

# MAINE STATE LEGISLATURE

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One Hundred and Twenty-Fifth Legislature

State of Maine

Daily Edition

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

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

In Senate Chamber  
Thursday  
March 10, 2011

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

Prayer by Reverend Robert Emrich, Emmanuel Bible Baptist Church of Plymouth.

**REVEREND EMRICH:** A hundred years ago the Governor of the State of Maine called upon the people of this great state to give thanks and praise to our God as "The giver of every good and perfect gift." Quoting from scripture, this was his recommendation: "Enter His gates with thanksgiving and into His courts with praise and to do good, to communicate, and forget not; for with said sacrifices God is well pleased." I'm honored to be here with you to do exactly that this morning. Shall we pray.

Heavenly Father, for the goodly inheritance which we enjoy; for the pleasant places where our lot has been cast; for the mountains and the sea which are before us and around us; and whose voice is where ever the voice of liberty is; for the health and strength that dwell beneath our northern skies; for the bounties of the field; for the generous rewards of honest industry; for the comforts of our homes and the delights of friendship; for peace; and for the means of intellectual, social, and religious improvement; for the discipline, responsibilities, and trials of life which are the appointed conditions of moral and spiritual growth; for all of these we open our hearts in gratitude and thankfulness to You, as the author and giver of all that is good. Like those before us, we bow this moment to thank You and to acknowledge Your present grace and Your goodness. We confess that even while Your strength has sustained us and Your love has blessed us, we have too often borne the bitter fruits of weakness, insincerity, and unkindness and so we ask for Your forgiveness. Now, Father, I ask for special blessings upon this Body of men and women who have been chosen to serve our state. In this place where often small mistakes are magnified and differences of opinions can be exploited, we ask You to bless them with Your gifts of wisdom, patience, and understanding towards one another. Protect them, Father, and their families from every evil and bless them and the work assigned to them on this day. I pray that each member of this Senate will rest tonight knowing that good was accomplished, friendships were strengthened, that You were honored, and that for all of their work Maine is better because of their reliance upon You. I ask these things in the name of our Savior. Amen.

Pledge of Allegiance led by Senator Stanley J. Gerzofsky of Cumberland County.

Reading of the Journal of Tuesday, March 8, 2011.

Doctor of the day, Dr. Judith Chamberlin, MD of Brunswick.

Off Record Remarks

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

Out of order and under suspension of the Rules, on motion by Senator **COURTNEY** of York, the following Joint Order:  
S.P. 307

Ordered, the House concurring, that when the House and Senate adjourn, they do so until Tuesday, March 15, 2011, at 10:00 in the morning.

**READ and PASSED.**

Ordered sent down forthwith for concurrence.

PAPERS FROM THE HOUSE

Non-Concurrent Matter

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

H.P. 473 L.D. 643

In House, February 17, 2011, **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS** and ordered printed.

In Senate, February 17, 2011, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY**, in **NON-CONCURRENCE**.

Comes from the House, that Body **ADHERED**.

On motion by Senator **COURTNEY** of York, **TABLED** until Later in Today's Session, pending **FURTHER CONSIDERATION**.

**House Papers**

Bill "An Act To Eliminate the Penalty for School Administrative Units That Did Not Consolidate and Eliminate State Funding of Local Administrative Costs"

H.P. 593 L.D. 786

Presented by Representative LOVEJOY of Portland.  
Cosponsored by Representatives: JOHNSON of Greenville,  
NELSON of Falmouth, SANBORN of Gorham, WAGNER of  
Lewiston.

Comes 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 To Bring Maine's Minimum Financial Responsibility  
Laws Pertaining to Rental Vehicles into Conformity with Privately  
Owned Vehicles"

H.P. 410 L.D. 527

Presented by Representative RICHARDSON of Warren.  
Cosponsored by Senator WHITTEMORE of Somerset.

Committee on **TRANSPORTATION** 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.

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**COMMUNICATIONS**

The Following Communication: S.C. 140

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

March 8, 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 1 MRSA Chapter 13 §411, I  
am pleased to reappoint Mal Leary of Augusta to the Right to  
Know Advisory Committee. Mr. Leary is a representative of a  
statewide coalition of advocates of freedom of access.

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.**

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The Following Communication: S.C. 141

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

March, 8, 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 5, MRSA, Chapter 521,  
§20065, I am pleased to appoint Senator Earle L. McCormick of  
Kennebec to serve on the Substance Abuse Services  
Commission, representing a member of the Senate. He will be  
replacing the Senator from Cumberland, Senator Brannigan.

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.**

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The Following Communication: S.C. 142

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

March 9, 2011

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

Dear Secretary Carleton:

Pursuant to my authority under the Governor's Executive Order 09, FY10/11, I am pleased to appoint the following Senators to the Health Information Technology Steering Committee.

Senator Earle L. McCormick of Kennebec  
Senator Margaret M. Craven of Androscoggin

Please contact my office if you have any questions regarding these appointments.

Sincerely,

S/Kevin L. Raye  
President of the Senate

**READ and ORDERED PLACED ON FILE.**

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The Following Communication: S.C. 143

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

March 9, 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 5, MRSA, Chapter 501, Section 19202, I am pleased to appoint Senator Roger J. Katz of Kennebec to the Maine HIV Advisory Committee, representing a member of the Maine Senate. With this appointment Senator Katz, will be replacing the Senator from Cumberland, Senator Bartlett.

If you have any questions regarding this appointment please do not hesitate to contact my office.

Sincerely,

S/Kevin L. Raye  
President of the Senate

**READ and ORDERED PLACED ON FILE.**

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The Following Communication: S.C. 139

**STATE OF MAINE  
ONE HUNDRED AND TWENTY FIFTH LEGISLATURE  
COMMITTEE ON LABOR, COMMERCE, RESEARCH AND  
ECONOMIC DEVELOPMENT**

March 4, 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. Hamper of Oxford, to report the following bill Leave to Withdraw:

L.D. 691 An Act To Establish Continuing Education  
Requirements for Manufactured Housing  
Installers

Sincerely,

S/Sen. Christopher W. Rector  
Senate Chair

S/Rep. Kerri L. Prescott  
House Chair

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

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The Following Communication: H.C. 92

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

March 7, 2011

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

Dear Secretary Carleton:

Please be advised that pursuant to House Rule 201.1, (l) the Speaker made the following change in a Committee.

The appointment of Representative James S. Gillway of Searsport to the Committee on State and Local Government was rescinded and Representative Beth P. Turner of Burlington replaced him.

Should you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,

S/Heather J.R. Priest  
Clerk of the House

**READ and ORDERED PLACED ON FILE.**

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**SENATE PAPERS**

Bill "An Act To Authorize a General Fund Bond Issue in the Amount of \$1,000,000 for Road and Bridge Construction"  
S.P. 310 L.D. 990

Presented by Senator PATRICK of Oxford.  
Cosponsored by Representative CROCKETT of Bethel and Representatives: BRIGGS of Mexico, PETERSON of Rumford, THERIAULT of Madawaska.

On motion by Senator ROSEN of Hancock, REFERRED to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed.

Sent down for concurrence.

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Bill "An Act To Amend the Laws Governing the Sex Offender Registry"

S.P. 313 L.D. 1025

Presented by Senator DIAMOND of Cumberland.  
Cosponsored by Representative PLUMMER of Windham and Senators: GERZOFKY of Cumberland, McCORMICK of Kennebec, SHERMAN of Aroostook, Representative: HASKELL of Portland.

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 Concerning Immunity for School Administrative Units in the Discharge of Their Responsibilities"

S.P. 308 L.D. 988

Presented by Senator ALFOND of Cumberland.  
Cosponsored by Representative STRANG BURGESS of Cumberland and Senator: McCORMICK of Kennebec, Representatives: McCLELLAN of Raymond, NELSON of Falmouth, RANKIN of Hiram, RICHARDSON of Carmel, STUCKEY of Portland.

Committee on **EDUCATION AND CULTURAL AFFAIRS** suggested and ordered printed.

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

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Bill "An Act To Regulate the Distribution of Feature Motion Pictures in the State"

S.P. 314 L.D. 1026

Presented by Senator FARNHAM of Penobscot.  
Cosponsored by Representative DAMON of Bangor and Representatives: HINCK of Portland, WILLETTE of Mapleton.

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 Establish the Maine New Markets Capital Investment Program"

S.P. 311 L.D. 991

Presented by President RAYE of Washington.  
Cosponsored by Speaker NUTTING of Oakland and Senators: KATZ of Kennebec, RECTOR of Knox, Representatives: CAIN of Orono, FREDETTE of Newport, HARMON of Palermo, PILON of Saco, PRESCOTT of Topsham.

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

On motion by Senator RECTOR of Knox, REFERRED to the Committee on **TAXATION**.

Sent down for concurrence.

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Bill "An Act To Amend the Depuration Laws"

S.P. 312 L.D. 992

Presented by Senator LANGLEY of Hancock.  
Cosponsored by Senator: GERZOFKY of Cumberland, Representatives: PARRY of Arundel, TILTON of Harrington.

On motion by Senator SNOWE-MELLO of Androscoggin, REFERRED to the Committee on **MARINE RESOURCES** and ordered printed.

Sent down for concurrence.

---

Bill "An Act Regarding the Sale of Surplus Land Owned by the Department of Transportation"

S.P. 305 L.D. 987

Presented by Senator BARTLETT of Cumberland.  
Cosponsored by Senator: BLISS of Cumberland, Representative: VOLK of Scarborough.

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

Sent down for concurrence.

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Bill "An Act To Allow a Driver To Receive a Designation on That Driver's License That the Driver Is a Veteran"

S.P. 304 L.D. 986

Presented by Senator TRAHAN of Lincoln.  
Cosponsored by President RAYE of Washington and Senator:  
McCORMICK of Kennebec.

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

Sent down for concurrence.

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Bill "An Act To Improve Transparency in Political Campaigns by  
Providing Quicker Access to Reports"

S.P. 309 L.D. 989

Presented by Senator PATRICK of Oxford.  
Cosponsored by Representative CAREY of Lewiston and  
Senators: CRAVEN of Androscoggin, GERZOFKY of  
Cumberland, HILL of York, JACKSON of Aroostook,  
Representatives: BEAULIEU of Auburn, BRIGGS of Mexico,  
GILBERT of Jay, PETERSON of Rumford.

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

Sent down for concurrence.

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

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## ORDERS

### Joint Resolutions

On motion by Senator HOBBS of York (Cosponsored by  
Speaker NUTTING of Oakland and Senators: ALFOND of  
Cumberland, BLISS of Cumberland, COURTNEY of York,  
HASTINGS of Oxford, HILL of York, PLOWMAN of Penobscot,  
President RAYE of Washington, WOODBURY of Cumberland,  
Representatives: CAIN of Orono, CURTIS of Madison, CUSHING  
of Hampden, HAYES of Buckfield, NASS of Acton, PRIEST of  
Brunswick), the following Joint Resolution:

S.P. 306

### JOINT RESOLUTION RECOGNIZING SUNSHINE WEEK, MARCH 13 TO MARCH 19

**WHEREAS**, the basic principles of freedom of speech and  
freedom of the press guaranteed in the United States Constitution  
are fundamental to our national heritage; and

**WHEREAS**, the American Society of Newspaper Editors has  
initiated Sunshine Week: Your Right to Know as a way of  
illustrating the importance of open government; and

**WHEREAS**, Sunshine Week 2011 participation by nonjournalism  
groups is growing, with national and local forums already planned  
by civic groups, libraries and open government and freedom of  
information groups, as well as by student media; and

**WHEREAS**, Sunshine Week was established to spark a  
discussion about the importance of open government and public  
access to government documents and meetings; and

**WHEREAS**, these issues are important in the State of Maine,  
where public access issues emerge all the time; now, therefore,  
be it

**RESOLVED**: That We, the Members of the One Hundred and  
Twenty-fifth Legislature now assembled in the First Regular  
Session, on behalf of the people we represent, take this  
opportunity to recognize Sunshine Week: Your Right to Know  
during the week of March 13-19, 2011 and we confirm the basic  
principles of an open and accessible government in a free society  
and we urge all citizens to join in this observance.

**READ.**

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

Senator HOBBS: Thank you Mr. President. Men and women  
of the Senate, it is really a privilege to stand here before you  
today as the sponsor of this resolution honoring Sunshine Week.  
I'd like to first thank all of the co-sponsors of this Joint Resolution.  
It is, I think, symbolic that all members of legislative leadership,  
Democrats and Republicans, and all of the Chairs and the Leads  
of the Committee of Judiciary, which has the jurisdiction over the  
Right To Know laws in the State of Maine, have joined me as co-  
sponsors. Sunshine Week, which is from March 13 to March 19,  
highlights the importance of empowering people to play an active  
role in their government at all levels and to give them access to  
information that makes their lives better and their communities  
stronger. In fact, the Maine Legislature was the first state in the  
nation to enact a Freedom of Access Law more than four  
decades ago. I, for the record, am a little embarrassed to say that  
I voted on that particular bill and co-sponsored that bill in 1974.  
Since then we have continued to this point to make significant  
progress in all branches of government in recognizing the  
importance of an open government and access to government  
documents in a free society. For the past five and a half years I  
have had the honor to serve as the first Chair, and the only Chair,  
of the Right to Know Advisory Committee. With the changing of  
the guard in the Senate and in the other Body, I will no longer be  
the Chair, but fortunately the good Senator from Oxford, Senator  
Hastings, who has been in the forefront of the Right to Know Law  
and implementation and jurisdictional review by the Judiciary  
Committee for the past six years, will be taking my place and ably  
filling my shoes as the Chair of that Committee. As we watch

other countries around the world every night and read about it and see it on TV, especially in the Middle East, continue their struggle to create more open governments it is important that our nation and state continue to serve as a role model to show the world that government, and the democratic process, can be open and accessible to both the public and the press. Our progress here in Maine to date gives the rest of the world hope for a free society. Again, thank you for the opportunity to put these words on record and I look forward to having the Senator from Oxford, Senator Hastings, be the steward of jurisdiction over the Maine Right to Know Law for the next session. Thank you very much.

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

Senator **HASTINGS:** Thank you Mr. President. Ladies and gentlemen of the Senate, I very much want to congratulate and recognize the Senator from York, Senator Hobbins, in his leadership as the Chair of the Right to Know Advisory Committee, I think for the last six years. He's done a wonderful job of that. The Judiciary Committee, which we have served together on for many years, struggles. We see the struggle almost daily with the tensions that are created by the Freedom of Information Act. We struggle with those on a daily basis up there. It's so important that we recognize how important it is that government remains open and free for all of our citizens. The wonderful thing is the fact that when we do have issues dealing with the Right to Know they are not hidden, they are not buried, and, as the Senator from York, Senator Hobbins, said, they are on the front page of the *Press Herald*, and rightly so because these issues need to be debated and they need to be discussed on a regular basis. I do want to join whole heartedly in support of this Joint Resolution and I look forward to working to further the Right to Know Law in the future. Thank you, Mr. President.

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

Senator **BARTLETT:** Thank you Mr. President. It is often said that sunshine is the great antiseptic when dealing with government. It is truly wonderful that the Legislature has taken the step of recognizing Sunshine Week, as we do every year, and has really worked to reform these laws to make sure that the public has the greatest level of access and there is transparency to what's going on here in Augusta. I certainly hope that we can call upon the Executive Branch to take a similar approach to sunshine. We've heard some troubling news in recent days about efforts to exempt certain meetings from open access laws. It's important that every level of government, from the local level to the State level, from Executive to Legislative Bodies, be accountable, be transparent, and be responsible and hopefully today, in honor of Sunshine Week, we can shed some light on this issue and hope that the Executive Branch will follow suit and make sure the public is fully informed of all proceedings. Thank you, Mr. President.

On motion by Senator **HOBBS** of York, the Joint Resolution was **ADOPTED**.

Sent down for concurrence.

On motion by Senator **SNOWE-MELLO** of Androscoggin (Cosponsored by Representative **ESPLING** of New Gloucester and Senators: **COLLINS** of York, **CRAVEN** of Androscoggin, **FARNHAM** of Penobscot, **GERZOFKY** of Cumberland, **McCORMICK** of Kennebec, **RECTOR** of Knox, **SHERMAN** of Aroostook, **TRAHAN** of Lincoln), the following Joint Resolution:  
S.P. 315

**JOINT RESOLUTION RECOGNIZING  
MULTIPLE SCLEROSIS AWARENESS WEEK,  
MARCH 14 TO MARCH 20, 2011**

**WHEREAS**, multiple sclerosis is a chronic, often disabling disease of the central nervous system that typically strikes in young adulthood and for which there is no cure at present; and

**WHEREAS**, multiple sclerosis affects 400,000 people nationwide, including 8,000 to 10,000 children and teens; over 3,000 individuals in Maine have the disease, which is one of the highest per capita rates in the nation; and

**WHEREAS**, there is conclusive evidence of an increased incidence of multiple sclerosis in returning veterans of the Gulf War; and

**WHEREAS**, the National Multiple Sclerosis Society is a driving force of multiple sclerosis research, pursuing prevention, treatment and cure, and the Greater New England Chapter of the National Multiple Sclerosis Society educates, supports and advocates for people with multiple sclerosis and their families to help them maintain the highest possible quality of life; and

**WHEREAS**, the Greater New England Chapter of the National Multiple Sclerosis Society encourages individuals with multiple sclerosis and their families, health professionals and other concerned citizens to join the movement to advocate for policy change in the priority areas of high-quality health care, health care coverage, long-term care and disability rights; now, therefore, be it

**RESOLVED:** That We, the Members of the One Hundred and Twenty-fifth Legislature now assembled in the First Regular Session, on behalf of the people we represent, take this opportunity to declare that the week of March 14 to March 20, 2011 is designated as Multiple Sclerosis Week; and be it further

**RESOLVED:** That a suitable copy of this resolution, duly authenticated by the Secretary of State, be transmitted to the Greater New England Chapter of the National Multiple Sclerosis Society.

**READ and ADOPTED.**

Sent down for concurrence.

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**REPORTS OF COMMITTEES**



**House**

**Ought to Pass As Amended**

The Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Amend the Laws Governing the Maine Potato Board" (EMERGENCY)

H.P. 34 L.D. 41

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-5)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-5)**.

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

**READ ONCE.**

Committee Amendment "A" (H-5) **READ** and **ADOPTED**, in concurrence.

**ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.**

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**Senate**

**Ought to Pass**

Senator **RECTOR** for the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Extend a Deadline under the Regional Economic Development Revolving Loan Program" (EMERGENCY)

S.P. 167 L.D. 575

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

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

**READ ONCE.**

**ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.**

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

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**SECOND READERS**

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

**Senate**

Resolve, To Name the Maine Fire Training and Education Program at Southern Maine Community College the Maine Fire Service Institute

S.P. 134 L.D. 430

**READ A SECOND TIME** and **PASSED TO BE ENGROSSED.**

Sent down for concurrence.

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**ORDERS OF THE DAY**

**Unfinished Business**

The following matter 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 (3/8/11) Assigned matter:

**JOINT ORDER** - Directing the Joint Standing Committee on Labor, Commerce, Research and Economic Development To Report Out a Bill

S.P. 256

Tabled - March 8, 2011, by Senator **COURTNEY** of York

Pending - motion by same Senator to **INDEFINITELY POSTPONE** the Joint Order (Roll Call Ordered)

(In Senate, March 3, 2011, on motion by Senator **JACKSON** of Aroostook, **READ**.)

**THE PRESIDENT:** The Chair recognizes the Senator from Aroostook, Senator Jackson.

**Senator JACKSON:** Thank you Mr. President. Members of the Maine Senate, with this Joint Order I have no real idea that this Joint Order is going to pass but I did put it in I guess to make a point. It came about because of a constituent that I had that was told by his employer to sign up for unemployment and, because of no fault of his own and because of the rural area that he lives in, missed telephone hearings on his claim. Now we have a young man with a young family that actually has to pay back one week of unemployment even though the employer argues that he should have been eligible and the employee, obviously, argues that he's eligible. I asked to put this bill in after deadline. The standard that I've always known in the nine years that I've been here with the first Legislative Council was that if it was after deadline then you were normally given the bill. Keep in mind that I have actually served in this Body before this year as a Minority member, my first year here being an Independent. I've gone before the Legislative Council and got many bills because they were truly after deadline. This bill, for reasons that I'm not sure of, I guess I might be sure of but reasons I probably shouldn't get into here, I wasn't allowed to have even though many people came after me. The same standard was, "Well, is it after deadline?" "Yes." "Okay, good. You get the bill." I put this Joint Order in because I've seen other people do this very same thing.

It would seem to have been a very easy fix for a constituent and I thought that we were all about people before politics now. To me it seems that if we were politics before people before than it certainly hasn't changed because that is what seems to be happening in this regard. Would have been a quick fix. Something we could have handled. The reason that I was told later that I couldn't have the bill was because I wouldn't have given it to him if things would have been turned around. If I had been the Majority I wouldn't have given that to him. Keep in mind that I've never been on the Legislative Council. Never had the opportunity to say yea or nay on any bill. I'd like to say that I would have probably given bills to people that were for their constituents, especially when both sides of the issue on this, employer and employee, are both saying that yes, this is a problem that should be fixed, should be rectified. There is no other avenue other than to put a bill in. I'm sure this is going to go down in flames because that is the way it is and people will say, "Well, that is always the way it happened to us too." The proudest thing that I do as a State Senator is represent my constituents and this is a bill that I was trying to for a person that had a legitimate problem, a person that is a middle class working person that works very hard and works in the remote areas of Maine. I got caught up in an unfortunate situation where he has no other avenue and probably is going to end up getting taken to court or something attached because he's not paying back the State something that he has every right to have in his pocket. That is why I put the Joint Order in and that's why I'm asking for a roll call on it. I don't want to hear people talk about how it's a new day and everything because to me it seems like the same old crap.

**THE PRESIDENT:** The Chair recognizes the Senator from Lincoln, Senator Trahan.

Senator **TRAHAN:** Thank you Mr. President. Ladies and gentlemen of the Senate, I just rise for a moment to, I think, blunt some of the concerns that the good Senator has. I also had a Joint Order earlier in this session that ended up on the unfinished business calendar. I remember the concerns that were brought forward, that I was doing an end run around Legislative Council. In respect to the Minority Party, I indefinitely postponed that Joint Order and took my chances to go to the Legislative Council. I don't think anything is up here, I just think it is the fair application of the rules.

**THE PRESIDENT:** The Chair recognizes the Senator from Aroostook, Senator Jackson.

Senator **JACKSON:** Thank you Mr. President. Just to be clear, I have already been to the Legislative Council and it's been shot down.

**THE PRESIDENT:** The Chair recognizes the Senator from Lincoln, Senator Trahan.

Senator **TRAHAN:** Thank you Mr. President. Ladies and gentlemen of the Senate, to address that previous point, I'm reminded of my wonderful Grandmother, actually my wife's grandmother, who passed away. She reminded me, when I said to her, "I've prayed many a times and the answer has always been no." What she said to me was, "It wasn't that he didn't answer you, it's just the answer that you don't like."

**THE PRESIDENT:** The Senator from Aroostook, Senator Jackson, requests unanimous consent of the Senate to address the Senate a third time on this matter. Hearing no objection, the Senator may proceed.

Senator **JACKSON:** Thank you Mr. President. No doubt that I don't like it and neither does my constituent who is out \$350.

**THE PRESIDENT:** The pending question before the Senate is the motion by the Senator from York, Senator Courtney to Indefinitely Postpone the Joint Order. A Roll Call has been ordered. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

#### ROLL CALL (#16)

**YEAS:** Senators: COLLINS, COURTNEY, FARNHAM, HASTINGS, KATZ, LANGLEY, MARTIN, MASON, MCCORMICK, PLOWMAN, RECTOR, ROSEN, SAVIELLO, SHERMAN, SNOWE-MELLO, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, WOODBURY, THE PRESIDENT - KEVIN L. RAYE

**NAYS:** Senators: ALFOND, BARTLETT, BLISS, BRANNIGAN, CRAVEN, DIAMOND, GERZOFSKY, GOODALL, HILL, HOBBS, JACKSON, SCHNEIDER, SULLIVAN

**EXCUSED:** Senator: PATRICK

21 Senators having voted in the affirmative and 13 Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **COURTNEY** of York to **INDEFINITELY POSTPONE** the Joint Order, **PREVAILED**.

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

#### REPORTS OF COMMITTEES

##### Senate

##### Change of Committee

The Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Streamline the Issuance of State Business Licenses"

S.P. 220 L.D. 730

Reported that the same be **REFERRED** to the Joint Select Committee on **REGULATORY FAIRNESS AND REFORM**.

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

**REFERRED** to the Joint Select Committee on **REGULATORY FAIRNESS AND REFORM**.

Sent down for concurrence.

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

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Off Record Remarks

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

After Recess

Senate called to order by the President.

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**ORDERS OF THE DAY**

The Chair laid before the Senate the following Tabled and Later (3/1/11) Assigned matter:

JOINT ORDER - Proposing an Amendment to the Joint Rules Regarding Fiscal Notes

S.P. 237

Tabled - March 1, 2011, by Senator **COURTNEY** of York

Pending - motion by Senator **ALFOND** of Cumberland to **PASS**

(In Senate, March 1, 2011, on motion by Senator **ALFOND** of Cumberland, **READ**.)

On motion by Senator **COURTNEY** of York, **REFERRED** to the Joint Select Committee on **JOINT RULES**.

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**

Bill "An Act To Simplify and Enhance Pest Control Notification"  
H.P. 775 L.D. 1041

Presented by Representative **CRAY** of Palmyra.  
Cosponsored by Senator **SCHNEIDER** of Penobscot and Representatives: **BLACK** of Wilton, **DILL** of Old Town, **GIFFORD** of Lincoln, **McCABE** of Skowhegan, **McFADDEN** of Dennyville, **O'BRIEN** of Lincolnville.

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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Off Record Remarks

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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 Make Strangulation an Aggravating Sentencing Factor"

H.P. 761 L.D. 1027

Presented by Representative **STEVENS** of Bangor.  
Cosponsored by Senator **MASON** of Androscoggin and Senator: **WHITTEMORE** of Somerset, Representatives: **BLODGETT** of Augusta, **CLARKE** of Bath, **EVES** of North Berwick, **HASKELL** of Portland, **LAJOIE** of Lewiston, **MORISSETTE** of Winslow, **PLUMMER** of Windham.

Bill "An Act To Amend the Maine Juvenile Code"

H.P. 774 L.D. 1040

Presented by Representative **PLUMMER** of Windham.  
Cosponsored by Senator **GERZOFISKY** of Cumberland and Senators: **DIAMOND** of Cumberland, **TRAHAN** of Lincoln, Representatives: **HARVELL** of Farmington, **LONG** of Sherman, **MORISSETTE** of Winslow, **SANDERSON** of Chelsea, **SHAW** of Standish.

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.

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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 Maine Schools To Obtain Federal Funds for Medically Necessary Services"

H.P. 739 L.D. 1003

Presented by Representative EDGECOMB of Caribou.  
Cosponsored by Senator SHERMAN of Aroostook.

Bill "An Act Regarding School Board Members and Their Spouses"

H.P. 749 L.D. 1013

Presented by Representative O'BRIEN of Lincolnville.  
Cosponsored by Senator THIBODEAU of Waldo.

Bill "An Act To Improve the Essential Programs and Services Funding Model by Providing for a Cost of Housing Adjustment"  
H.P. 753 L.D. 1017

Presented by Representative LOVEJOY of Portland.  
Cosponsored by Senator BLISS of Cumberland and Senators: ALFOND of Cumberland, COURTNEY of York, Representatives: CORNELL du HOUX of Brunswick, KRUGER of Thomaston, MacDONALD of Boothbay, NELSON of Falmouth, PILON of Saco.

Bill "An Act To Support Resource Sharing among Maine Libraries"

H.P. 767 L.D. 1033

Presented by Representative ROTUNDO of Lewiston.  
Cosponsored by Senator RECTOR of Knox and Senator: CRAVEN of Androscoggin, Representatives: JOHNSON of Greenville, KESCHL of Belgrade, MAKER of Calais, MARTIN of Eagle Lake, TREAT of Hallowell, WEBSTER of Freeport.

Bill "An Act Regarding Property Deposited with Museums and Historical Societies"

H.P. 772 L.D. 1038

Presented by Representative RICHARDSON of Carmel.  
Cosponsored by Representatives: HARMON of Palermo, JOHNSON of Greenville, MITCHELL of the Penobscot Nation, PILON of Saco.

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

**PAPERS FROM THE HOUSE**

**House Papers**

Bill "An Act To Correct a Statutory Oversight Regarding the Public Utilities Commission's Ability To Use Certain Funds"

H.P. 735 L.D. 999

Presented by Representative FITTS of Pittsfield.  
Submitted by the Public Utilities Commission pursuant to Joint Rule 204.

Bill "An Act To Create the Children's Wireless Protection Act"

H.P. 750 L.D. 1014

Presented by Representative BOLAND of Sanford.  
Cosponsored by Senator BLISS of Cumberland and Representatives: BERRY of Bowdoinham, HAYES of Buckfield, LAJOIE of Lewiston, LOVEJOY of Portland, MALABY of Hancock, O'CONNOR of Berwick, PEOPLES of Westbrook, TUTTLE of Sanford.

Bill "An Act To Amend the Charter of the Anson Water District"

H.P. 754 L.D. 1018

Presented by Representative DUNPHY of Embden.  
Cosponsored by Representative CURTIS of Madison, Senator WHITTEMORE of Somerset and Representatives: FOSTER of Augusta, MAKER of Calais, McCLELLAN of Raymond, O'CONNOR of Berwick, SANDERSON of Chelsea, WINTLE of Garland.

Bill "An Act To Ensure Open and Transparent Bidding for the Lowest Electric Rates"

H.P. 762 L.D. 1028

Presented by Representative DUNPHY of Embden.  
Cosponsored by Senator THOMAS of Somerset and Representatives: BLACK of Wilton, CRAFTS of Lisbon, DAVIS of Sangerville, LIBBY of Waterboro, LONG of Sherman, McCLELLAN of Raymond, TIMBERLAKE of Turner, WOOD of Sabattus.

Resolve, To Establish Baseline Information on Health Impacts from Grid-scale Wind Energy Development

H.P. 769 L.D. 1035

Presented by Representative PETERSON of Rumford.  
Cosponsored by Senator PATRICK of Oxford and Representatives: BERRY of Bowdoinham, BRIGGS of Mexico, CORNELL du HOUX of Brunswick, EVES of North Berwick, HINCK of Portland, MAZUREK of Rockland, SANBORN of Gorham, STUCKEY of Portland.

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.

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

**PAPERS FROM THE HOUSE**

**House Papers**

Resolve, Directing the Department of Environmental Protection To Work with the Town of Sanford To Develop a Plan To Clean Up Number One Pond in Sanford

H.P. 745 L.D. 1009

Presented by Representative TUTTLE of Sanford.  
Cosponsored by Senator COURTNEY of York and Senators: GOODALL of Sagadahoc, SAVIELLO of Franklin,  
Representatives: AYOTTE of Caswell, BOLAND of Sanford, HAMPER of Oxford, NASS of Acton.

Bill "An Act To Reduce Unnecessary Reporting Requirements for the Department of Environmental Protection"

H.P. 751 L.D. 1015

Presented by Representative DUCHESNE of Hudson.

Bill "An Act To Amend the Law Concerning Overboard Discharge Systems" (EMERGENCY)

H.P. 758 L.D. 1022

Presented by Representative TILTON of Harrington.  
Cosponsored by Senator SAVIELLO of Franklin and  
Representatives: FITZPATRICK of Houlton, PARKER of Veazie.

Bill "An Act To Amend the Laws Governing Significant Wildlife Habitat"

H.P. 765 L.D. 1031

Presented by Representative AYOTTE of Caswell.  
Cosponsored by Senator SHERMAN of Aroostook and Senator: SAVIELLO of Franklin, Representatives: EDGECOMB of Caribou, HAYES of Buckfield, LONG of Sherman, McCABE of Skowhegan.

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.

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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 Persons Who May Be Eligible for Social Security Disability Assistance"

H.P. 737 L.D. 1001

Presented by Representative EVES of North Berwick.  
Cosponsored by Senator ROSEN of Hancock and  
Representatives: CORNELL du HOUX of Brunswick, FOSSEL of Alna, ROTUNDO of Lewiston, SANBORN of Gorham, STRANG BURGESS of Cumberland, STUCKEY of Portland.

Bill "An Act To Authorize the Board of Licensure of Podiatric Medicine and the State Board of Veterinary Medicine To Establish a Podiatrist Health Program and a Veterinarian Health Program"

H.P. 759 L.D. 1023

Presented by Representative STRANG BURGESS of Cumberland.

Cosponsored by Senator CRAVEN of Androscoggin and  
Senators: FARNHAM of Penobscot, McCORMICK of Kennebec,  
Representatives: FOSSEL of Alna, MALABY of Hancock,  
O'CONNOR of Berwick, PETERSON of Rumford, SANBORN of Gorham, STUCKEY of Portland.

Resolve, To Create a Working Group To Make Recommendations To Improve the Efficiency, Accountability and Proper Administration of Municipal General Assistance Programs

H.P. 773 L.D. 1039

Presented by Representative ROTUNDO of Lewiston.  
Cosponsored by Senator ROSEN of Hancock and Senator: CRAVEN of Androscoggin, Representatives: CAREY of Lewiston, EVES of North Berwick, MARTIN of Eagle Lake, PETERSON of Rumford, SANBORN of Gorham, STRANG BURGESS of Cumberland, 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.

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Resolve, To Reduce Health Care Costs through Interstate Collaboration

H.P. 763 L.D. 1029

Presented by Representative STUCKEY of Portland.  
Cosponsored by Senator BRANNIGAN of Cumberland and  
Senator: ALFOND of Cumberland, Representatives: EVES of North Berwick, GRAHAM of North Yarmouth, MacDONALD of Boothbay, SANBORN of Gorham, STRANG BURGESS of Cumberland, TREAT of Hallowell.

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

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

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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 Allow a Snowmobile Registered in New Hampshire To Be Operated in This State"

H.P. 729 L.D. 993

Presented by Representative **TIMBERLAKE** of Turner.

Bill "An Act To Amend the Law Relating to Training Dogs during Bear Hunting Season"

H.P. 732 L.D. 996

Presented by Representative **BURNS** of Whiting.  
Cosponsored by Senator **SAVIELLO** of Franklin and Representatives: **BICKFORD** of Auburn, **CLARK** of Millinocket, **DAVIS** of Sangerville, **GIFFORD** of Lincoln, **HAMPER** of Oxford, **WOOD** of Sabattus.

Bill "An Act To Allow a Spring Bear Hunting Season"  
H.P. 756 L.D. 1020

Presented by Representative **KESCHL** of Belgrade.  
Cosponsored by Senator **THOMAS** of Somerset and Senator: **ROSEN** of Hancock, Representatives: **CHASE** of Wells, **FREDETTE** of Newport, **HARMON** of Palermo, **HARVELL** of Farmington, **JOHNSON** of Eddington, **WINSOR** of Norway.

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

**PAPERS FROM THE HOUSE**

**House Paper**

Bill "An Act To Require an Insurance Company To Notify a Landlord When a Tenant Changes or Cancels a Residential Property Insurance Contract"

H.P. 746 L.D. 1010

Presented by Representative **TUTTLE** of Sanford.

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.

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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 Transfer Jurisdiction of Traffic Adjudications"  
H.P. 757 L.D. 1021

Presented by Representative **MOULTON** of York.

Bill "An Act To Amend the Law Regarding Comparative Negligence"

H.P. 768 L.D. 1034

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

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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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 Responsible Business Practices through a Livable Wage"

H.P. 730 L.D. 994

Presented by Representative **CHIPMAN** of Portland.  
Cosponsored by Senator **PATRICK** of Oxford and Senators: **GERZOFISKY** of Cumberland, **JACKSON** of Aroostook, Representatives: **BRYANT** of Windham, **GILBERT** of Jay, **TUTTLE** of Sanford.

Bill "An Act To Require Dental Professionals To Provide Education to the Public on Oral Hygiene" (EMERGENCY)  
H.P. 731 L.D. 995

Presented by Representative **CLARK** of Millinocket.

Resolve, Directing the Finance Authority of Maine To Develop a Business Development Loan Program for Legal Immigrants  
H.P. 734 L.D. 998

Presented by Representative CHIPMAN of Portland.  
Cosponsored by Senator: JACKSON of Aroostook,  
Representatives: CAREY of Lewiston, CRAFTS of Lisbon,  
CROCKETT of Bethel, FOSSEL of Alna, VOLK of Scarborough.

Bill "An Act To Clarify Training Requirements for Funeral Service Providers"  
H.P. 740 L.D. 1004

Presented by Representative DAVIS of Sangerville.

Bill "An Act To Amend the Laws Governing Comprehensive Planning To Encourage the Development of Affordable Housing"  
H.P. 743 L.D. 1007

Presented by Representative MOULTON of York.  
Cosponsored by Senator SULLIVAN of York and  
Representatives: BOLAND of Sanford, BOLDUC of Auburn,  
FREDETTE of Newport, RUSSELL of Portland.

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.

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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 Commissioner of Marine Resources To Review the Composition of the Scallop Advisory Council and Recommend Any Changes Necessary To Ensure Appropriate Representation  
H.P. 733 L.D. 997

Presented by Representative TILTON of Harrington.  
Cosponsored by President RAYE of Washington and  
Representatives: DOW of Waldoboro, McKANE of Newcastle,  
PARKER of Veazie.

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.

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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 Limit the Use of Social Security Numbers by State Agencies"  
H.P. 744 L.D. 1008

Presented by Representative KNAPP of Gorham.  
Cosponsored by Representatives: CHASE of Wells, DRISCOLL of Westbrook, FOSSEL of Alna, MORRISON of South Portland, PILON of Saco, PLUMMER of Windham, WAGNER of Lewiston.

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

**PAPERS FROM THE HOUSE**

**House Papers**

Bill "An Act To Restore the Health Care Provider Tax for Nursing Homes to 6 Percent"  
H.P. 752 L.D. 1016

Presented by Representative STRANG BURGESS of Cumberland.  
Cosponsored by Senator CRAVEN of Androscoggin and  
Senators: President RAYE of Washington, ROSEN of Hancock,  
Representatives: EVES of North Berwick, FOSSEL of Alna,  
HARMON of Palermo, KNIGHT of Livermore Falls, PETERSON of Rumford, SANBORN of Gorham.

Bill "An Act To Clarify the Municipal Development District Law"  
H.P. 770 L.D. 1036

Presented by Representative SIROCKI of Scarborough.  
Cosponsored by Representatives: FOSSEL of Alna, HARVELL of Farmington, MALABY of Hancock, O'CONNOR of Berwick,  
STRANG BURGESS of Cumberland.

Comes 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 Papers**

Bill "An Act To Curb the Noise of Motorcycles without Mufflers"  
H.P. 747 L.D. 1011

Presented by Representative RUSSELL of Portland.  
Cosponsored by Representatives: BLODGETT of Augusta,  
BOLDUC of Auburn, CHIPMAN of Portland, PILON of Saco,  
SHAW of Standish, WELSH of Rockport.

Bill "An Act To Amend the Laws Governing Land Surveyors"  
H.P. 760 L.D. 1024

Presented by Representative McCABE of Skowhegan.  
Cosponsored by Senator MARTIN of Kennebec and  
Representatives: CAREY of Lewiston, CURTIS of Madison,  
EVES of North Berwick, HARVELL of Farmington, O'BRIEN of  
Lincolntonville, PILON of Saco.

Resolve, To Require the Department of Transportation To  
Improve a Portion of U.S. Route 1  
H.P. 766 L.D. 1032

Presented by Representative THERIAULT of Madawaska.  
Cosponsored by Senator JACKSON of Aroostook and Senator:  
PATRICK of Oxford, Representatives: AYOTTE of Caswell,  
HANLEY of Gardiner, HOGAN of Old Orchard Beach, PEOPLES  
of Westbrook, RIOUX of Winterport, WILLETTE of Presque Isle,  
WOOD of Sabattus.

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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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 the Secretary of State To Verify Voter  
Signatures"

H.P. 736 L.D. 1000

Presented by Representative CHIPMAN of Portland.  
Cosponsored by Senator: TRAHAN of Lincoln, Representatives:  
BEAULIEU of Auburn, CROCKETT of Bethel, DAMON of Bangor,  
FOSSEL of Alna, LONGSTAFF of Waterville, RUSSELL of  
Portland.

Bill "An Act To Provide a Remedy to Property Owners When a  
Tenant Defaults on a Lease" (EMERGENCY)  
H.P. 742 L.D. 1006

Presented by Representative MOULTON of York.  
Cosponsored by Representatives: JOHNSON of Greenville,  
PICCHIOTTI of Fairfield.

Bill "An Act To Establish a Welcome Home Bonus for Veterans of  
the Campaigns in Iraq and Afghanistan"  
H.P. 771 L.D. 1037

Presented by Representative ROTUNDO of Lewiston.  
Cosponsored by Senator SAVIELLO of Franklin and Senators:  
CRAVEN of Androscoggin, RECTOR of Knox, Representatives:  
CAREY of Lewiston, CORNELL du HOUX of Brunswick, LAJOIE  
of Lewiston, MORISSETTE of Winslow, PICCHIOTTI of Fairfield,  
VALENTINO of Saco.

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

**PAPERS FROM THE HOUSE**

**House Paper**

Bill "An Act To Preserve and Protect Citizens' Property Rights and  
Values"

H.P. 776 L.D. 1042

Presented by Representative DUNPHY of Embden.  
Cosponsored by Senator THOMAS of Somerset and  
Representatives: BLACK of Wilton, CRAFTS of Lisbon, DAVIS of  
Sangerville, LIBBY of Waterboro, McCABE of Skowhegan,  
McCLELLAN of Raymond, TIMBERLAKE of Turner.

Committee on **JUDICIARY** suggested and ordered printed.

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

**REFERRED** to the Committee on **ENERGY, UTILITIES AND  
TECHNOLOGY** 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 Modify the Standard of Proof for Traffic Infractions"  
H.P. 741 L.D. 1005

Presented by Representative MOULTON of York.  
Cosponsored by Representative: RUSSELL of Portland.

Committee on **TRANSPORTATION** suggested and ordered  
printed.



Comes from the House, **REFERRED** to the Committee on **JUDICIARY**.

**REFERRED** to the Committee on **JUDICIARY** 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 **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, March 15, 2011, at 10:00 in the morning.