the Department of Agriculture, Food and Rural
Resources pursuant to Joint Rule 204.

Bill "An Act To Amend Animal Welfare Laws"

H.P. 482 L.D. 652

Presented by Representative CRAY of Palmyra.
Cosponsored by Senator SHERMAN of Aroostook and Senator:
THIBODEAU of Waldo, Representatives: BLACK of Wilton, DILL
of Old Town, GIFFORD of Lincoln, KENT of Woolwich, McCABE
of Skowhegan, O'BRIEN of Lincolnville, TIMBERLAKE of Turner.
Submitted by the Department of Agriculture, Food and Rural
Resources pursuant to Joint Rule 204.

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.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Require Sex Offenders To Complete Their Full
Time on the Sex Offender Registry"

H.P. 468 L.D. 638

Presented by Representative HARVELL of Farmington.
Cosponsored by Representatives: COTTA of China,
MORISSETTE of Winslow, PARRY of Arundel, SANDERSON of
Chelsea.

Bill "An Act To Protect Medical Care Providers and Hospital Staff"

H.P. 469 L.D. 639

Presented by Representative HARVELL of Farmington.
Cosponsored by Representative DRISCOLL of Westbrook.

Bill "An Act To Prohibit Organized Retail Theft"

H.P. 478 L.D. 648

Presented by Representative PLUMMER of Windham.
Cosponsored by Representatives: BURNS of Whiting, HARVELL
of Farmington, SHAW of Standish.

Bill "An Act To Modify the Requirement of a Permit To Carry a
Concealed Weapon"

H.P. 488 L.D. 658

Presented by Representative CRAFTS of Lisbon.
Cosponsored by Senator MASON of Androscoggin and
Representatives: AYOTTE of Caswell, BLACK of Wilton, CEBRA
of Naples, CLARK of Millinocket, DAVIS of Sangerville,
FREDETTE of Newport, SARTY of Denmark, TIMBERLAKE of
Turner.

Bill "An Act To Establish a Municipal and County Reimbursement
Fee for Those Guilty of Crimes"

H.P. 497 L.D. 667

Presented by Representative WILLETTE of Presque Isle.
Cosponsored by Senator THOMAS of Somerset and
Representatives: AYOTTE of Caswell, CEBRA of Naples, CLARK
of Easton, DAVIS of Sangerville, LONG of Sherman, THERIAULT
of Madawaska, WILLETTE of Mapleton.

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 Provide Assistance to Economically Disadvantaged Students"

H.P. 452 L.D. 598

Presented by Representative JOHNSON of Greenville. Cosponsored by Senator THOMAS of Somerset and Senator: RECTOR of Knox, Representatives: CROCKETT of Bethel, McKANE of Newcastle, SARTY of Denmark, TILTON of Harrington.

Bill "An Act To Expand the Capacity of York County Community College"

H.P. 457 L.D. 627

Presented by Representative BELIVEAU of Kittery. Cosponsored by Senator LANGLEY of Hancock and Representatives: JOHNSON of Greenville, KUMIEGA of Deer Isle, WAGNER of Lewiston.

Bill "An Act To Provide for the Equitable Reimbursement of Schools Operated by the State in the Unorganized Territory" (EMERGENCY)

H.P. 465 L.D. 635

Presented by Representative CROCKETT of Bethel. Cosponsored by Senator SAVIELLO of Franklin and Representatives: GIFFORD of Lincoln, JOHNSON of Greenville.

Resolve, To Establish a Task Force on Franco-Americans
H.P. 486 L.D. 656

Presented by Representative FREDETTE of Newport. Cosponsored by Senators: KATZ of Kennebec, THIBODEAU of Waldo, Representatives: BECK of Waterville, DAVIS of Sangerville, MALONEY of Augusta, MARTIN of Eagle Lake, RIOUX of Winterport, WINTLE of Garland.

Resolve, Directing the Department of Education To Amend Its Rules Pertaining to the Statute of Limitations for Filing a Due Process Hearing Request Regarding Special Education
H.P. 492 L.D. 662

Presented by Representative KENT of Woolwich. Cosponsored by Representative LOVEJOY of Portland, Senator ALFOND of Cumberland and Representatives: BERRY of Bowdoinham, STRANG BURGESS of Cumberland, WAGNER of Lewiston.

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.

Off Record Remarks

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Promote a Safe and Sustainable Environment by Extending the Portfolio Standard"

H.P. 454 L.D. 600

Presented by Representative BEAVERS of South Berwick. Cosponsored by Senator GOODALL of Sagadahoc, Senator SAVIELLO of Franklin and Senator: BARTLETT of Cumberland, Representatives: CORNELL du HOUX of Brunswick, DION of Portland, FITTS of Pittsfield, HAMPER of Oxford, HINCK of Portland, WALSH INNES of Yarmouth, LUCHINI of Ellsworth.

Bill "An Act To Improve Regional Transmission Organization Responsiveness"

H.P. 498 L.D. 668

Presented by Representative HINCK of Portland. Cosponsored by Senators: HOBBS of York, JACKSON of Aroostook, PATRICK of Oxford, THIBODEAU of Waldo, Representatives: BERRY of Bowdoinham, CRAY of Palmyra, HAYES of Buckfield.

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

REFERRED to the Committee on ENERGY, UTILITIES AND TECHNOLOGY 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

Resolve, To Reimburse Convenience Stores on a One-time Basis for Beverage Containers

H.P. 496 L.D. 666

Presented by Representative AYOTTE of Caswell. Cosponsored by Senator SHERMAN of Aroostook and Representatives: EDGEComb of Caribou, GIFFORD of Lincoln.

Bill "An Act To Amend the Laws Governing the Ground Water Oil Clean-up Fund"

H.P. 501 L.D. 671

Presented by Representative AYOTTE of Caswell. Cosponsored by Senator SHERMAN of Aroostook and Senator: THOMAS of Somerset, Representatives: CURTIS of Madison, EDGEComb of Caribou, GIFFORD of Lincoln.

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 Update the Radon Registration Act"
H.P. 461 L.D. 631

Presented by Representative SANBORN of Gorham.
Cosponsored by Senator BRANNIGAN of Cumberland and Representatives: BELIVEAU of Kittery, DUCHESNE of Hudson, LOVEJOY of Portland, MacDONALD of Boothbay, ROCHELO of Biddeford, WAGNER of Lewiston.

Bill "An Act To Ensure Proper Health Information Management"
H.P. 466 L.D. 636

Presented by Representative CROCKETT of Bethel.

Bill "An Act To Ensure the Safety of Children in the MaineCare Program Who Are Prescribed Antipsychotic Medications"
H.P. 476 L.D. 646

Presented by Representative WELSH of Rockport.
Cosponsored by Senator CRAVEN of Androscoggin and Senator: RECTOR of Knox, Representatives: KRUGER of Thomaston, STRANG BURGESS of Cumberland.

Bill "An Act To Amend the Occupational Disease Reporting Laws"
H.P. 484 L.D. 654

Presented by Representative SANBORN of Gorham.
Cosponsored by Senator BRANNIGAN of Cumberland and Representatives: HERBIG of Belfast, LOVEJOY of Portland, ROCHELO of Biddeford, STUCKEY of Portland.

Bill "An Act To Authorize the Department of Health and Human Services To Administratively Suspend or Revoke Facility Licenses"
H.P. 504 L.D. 674

Presented by Representative EVES of North Berwick.

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 Nonresidents Who Work in Maine To Purchase Hunting and Fishing Licenses at Resident Rates"
H.P. 456 L.D. 626

Presented by Representative BELIVEAU of Kittery. (BY REQUEST)

Bill "An Act To Allow a Person To Designate Information Submitted for a Hunting or Fishing License as Confidential"
H.P. 464 L.D. 634

Presented by Representative CROCKETT of Bethel.
Cosponsored by Senator LANGLEY of Hancock and Senator: PATRICK of Oxford, Representatives: CLARK of Millinocket, CRAY of Palmyra, DAVIS of Sangerville, GIFFORD of Lincoln, TUTTLE of Sanford.

Resolve, To Increase the Amount Tagging Agents Receive for Tagging Game
H.P. 467 L.D. 637

Presented by Representative BLACK of Wilton.
Cosponsored by Representatives: CRAFTS of Lisbon, CRAY of Palmyra, DAVIS of Sangerville, GIFFORD of Lincoln, LONG of Sherman, SARTY of Denmark, TIMBERLAKE of Turner, WOOD of Sabattus.

Bill "An Act To Encourage Coyote Management"
H.P. 470 L.D. 640

Presented by Representative DAVIS of Sangerville.
Cosponsored by Senator THIBODEAU of Waldo and Senators: JACKSON of Aroostook, SHERMAN of Aroostook, Representatives: AYOTTE of Caswell, BLACK of Wilton, CRAFTS of Lisbon, FREDETTE of Newport, TIMBERLAKE of Turner.

Bill "An Act To Allow a Portion of Snowmobile Registration Fees To Be Used for the Repair of Trail-grooming Equipment"
H.P. 471 L.D. 641

Presented by Representative DAVIS of Sangerville.
Cosponsored by Senator THIBODEAU of Waldo and Senators: JACKSON of Aroostook, SHERMAN of Aroostook, Representatives: BLACK of Wilton, BURNS of Whiting, CRAFTS of Lisbon, FREDETTE of Newport, HAMPER of Oxford, TIMBERLAKE of Turner.

Bill "An Act To Create an Apprentice Trapper License"
H.P. 480 L.D. 650

Presented by Representative SARTY of Denmark.
Cosponsored by Senator JACKSON of Aroostook and Representatives: CLARK of Millinocket, CRAFTS of Lisbon, CURTIS of Madison, GIFFORD of Lincoln, JOHNSON of Greenville, SANDERSON of Chelsea, WATERHOUSE of Bridgton, WOOD of Sabattus.

Bill "An Act To Ban the Use of Personal Watercraft on Allen Pond in the Town of Greene"

H.P. 483 L.D. 653

Presented by Representative CRAFTS of Lisbon. (BY REQUEST)

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 Papers

Bill "An Act To Require Insurance Companies To Reissue Qualifying Long-term Care Partnership Policies"

H.P. 472 L.D. 642

Presented by Representative FOSSEL of Alna.
Cosponsored by Senator HOBBS of York and Representatives: DOW of Waldoboro, MALABY of Hancock, PRESCOTT of Topsham.

Resolve, To Replace Maine's Health Insurance System with the Type of System Used in New Hampshire

H.P. 475 L.D. 645

Presented by Representative PARRY of Arundel.
Cosponsored by Senator: COLLINS of York, Representatives: BENNETT of Kennebunk, LIBBY of Waterboro, MORISSETTE of Winslow, O'CONNOR of Berwick, PARKER of Veazie, SIROCKI of Scarborough.

Bill "An Act To Clarify the Responsibilities of Pharmacy Benefits Managers and Preferred Provider Organizations"

H.P. 490 L.D. 660

Presented by Representative PICCHIOTTI of Fairfield.
Cosponsored by Senator MARTIN of Kennebec and Senator: SNOWE-MELLO of Androscoggin, Representatives: CURTIS of Madison, FITZPATRICK of Houlton, KNIGHT of Livermore Falls, McKANE of Newcastle, MORISSETTE of Winslow, RICHARDSON of Warren, SANDERSON of Chelsea.

Bill "An Act To Provide Reasonable Uninsured Motorist Coverage"

H.P. 502 L.D. 672

Presented by Representative BECK of Waterville.
Cosponsored by Senator ALFOND of Cumberland and Representatives: GOODE of Bangor, PICCHIOTTI of Fairfield, TREAT of Hallowell.

Come 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 Improve Tribal-State Relations"

H.P. 481 L.D. 651

Presented by Representative PRIEST of Brunswick.
Cosponsored by Senator BLISS of Cumberland and Senator: GERZOFKY of Cumberland, Representatives: BEAULIEU of Auburn, MITCHELL of the Penobscot Nation, MOULTON of York, NASS of Acton, ROCHELO of Biddeford, SOCTOMAH of the Passamaquoddy Tribe.

Bill "An Act To Provide Tribal Representation in the Senate"

H.P. 485 L.D. 655

Presented by Representative TUTTLE of Sanford.
Cosponsored by Senator GERZOFKY of Cumberland and Senators: SAVIELLO of Franklin, THIBODEAU of Waldo, Representatives: BEAVERS of South Berwick, CLARK of Millinocket, MAKER of Calais, MITCHELL of the Penobscot Nation, SOCTOMAH of the Passamaquoddy Tribe, WOOD of Sabattus.

Bill "An Act To Limit Claims of Exempt Property"

H.P. 495 L.D. 665

Presented by Representative MOULTON of York.

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 Paper

Bill "An Act To Ensure Apportionment of Scallop Licenses"

H.P. 494 L.D. 664

Presented by Representative TILTON of Harrington.
Cosponsored by President RAYE of Washington and Senator: TRAHAN of Lincoln, Representative: BURNS of Whiting.

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 Add Transit Services to the Growth Management Program Comprehensive Plan"

H.P. 474 L.D. 644

Presented by Representative COTTA of China.
Cosponsored by Senator KATZ of Kennebec and Senator: GERZOFSKY of Cumberland, Representatives: FLOOD of Winthrop, FOSTER of Augusta, HASKELL of Portland, MORISSETTE of Winslow, PEOPLES of Westbrook, SANDERSON of Chelsea.

RESOLUTION, Proposing an Amendment to the Constitution of Maine To Change the Number of Members of the Legislature, the Length of Legislative Sessions and the Requirements for Introduction of Bills in a Second Regular Session

H.P. 499 L.D. 669

Presented by Representative CAREY of Lewiston.
Cosponsored by Representative: McCABE of Skowhegan.

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.

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

PAPERS FROM THE HOUSE

House Paper

Bill "An Act To Exempt Retired Military Pay from State Income Tax"

H.P. 477 L.D. 647

Presented by Representative JOHNSON of Greenville.
Cosponsored by Representatives: BURNS of Alfred, HARVELL of Farmington, KNIGHT of Livermore Falls and Representatives: CROCKETT of Bethel, DAMON of Bangor, HARMON of Palermo.

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

REFERRED to the Committee on **TAXATION** 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 Law Pertaining to Loaner Registration Plates"

H.P. 455 L.D. 625

Presented by Representative BELIVEAU of Kittery.
Cosponsored by Senator HILL of York.

Bill "An Act To Require Disability Registration Plates To Be Renewed in Person When Registering at a Municipality"

H.P. 460 L.D. 630

Presented by Representative CRAFTS of Lisbon.
Cosponsored by Senator MASON of Androscoggin and Representatives: BLACK of Wilton, CELLI of Brewer, DAVIS of Sangerville, TIMBERLAKE of Turner, WILLETTE of Mapleton, WOOD of Sabattus.

Resolve, To Direct the Department of Transportation To Rebuild Williams Road in the Town of Newport

H.P. 462 L.D. 632

Presented by Representative FREDETTE of Newport.
Cosponsored by Senator: PLOWMAN of Penobscot,
Representatives: CRAY of Palmyra, WINTLE of Garland.

Bill "An Act To Require Driver Education for All New Drivers"

H.P. 491 L.D. 661

Presented by Representative TILTON of Harrington.
Cosponsored by Senator SAVIELLO of Franklin and Representatives: CEBRA of Naples, FITTS of Pittsfield, FITZPATRICK of Houlton.

Bill "An Act To Prohibit Certain Uses of Cellular Telephones and Handheld Electronic Devices while Operating a Motor Vehicle"

H.P. 500 L.D. 670

Presented by Representative DILL of Cape Elizabeth.
Cosponsored by Senator BLISS of Cumberland.

Bill "An Act To Expand Fiscally Responsible Transportation through Increased ZOOM Bus Service"

H.P. 503 L.D. 673

Presented by Representative MOULTON of York.
Cosponsored by Senator COLLINS of York and Senators: ALFOND of Cumberland, BLISS of Cumberland, HASTINGS of Oxford, WOODBURY of Cumberland, Representatives: BEAUDOIN of Biddeford, BEAULIEU of Auburn, BEAVERS of South Berwick, BOLDUC of Auburn, CASAVANT of Biddeford, CHIPMAN of Portland, DION of Portland, FOSTER of Augusta, HARLOW of Portland, HASKELL of Portland, HOGAN of Old Orchard Beach, KESCHL of Belgrade, LONGSTAFF of Waterville, MALONEY of Augusta, PEOPLES of Westbrook, PILON of Saco, ROCHELO of Biddeford, RUSSELL of Portland, WAGNER of Lewiston, WEAVER of York, WELSH of Rockport.

Come 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 Papers

Bill "An Act To Update Department of Defense, Veterans and Emergency Management Laws"

H.P. 463 L.D. 633

Presented by Representative CROCKETT of Bethel.
Cosponsored by Senator SAVIELLO of Franklin and Senators: FARNHAM of Penobscot, PLOWMAN of Penobscot, Representatives: BEAULIEU of Auburn, CRAY of Palmyra. Submitted by the Department of Defense, Veterans and Emergency Management pursuant to Joint Rule 204.

Bill "An Act Regarding Special Taste-testing Festivals" (EMERGENCY)

H.P. 479 L.D. 649

Presented by Representative FITTS of Pittsfield.
Cosponsored by Representative WALSH INNES of Yarmouth, Senator PLOWMAN of Penobscot and Senator: WOODBURY of Cumberland, Representatives: GRAHAM of North Yarmouth, PILON of Saco.

Bill "An Act To Permit Disposal of Abandoned Manufactured Housing"

H.P. 487 L.D. 657

Presented by Representative CROCKETT of Bethel.
Cosponsored by Senator HASTINGS of Oxford and Senators: FARNHAM of Penobscot, LANGLEY of Hancock, PLOWMAN of Penobscot, Representatives: HAMPER of Oxford, WINSOR of Norway.

Bill "An Act To Repeal the Maine Clean Election Laws"

H.P. 489 L.D. 659

Presented by Representative LIBBY of Waterboro.
Cosponsored by Senator THIBODEAU of Waldo and Representatives: CHASE of Wells, CURTIS of Madison, DAVIS of Sangerville, GIFFORD of Lincoln, O'CONNOR of Berwick, PARRY of Arundel, SIROCKI of Scarborough, TIMBERLAKE of Turner.

Bill "An Act To Amend the Laws Governing Corporate Political Donations"

H.P. 493 L.D. 663

Presented by Representative RUSSELL of Portland.
Cosponsored by Representatives: BERRY of Bowdoinham, BLODGETT of Augusta, BOLDUC of Auburn, GOODE of Bangor, O'BRIEN of Lincolnville.

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.

Bill "An Act To Protect Public Safety in the Operation of the Oxford County Casino"

H.P. 473 L.D. 643

Presented by Representative CAREY of Lewiston.

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

On motion by Senator FARNHAM of Penobscot, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY**, in **NON-CONCURRENCE**.

Sent down for concurrence.

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

REPORTS OF COMMITTEES

House

Change of Committee

The Committee on **STATE AND LOCAL GOVERNMENT** on 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

Reported that the same be **REFERRED** to the Committee on **JUDICIARY**.

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.

REFERRED to the Committee on **JUDICIARY**, in concurrence.

Senate at Ease.

Senate called to order by
President Pro Tem **JONATHAN T.E. COURTNEY**
of York County.

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

REPORTS OF COMMITTEES

House

Ought to Pass

The Committee on **INSURANCE AND FINANCIAL SERVICES** on Resolve, Regarding Legislative Review of the Final Repeal of Chapter 270: Adjustment of Volume Fees, a Major Substantive Rule of the Department of Professional and Financial Regulation (**EMERGENCY**)

H.P. 6 L.D. 14

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

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

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

READ ONCE.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

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

The Committee on **INSURANCE AND FINANCIAL SERVICES** on Resolve, Regarding Legislative Review of Chapter 285: Adjustment of Non-bank Mortgage Lending Fees, a Major Substantive Rule of the Department of Professional and Financial Regulation (**EMERGENCY**)

H.P. 7 L.D. 15

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

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

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

READ ONCE.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Off Record Remarks

RECESSED until the sound of the bell.

After Recess

Senate called to order by
President Pro Tem **JONATHAN T.E. COURTNEY**
of York County.

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

ENACTORS

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

Emergency Measure

An Act To Provide Temporary Changes to the Extended Benefit Triggers in Accordance with the Federal Tax Relief, Unemployment Insurance Reauthorization, and Job Creation Act of 2010

S.P. 75 L.D. 224
(C "A" S-3)

This being an Emergency Measure and having received the affirmative vote of 31 Members of the Senate, with no Senators having voted in the negative, and 31 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President Pro Tem, was presented by the Secretary to the Governor for his approval.

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

Senator **PLOWMAN** of Penobscot was granted unanimous consent to address the Senate off the Record.

Off Record Remarks

On motion by Senator **PLOWMAN** of Penobscot, **ADJOURNED**, pursuant to the Joint Order, to Tuesday, March 1, 2011, at 10:00 in the morning.