

# 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

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

In Senate Chamber  
Tuesday  
March 22, 2011

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

Prayer by Captain William Thompson, Salvation Army in Waterville.

**CAPTAIN THOMPSON:** Honorable members of the Senate, ladies and gentlemen, it is my honor and privilege to offer you this opening prayer of today's session of the Senate. Please join me.

Almighty Father, creator of all that surrounds us, giver of life, we find ourselves humbly before You this morning preparing our hearts and minds to deal with the work that You have placed before us. Constantly put before us the reminder that we are here today only by Your grace and mercy. Cause our leaders to be men and women of integrity. Give each person assembled here today the wisdom and discernment to make decisions on behalf of the people. Let wisdom enter their hearts and let knowledge be pleasant to them. Let discretion preserve them and understanding keep them. Make their hearts and ears attentive to Godly council, doing what is right in Your sight. Father, give us the strength to follow in what ever capacity You have granted us. I ask this in Your name. Thank you Father. Amen.

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

Reading of the Journal of Thursday, March 17, 2011.

Doctor of the day, Donna Johnson, MD of Bentonville, AR.

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

Off Record Remarks

The President requested the Sergeant-At-Arms escort the Senator from Oxford, Senator **HASTINGS** to the rostrum where he assumed the duties as President Pro Tem.

The President took a seat on the Floor.

The Senate called to order by President Pro Tem **DAVID R. HASTINGS III** of Oxford County.

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Require a Mortgagee To Provide the Original Release of Mortgage to the Mortgagor after the Release Is Recorded"

H.P. 748 L.D. 1012

Presented by Representative **RICHARDSON** of Warren. Cosponsored by Representative: **STRANG BURGESS** of Cumberland.

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.

Bill "An Act To Reduce Costs for Small Businesses"

H.P. 764 L.D. 1030

Presented by Representative **EVES** of North Berwick. Cosponsored by Senator **BRANNIGAN** of Cumberland and Representatives: **BERRY** of Bowdoinham, **GOODE** of Bangor, **HUNT** of Buxton, **McCABE** of Skowhegan.

Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** 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 Expedite the Eviction Process and Lower the Eviction Workload of the Courts"

H.P. 805 L.D. 1070

Presented by Representative **CUSHING** of Hampden. Cosponsored by Senator **PLOWMAN** of Penobscot and Representatives: **CEBRA** of Naples, **CURTIS** of Madison, **DAMON** of Bangor, **HAMPER** of Oxford, **PARKER** of Veazie, **PRESCOTT** of Topsham, **RICHARDSON** of Warren, **WEAVER** of York.

Committee on **VETERANS AND LEGAL AFFAIRS** 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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Bill "An Act To Prohibit Enforcement of Federal Laws in Violation of the Constitution of the United States"

H.P. 870 L.D. 1172

Presented by Representative **NEWENDYKE** of Litchfield. Cosponsored by Representative **LIBBY** of Waterboro, Senator **SNOWE-MELLO** of Androscoggin and Senator **MASON** of Androscoggin, Representatives: **CEBRA** of Naples, **CRAFTS** of Lisbon, **KNIGHT** of Livermore Falls, **KUMIEGA** of Deer Isle, **O'CONNOR** of Berwick, **TIMBERLAKE** of Turner, **WEAVER** of York.

Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** 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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Bill "An Act To Encourage Affordable Housing in Municipal Zoning"

H.P. 738 L.D. 1002

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

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

Comes from the House, **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT**.

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

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Pursuant to Statute  
Joint Standing Committee on Judiciary

The **Joint Standing Committee on Judiciary**, pursuant to the Maine Revised Statutes, Title 1, section 411, subsection 6, paragraph G asked leave to report that the accompanying Bill "An Act To Implement the Recommendations of the Right To Know Advisory Committee"

H.P. 852 L.D. 1154

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.

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### Joint Resolution

The following Joint Resolution:

H.P. 879

#### **JOINT RESOLUTION RECOGNIZING THE MAINE CREDIT UNION LEAGUE FOR ITS ASSISTANCE TO THE CITIZENS OF THE STATE AFFECTED BY A BUSINESS CLOSURE**

WHEREAS, the recent and sudden closure of a long-time oil company, Thibeault Energy, in the midcoast region has affected a number of area residents who prepaid for oil and who were left with 3 months more of the heating season and no money to buy more oil; and

WHEREAS, 5 midcoast credit unions came forward to help the people in need by offering loans with no interest and no credit check to the citizens who were left wondering how they were going to come up with funds to heat their homes; and

WHEREAS, this credit union program to assist consumers is an example of the generosity of local businesses helping those in need and stepping up to do the right thing, and we take this opportunity to send our appreciation to:

1. Atlantic Regional Federal Credit Union, Brunswick, Freeport and Topsham;
2. Down East Credit Union, Topsham;
3. Five County Credit Union, Bath, Lisbon and Topsham;
4. Lisbon Community Federal Credit Union; and
5. Midcoast Federal Credit Union, Bath and Brunswick; 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 acknowledge the Maine Credit Union League, whose members helped local citizens in need; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the Atlantic Regional Federal Credit Union, Down East Credit Union, Five County Credit Union, Lisbon Community Federal Credit Union and Midcoast Federal Credit Union.

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

**READ** and **ADOPTED**, in concurrence.

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**COMMUNICATIONS**

The Following Communication: S.C. 169

**STATE OF MAINE  
125TH LEGISLATURE**

February 23, 2011

Chief Justice Leigh I. Saufley  
Maine Supreme Judicial Court  
P.O. Box 368  
Portland, ME 04112

Dear Chief Justice Saufley:

We are pleased to invite you to address a Joint Session of the 125th Maine Legislature on Thursday, March 24, 2011 at 11:00 a.m. concerning the State of the Judiciary and any other matters that you may care to bring to our attention.

We look forward to seeing you then.

Sincerely,

S/Kevin L. Raye  
President of the Senate

S/Robert W. Nutting  
Speaker of the House

**READ** and **ORDERED PLACED ON FILE**.

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The Following Communication: S.C. 168

**STATE OF MAINE  
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE  
COMMITTEE ON VETERANS AND LEGAL AFFAIRS**

March 17, 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. Fitts of Pittsfield to report the following bill Leave to Withdraw:

L.D. 907 An Act To Amend the Agency Liquor Store Laws

Sincerely,

S/Sen. Nichi S. Farnham  
Senate Chair

S/Rep. Michael G. Beaulieu  
House Chair

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

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Senate at Ease.

Senate called to order by President Pro Tem  
**DAVID R. HASTINGS III** of Oxford County.

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**SENATE PAPERS**

Bill "An Act To Limit Liability of Apiary Owners and Operators"  
S.P. 359 L.D. 1184

Presented by Senator PATRICK of Oxford.  
Cosponsored by Representative KNIGHT of Livermore Falls and Senator: JACKSON of Aroostook, Representatives: BLACK of Wilton, CRAY of Palmyra, EDGECOMB of Caribou, McCABE of Skowhegan, SARTY of Denmark, TIMBERLAKE of Turner, VALENTINO of Saco.

Bill "An Act To Require the Land for Maine's Future Fund To Expend Funds for Deer Wintering Areas"  
S.P. 370 L.D. 1249

Presented by Senator THOMAS of Somerset.  
Cosponsored by Representative DAVIS of Sangerville and Senators: MARTIN of Kennebec, THIBODEAU of Waldo, Representatives: CRAY of Palmyra, DUNPHY of Embden, GIFFORD of Lincoln, LONG of Sherman.

Bill "An Act To Improve Land Use Planning and Permitting in Unorganized Territories"  
S.P. 379 L.D. 1258

Presented by Senator SHERMAN of Aroostook.

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

Sent down for concurrence.

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Bill "An Act To Authorize a General Fund Bond Issue To Revitalize Maine's Downtowns through Innovative Business Development and the Creative Economy"

S.P. 362 L.D. 1187

Presented by Senator **SULLIVAN** of York.  
Cosponsored by Representative **CASAVANT** of Biddeford and Senators: **CRAVEN** of Androscoggin, **DIAMOND** of Cumberland, **HILL** of York, **KATZ** of Kennebec, **SCHNEIDER** of Penobscot, Representatives: **MARTIN** of Eagle Lake, **ROTUNDO** of Lewiston, **WEBSTER** of Freeport.

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 Protect Young Children from Sex Offenses"

S.P. 357 L.D. 1182

Presented by Senator **DIAMOND** of Cumberland.  
Cosponsored by Representative **CEBRA** of Naples and Senators: **CRAVEN** of Androscoggin, **SULLIVAN** of York.

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

Sent down for concurrence.

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Bill "An Act To Achieve Maine's High School Graduation Goal" (EMERGENCY)

S.P. 363 L.D. 1188

Presented by President **RAYE** of Washington.  
Cosponsored by Representative **CAIN** of Orono and Senators: **ALFOND** of Cumberland, **COURTNEY** of York, **MARTIN** of Kennebec, Representatives: **CURTIS** of Madison, **CUSHING** of Hampden.

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

Sent down for concurrence.

Bill "An Act To Improve the Energy Efficiency of Public Buildings and Create Jobs"

S.P. 385 L.D. 1264

Presented by Senator **BARTLETT** of Cumberland.

Committee on **ENERGY, UTILITIES AND TECHNOLOGY** 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 Improve Oil Storage Facility Operator Training"

S.P. 371 L.D. 1250

Presented by Senator **DIAMOND** of Cumberland.  
Cosponsored by Senators: **GOODALL** of Sagadahoc, **McCORMICK** of Kennebec, **SAVIELLO** of Franklin, Representatives: **PLUMMER** of Windham, **RUSSELL** of Portland.

Resolve, To Study Initiatives To Increase Recycling in Maine (EMERGENCY)

S.P. 376 L.D. 1255

Presented by Senator **HASTINGS** of Oxford.  
Cosponsored by Representative **INNES** of Yarmouth and Senator: **MARTIN** of Kennebec, Representative: **HUNT** of Buxton.

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

Sent down for concurrence.

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Bill "An Act To Increase Access to Vital Records"

S.P. 356 L.D. 1181

Presented by Senator **HOBBS** of York.  
Cosponsored by Senator: **HASTINGS** of Oxford, Representative: **DRISCOLL** of Westbrook.

Resolve, To Develop a Plan To Improve Public Guardianship Services to Adults with Cognitive Disabilities

S.P. 373 L.D. 1252

Presented by Senator **CRAVEN** of Androscoggin.  
Cosponsored by Representative **BLODGETT** of Augusta and Representatives: **EVES** of North Berwick, **FOSSEL** of Alna, **GRAHAM** of North Yarmouth, **O'CONNOR** of Berwick, **STUCKEY** of Portland, **WAGNER** of Lewiston.

Bill "An Act To Establish One State Psychiatric Hospital"

S.P. 384 L.D. 1263

Presented by Senator **BRANNIGAN** of Cumberland.

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

Sent down for concurrence.

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Bill "An Act To Amend the Process for Prioritizing Toxic Chemicals in Children's Products"  
S.P. 360 L.D. 1185

Presented by Senator **GOODALL** of Sagadahoc.  
Cosponsored by Representative **DOW** of Waldoboro and Senator: **BARTLETT** of Cumberland, Representatives: **DUCHESNE** of Hudson, **FOSSEL** of Alna, **INNES** of Yarmouth, **KNAPP** of Gorham, **STRANG BURGESS** of Cumberland.

Committee on **HEALTH AND HUMAN SERVICES** suggested and ordered printed.

On motion by Senator **McCORMICK** of Kennebec, **REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES**.

Sent down for concurrence.

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Resolve, Concerning Access to the Eastern Road in Scarborough  
S.P. 367 L.D. 1246

Presented by Senator **BARTLETT** of Cumberland.

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

Sent down for concurrence.

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Resolve, To Direct the Bureau of Consumer Credit Protection To Recommend Changes to Credit Reporting Laws Concerning Paid Debts

S.P. 364 L.D. 1243

Presented by Senator **GOODALL** of Sagadahoc.  
Cosponsored by Senators: **GERZOFKY** of Cumberland, **HILL** of York.

Bill "An Act To Prevent Credit Card Company Unfair Trade Practices"

S.P. 372 L.D. 1251

Presented by Senator **ROSEN** of Hancock.  
Cosponsored by Senator: **RECTOR** of Knox, Representative: **MALABY** of Hancock.

On motion by Senator **WHITTEMORE** of Somerset, **REFERRED** to the Committee on **INSURANCE AND FINANCIAL SERVICES** and ordered printed.

Sent down for concurrence.

---

Bill "An Act To Amend the Probate Code Relating to the Authority of the Probate Court To Approve Transfers from a Protected Person's Estate"

S.P. 361 L.D. 1186

Presented by Senator **HOBBS** of York.  
Cosponsored by Senator: **HASTINGS** of Oxford, Representative: **DRISCOLL** of Westbrook.

Bill "An Act Concerning Tort Claims and Governmental Entities"  
S.P. 377 L.D. 1256

Presented by Senator **BARTLETT** of Cumberland.

On motion by Senator **BLISS** of Cumberland, **REFERRED** to the Committee on **JUDICIARY** and ordered printed.

Sent down for concurrence.

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Off Record Remarks

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Bill "An Act To Clarify Usual and Customary Charges under the Workers' Compensation Laws"

S.P. 365 L.D. 1244

Presented by Senator **GOODALL** of Sagadahoc.  
Cosponsored by Senators: **JACKSON** of Aroostook, **SCHNEIDER** of Penobscot, Representative: **McKANE** of Newcastle.

Bill "An Act To Amend the Laws Governing the Enforcement of Statewide Uniform Building Codes"

S.P. 374 L.D. 1253

Presented by Senator **SAVIELLO** of Franklin.

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.

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Off Record Remarks

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Resolve, Directing the Maine Community College System To Extinguish Certain Easements

S.P. 358 L.D. 1183

Presented by President RAYE of Washington.  
Cosponsored by Representative BURNS of Whiting.  
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

Bill "An Act To Require Approval by the Voters of Legislation To Enact or Increase a Tax or Fee"

S.P. 369 L.D. 1248

Presented by Senator THIBODEAU of Waldo.  
Cosponsored by Senator: THOMAS of Somerset,  
Representatives: CURTIS of Madison, CUSHING of Hampden,  
HARMON of Palermo, McKANE of Newcastle.

Bill "An Act Relating to Selection of Constitutional Officers and the State Auditor"

S.P. 382 L.D. 1261

Presented by Senator PLOWMAN of Penobscot.  
Cosponsored by Representative FREDETTE of Newport.

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

Sent down for concurrence.

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Bill "An Act Regarding Labor Contracts for Public Works Projects"  
S.P. 378 L.D. 1257

Presented by Senator PLOWMAN of Penobscot.  
Cosponsored by Senators: MASON of Androscoggin, THOMAS of Somerset, Representatives: CRAFTS of Lisbon, HARVELL of Farmington, TIMBERLAKE of Turner.

Committee on **STATE AND LOCAL GOVERNMENT** 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 Improve Transparency in Maine Government"  
S.P. 381 L.D. 1260

Presented by Senator PATRICK of Oxford.  
Cosponsored by Senators: BARTLETT of Cumberland,  
JACKSON of Aroostook, Representative: CAREY of Lewiston.

Committee on **STATE AND LOCAL GOVERNMENT** 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 Encourage Computer Data Center Development"  
S.P. 380 L.D. 1259

Presented by Senator SHERMAN of Aroostook.  
Cosponsored by Representatives: AYOTTE of Caswell,  
EDGECOMB of Caribou, LONG of Sherman.

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

Sent down for concurrence.

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Bill "An Act To Specifically Define Reasonable Operating Expenses for the Maine Turnpike Authority in Accordance with Its Enabling Act"

S.P. 368 L.D. 1247

Presented by Senator HILL of York.  
Cosponsored by Senators: ALFOND of Cumberland, COLLINS of York, COURTNEY of York, THOMAS of Somerset,  
Representatives: BICKFORD of Auburn, CHIPMAN of Portland,  
GUERIN of Glenburn, KESCHL of Belgrade, LONGSTAFF of Waterville, MALABY of Hancock, SOCTOMAH of the Passamaquoddy Tribe.

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 Modify the Responsibilities of the Commission on Governmental Ethics and Election Practices"  
S.P. 366 L.D. 1245

Presented by Senator GOODALL of Sagadahoc.  
Cosponsored by Senators: BARTLETT of Cumberland, PATRICK of Oxford, Representative: CAREY of Lewiston.

Bill "An Act To Further Restrict Push Polling"  
S.P. 375 L.D. 1254

Presented by Senator HILL of York.  
Cosponsored by Representative CAREY of Lewiston and  
Senators: BARTLETT of Cumberland, PATRICK of Oxford.

Bill "An Act To Increase Penalties for Certain Violations of the Campaign Reports and Financing Laws"  
S.P. 383 L.D. 1262

Presented by Senator BLISS of Cumberland.  
Cosponsored by Senators: BARTLETT of Cumberland,  
BRANNIGAN of Cumberland, HILL of York, PATRICK of Oxford,  
Representatives: CAREY of Lewiston, LONGSTAFF of Waterville,  
PRIEST of Brunswick, RUSSELL of Portland.



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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**REPORTS OF COMMITTEES**

**House**

**Ought to Pass As Amended**

The Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act To Allow Storage of Lobster Traps on Docks"

H.P. 42 L.D. 49

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-10)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-10)**.

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

**READ ONCE.**

Committee Amendment "A" (H-10) **READ** and **ADOPTED**, in concurrence.

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

---

The Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Change the Name of Township 3, Range 9, NWP, to Cedar Lake Township" (EMERGENCY)

H.P. 69 L.D. 81

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-15)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-15)**.

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

**READ ONCE.**

Committee Amendment "A" (H-15) **READ** and **ADOPTED**, in concurrence.

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

---

The Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Amend the Law Governing Employment, Discipline and Dismissal of Chief Deputy Sheriffs"

H.P. 151 L.D. 174

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-16)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-16)**.

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

**READ ONCE.**

Committee Amendment "A" (H-16) **READ** and **ADOPTED**, in concurrence.

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

---

The Committee on **TRANSPORTATION** on Bill "An Act To Allow Provisional Drivers To Transport Persons under Guardianship and Children of Active Military Personnel"

H.P. 43 L.D. 50

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-14)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-14)**.

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

**READ ONCE.**

Committee Amendment "A" (H-14) **READ** and **ADOPTED**, in concurrence.

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

---

The Committee on **TRANSPORTATION** on Bill "An Act Relating to Motor Vehicle Dealer Licensing Requirements"

H.P. 218 L.D. 265

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-13)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-13)**.

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

**READ ONCE**.

Committee Amendment "A" (H-13) **READ** and **ADOPTED**, in concurrence.

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

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**Divided Report**

The Majority of the Committee on **TRANSPORTATION** on Bill "An Act To Allow the Registration of a Bus as an Antique Vehicle" H.P. 17 L.D. 25

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

Signed:

Senators:

- COLLINS of York
- DIAMOND of Cumberland
- THOMAS of Somerset

Representatives:

- CEBRA of Naples
- GILLWAY of Searsport
- HOGAN of Old Orchard Beach
- MAZUREK of Rockland
- PARRY of Arundel
- RIOUX of Winterport
- ROSEN of Bucksport
- THERIAULT of Madawaska
- WILLETTE of Mapleton

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-11)**.

Signed:

Representative:

- PEOPLES of Westbrook

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

Reports **READ**.

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

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**Senate**

**Change of Committee**

Senator THOMAS for the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Allow the City of Bangor To Replace the Bangor Auditorium and Civic Center at the Bass Park Complex"

S.P. 283 L.D. 895

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

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

**REFERRED** to the Committee on **TAXATION**.

Sent down for concurrence.

---

**Ought to Pass**

Senator COLLINS for the Committee on **TRANSPORTATION** on Bill "An Act To Permit the Display of the National Emergency Service Medal on Registration Plates of Recipients"

S.P. 203 L.D. 622

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

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

**READ ONCE**.

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

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**Off Record Remarks**

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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:

**House**

Resolve, Regarding Legislative Review of Portions of Chapter 232: Well Drillers and Pump Installers Rules, a Major Substantive Rule of the Maine Water Well Commission (EMERGENCY)

H.P. 252 L.D. 310

Bill "An Act To Amend the Laws Regarding Noncommercial Foreign Vessels"

H.P. 293 L.D. 367

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

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**House As Amended**

Bill "An Act Relating to Standardbred Horse Breeding" (EMERGENCY)

H.P. 55 L.D. 67  
(C "A" H-9)

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

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**Senate As Amended**

Resolve, To Establish a Stakeholder Group To Review the Maine State Grant Program

S.P. 59 L.D. 209  
(C "A" S-10)

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

S.P. 168 L.D. 576  
(C "A" S-9)

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

Sent down for concurrence.

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

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**ENACTORS**

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

**Emergency Measure**

An Act To Amend the Laws Governing the Maine Potato Board  
H.P. 34 L.D. 41  
(C "A" H-5)

This being an Emergency Measure and having received the affirmative vote of 33 Members of the Senate, with no Senators having voted in the negative, and 33 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.

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**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 (3/17/11) Assigned matter:

Bill "An Act To Support Maine Farms and Alleviate Hunger"  
H.P. 862 L.D. 1164

Tabled - March 17, 2011, by Senator **TRAHAN** of Lincoln

Pending - **REFERENCE**

(In House, March 17, 2011, **REFERRED** to the Committee on **TAXATION** and ordered printed.)

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

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The Chair laid before the Senate the following Tabled and Later (3/17/11) Assigned matter:

Bill "An Act To Amend the Child and Family Services and Child Protection Act"

S.P. 352 L.D. 1152

Tabled - March 17, 2011, by Senator **McCORMICK** of Kennebec

Pending - **REFERENCE**

(Committee on **HEALTH AND HUMAN SERVICES** suggested and ordered printed.)

On motion by Senator **McCORMICK** of Kennebec, **REFERRED** to the Committee on **JUDICIARY**.

Sent down for concurrence.

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Off Record Remarks

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

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Senate at Ease.

Senate called to order by President Pro Tem **DAVID R. HASTINGS III** of Oxford County.

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

After Recess

Senate called to order by President Pro Tem **DAVID R. HASTINGS III** of Oxford County.

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**ORDERS OF THE DAY**

The Chair laid before the Senate the following Tabled and Later (3/17/11) Assigned matter:

Resolve, To Direct the Department of Environmental Protection To Adopt Rules Establishing Sound Level Limits for Wind Turbines

S.P. 346 L.D. 1146

Tabled - March 17, 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, **REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES** and ordered printed.

Sent down for 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:

**COMMUNICATIONS**

The Following Communication: H.P. 895

**STATE OF MAINE  
OFFICE OF THE SECRETARY OF STATE**

March 7, 2011

The Honorable Heather J.R. Priest  
Clerk of the House  
2 State House Station  
Augusta, Maine 04333

Dear Clerk Priest:

Enclosed please find my official certification to the 125th Legislature of the citizen initiative petition entitled "An Act To Amend the Laws Governing the Deadline and Conditions for Municipal Approval of a Second Racino and To Allow a Tribal Racino in Washington County."

Sincerely,

S/Charles E. Summers, Jr.  
Secretary of State

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State Of Maine  
Department Of State

I, Charles E. Summers, Jr., Secretary of State, hereby certify that written petitions bearing signatures of 75,672 electors of this State were addressed to the Legislature of the State of Maine and were filed in the office of the Secretary of State on January 19, 2011, requesting that the Legislature consider an act entitled, "An Act To Amend the Laws Governing the Deadline and Conditions for Municipal Approval of a Second Racino and To Allow a Tribal Racino in Washington County."

I further certify that the number of signatures submitted is in excess of ten percent of the total votes cast in the last gubernatorial election preceding the filing of such petitions, as required by Article IV, Part Third, Section 18 of the Constitution of Maine, that number being 57,277.

I further certify this initiative petition to be valid and attach herewith the text of the legislation circulated on the petition's behalf.

In testimony whereof, I have caused the Great Seal of the State of Maine to be hereunto affixed. Given under my hand at Augusta on the seventh day of March in the year two thousand and eleven.

S/Charles E. Summers, Jr.  
Secretary of State

Comes from the House, **READ** and **ORDERED PLACED ON FILE**.

**READ** and **ORDERED PLACED ON FILE**, in concurrence.

The accompanying Bill:

"An Act To Amend the Laws Governing the Deadline and Conditions for Municipal Approval of a Second Racino and To Allow a Tribal Racino in Washington County"  
(I.B. 2)(L.D. 1203)

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

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

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

**PAPERS FROM THE HOUSE**

**House Papers**

Bill "An Act Regarding Calculation of Benefits under Special Plans under the Maine Public Employees Retirement System"  
H.P. 922 L.D. 1231

Presented by Representative DAVIS of Sangerville.  
Cosponsored by Representatives: BLACK of Wilton, BURNS of Whiting, CRAFTS of Lisbon, FREDETTE of Newport, KESCHL of Belgrade, SARTY of Denmark, TIMBERLAKE of Turner.

Bill "An Act To Authorize a General Fund Bond Issue To Reduce the Cost of Government through Energy Efficiency"  
H.P. 931 L.D. 1240

Presented by Representative FITTS of Pittsfield.  
Cosponsored by Representatives: BERRY of Bowdoinham, CHAPMAN of Brooksville, CRAY of Palmyra, CURTIS of Madison, FOSSEL of Alna, HINCK of Portland, RUSSELL of Portland.

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

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

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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 That Marijuana Seized by Law Enforcement Officers Be Tested and Made Available for Use by Authorized Medical Marijuana Dispensaries"  
H.P. 883 L.D. 1192

Presented by Representative KRUGER of Thomaston.  
Cosponsored by Senator: LANGLEY of Hancock,  
Representatives: DION of Portland, DOW of Waldoboro.

Bill "An Act To Increase the Amount of Funds Available to Counties for Witness Fees and Prosecution Costs"  
H.P. 892 L.D. 1201

Presented by Representative WILLETTE of Mapleton.  
Cosponsored by Senator MASON of Androscoggin and Senator: SHERMAN of Aroostook, Representative: THERIAULT of Madawaska.

Resolve, Directing the Office of the State Fire Marshal To Amend Its Rules Relative to Construction Permit Applications  
H.P. 908 L.D. 1217

Presented by Representative MOULTON of York.  
Cosponsored by Senator SULLIVAN of York and Representatives: BENNETT of Kennebunk, CHASE of Wells, HOGAN of Old Orchard Beach, MALABY of Hancock, PICCHIOTTI of Fairfield, RICHARDSON of Carmel, WEAVER of York.

Bill "An Act Concerning the Disposal of Unclaimed, Lost or Stolen Personal Property by Law Enforcement Agencies"  
H.P. 918 L.D. 1227

Presented by Representative BURNS of Whiting.  
Submitted by the Department of Public Safety pursuant to Joint Rule 204.

Bill "An Act To Enhance Self-defense by Removing Restrictions on the Carrying and Use of Weapons"  
H.P. 923 L.D. 1232

Presented by Representative LIBBY of Waterboro.  
Cosponsored by Senator SNOWE-MELLO of Androscoggin and Representatives: AYOTTE of Caswell, CEBRA of Naples, CRAFTS of Lisbon, GIFFORD of Lincoln, LONG of Sherman, McFADDEN of Dennysville, O'CONNOR of Berwick, SIROCKI of Scarborough.

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 Amend Standards for Participation in Certain Public School Services by Students Who Are Homeschooled"  
H.P. 888 L.D. 1197

Presented by Representative BURNS of Whiting.  
Cosponsored by Senator THOMAS of Somerset and  
Representatives: CLARK of Easton, DAVIS of Sangerville,  
GUERIN of Glenburn, JOHNSON of Greenville, SARTY of  
Denmark, TURNER of Burlington, WILLETTE of Mapleton.

Bill "An Act To Amend the School Consolidation Laws Pertaining to Higher Performing Schools"  
H.P. 897 L.D. 1206

Presented by Representative CLARK of Easton.  
Cosponsored by Senator SHERMAN of Aroostook and  
Representatives: EDGECOMB of Caribou, WILLETTE of  
Mapleton, WILLETTE of Presque Isle.

Bill "An Act To Require That a Student Satisfactorily Complete a Course in Civics and Government To Receive a High School Diploma"  
H.P. 902 L.D. 1211

Presented by Representative NELSON of Falmouth.  
Cosponsored by Senator ALFOND of Cumberland and Senators:  
DIAMOND of Cumberland, KATZ of Kennebec, Representatives:  
BERRY of Bowdoinham, CAREY of Lewiston, DILL of Cape  
Elizabeth, FOSSEL of Aina, GILBERT of Jay, LOVEJOY of  
Portland.

Bill "An Act To Allow a Referendum Regarding School Choice within Regional School Unit No. 12"  
H.P. 905 L.D. 1214

Presented by Representative MacDONALD of Boothbay. (BY REQUEST)

Bill "An Act To Prohibit Bullying in Schools"  
H.P. 928 L.D. 1237

Presented by Representative MORRISON of South Portland.  
Cosponsored by Senator BARTLETT of Cumberland and  
Representatives: BLODGETT of Augusta, CAREY of Lewiston,  
CLARKE of Bath, HARLOW of Portland, NELSON of Falmouth,  
ROTUNDO of Lewiston, RUSSELL of Portland, VALENTINO 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 Encourage Business Development by Limiting the Time a Utility May Hold a Business Customer's Deposit"  
H.P. 882 L.D. 1191

Presented by Representative MacDONALD of Boothbay.  
Cosponsored by Senator BARTLETT of Cumberland and  
Representatives: BEAVERS of South Berwick, BOLDUC of  
Auburn, DILL of Old Town, KRUGER of Thomaston, KUMIEGA of  
Deer Isle, PEOPLES of Westbrook, RUSSELL of Portland,  
TREAT of Hallowell.

Bill "An Act To Create Jobs through Home Energy Efficiency"  
H.P. 894 L.D. 1204

Presented by Representative CELLI of Brewer.  
Cosponsored by Representative: CASAVANT of Biddeford.

Bill "An Act To Restore the Uniform Visual Permitting Standard for Wind Power Projects"  
H.P. 925 L.D. 1234

Presented by Representative DUNPHY of Embden.  
Cosponsored by Senator WHITEMORE of Somerset and  
Senator: MARTIN of Kennebec, Representatives: COTTA of  
China, DAVIS of Sangerville, O'CONNOR of Berwick,  
TIMBERLAKE of Turner, WINTLE of Garland.

Bill "An Act To Amend the Legislative Findings in the Maine Wind Energy Act"  
H.P. 927 L.D. 1236

Presented by Representative DUNPHY of Embden.  
Cosponsored by Senator WHITEMORE of Somerset and  
Representatives: CRAFTS of Lisbon, DAVIS of Sangerville,  
HARMON of Palermo, JOHNSON of Eddington, MALABY of  
Hancock, McCLELLAN of Raymond, TIMBERLAKE of Turner,  
WINTLE of Garland.

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 Paper**

Bill "An Act To Exempt Small Distributors from Unclaimed Deposit Requirements"

H.P. 901 L.D. 1210

Presented by Representative HERBIG of Belfast.  
Cosponsored by Senator WOODBURY of Cumberland and Senator: BARTLETT of Cumberland, Representatives: EBERLE of South Portland, GILLWAY of Searsport, HARLOW of Portland, O'BRIEN of Lincolnville, RIOUX of Winterport, WELSH of Rockport.

Comes 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**

Resolve, To Create Equitable Reimbursement for Mental Health Providers

H.P. 886 L.D. 1195

Presented by Representative ROTUNDO of Lewiston.  
Cosponsored by Representatives: PETERSON of Rumford, SANBORN of Gorham, STUCKEY of Portland, WEBSTER of Freeport.

Bill "An Act To Clarify Assistance for Persons with Acquired Brain Injury"

H.P. 887 L.D. 1196

Presented by Representative GOODE of Bangor.  
Cosponsored by Senator CRAVEN of Androscoggin and Representatives: CAIN of Orono, DAMON of Bangor, EVES of North Berwick, PETERSON of Rumford, SANBORN of Gorham, STEVENS of Bangor, STUCKEY of Portland, WILLETTE of Mapleton.

Bill "An Act To Improve Hospital Reporting of MRSA Data"  
H.P. 903 L.D. 1212

Presented by Representative MALABY of Hancock.  
Cosponsored by Senator ROSEN of Hancock and Representatives: BENNETT of Kennebunk, DUNPHY of Embden, FOSSEL of Alna, FREDETTE of Newport, MOULTON of York, O'CONNOR of Berwick, SANDERSON of Chelsea, SIROCKI of Scarborough.

Bill "An Act To Fund the Screening and Early Detection Elements of the Statewide Cancer Plan"

H.P. 915 L.D. 1224

Presented by Representative STRANG BURGESS of Cumberland.  
Cosponsored by President RAYE of Washington and Senators: COLLINS of York, COURTNEY of York, GERZOFISKY of Cumberland, HASTINGS of Oxford, HOBBS of York, LANGLEY of Hancock, MARTIN of Kennebec, RECTOR of Knox, SAVIELLO of Franklin, WOODBURY of Cumberland, Representatives: AYOTTE of Caswell, BEAUDOIN of Biddeford, BEAVERS of South Berwick, BERRY of Bowdoinham, BLACK of Wilton, BLODGETT of Augusta, BOLAND of Sanford, BRIGGS of Mexico, BURNS of Whiting, CELLI of Brewer, CHIPMAN of Portland, CLARK of Millinocket, CLARKE of Bath, COTTA of China, CURTIS of Madison, DAMON of Bangor, DAVIS of Sangerville, DILL of Cape Elizabeth, DION of Portland, EDGECOMB of Caribou, FITZPATRICK of Houlton, GILBERT of Jay, GRAHAM of North Yarmouth, HARLOW of Portland, HARMON of Palermo, HOGAN of Old Orchard Beach, HUNT of Buxton, INNES of Yarmouth, JOHNSON of Eddington, KAENRATH of South Portland, KESCHL of Belgrade, KUMIEGA of Deer Isle, LAJOIE of Lewiston, LONGSTAFF of Waterville, MAKER of Calais, MALABY of Hancock, MARTIN of Eagle Lake, McCLELLAN of Raymond, McFADDEN of Dennysville, MORRISON of South Portland, PARKER of Veazie, PARRY of Arundel, PEOPLES of Westbrook, PETERSON of Rumford, PICCHIOTTI of Fairfield, RANKIN of Hiram, ROCHELO of Biddeford, ROSEN of Bucksport, RUSSELL of Portland, SOCTOMAH of the Passamaquoddy Tribe, STEVENS of Bangor, THERIAULT of Madawaska, TIMBERLAKE of Turner, TUTTLE of Sanford, VOLK of Scarborough, WAGNER of Lewiston, WOOD of Sabattus.

Bill "An Act To Prohibit Smoking in Private Clubs Except in Separate Enclosed Areas"

H.P. 921 L.D. 1230

Presented by Representative BLODGETT of Augusta.  
Cosponsored by Senator CRAVEN of Androscoggin and Senator: SAVIELLO of Franklin, Representatives: BOLAND of Sanford, EVES of North Berwick, GRAHAM of North Yarmouth, KNIGHT of Livermore Falls, SANBORN of Gorham, STEVENS of Bangor.

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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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 Early Deer Hunting for Senior Hunters"  
H.P. 899 L.D. 1208

Presented by Representative CRAFTS of Lisbon.  
Cosponsored by Senator MASON of Androscoggin and  
Representatives: BLACK of Wilton, DAVIS of Sangerville,  
TIMBERLAKE of Turner.

Bill "An Act Regarding Stops of All-terrain Vehicles and  
Snowmobiles by Law Enforcement Officers"  
H.P. 900 L.D. 1209

Presented by Representative CRAFTS of Lisbon.  
Cosponsored by Senator MASON of Androscoggin and  
Representatives: BICKFORD of Auburn, BLACK of Wilton,  
BURNS of Alfred, DAVIS of Sangerville, FREDETTE of Newport,  
TIMBERLAKE of Turner, WOOD of Sabattus.

Bill "An Act To Restore the Deer Herd in Certain Wildlife  
Management Districts in Maine"  
H.P. 933 L.D. 1242

Presented by Representative BURNS of Whiting.  
Cosponsored by Senator TRAHAN of Lincoln and Senator:  
THOMAS of Somerset, Representatives: AYOTTE of Caswell,  
CLARK of Millinocket, DAVIS of Sangerville, FITTS of Pittsfield,  
HARMON of Palermo.

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 Papers**

Bill "An Act To Authorize the Health Care Choice Compact To  
Permit the Purchase of Health Insurance from New Hampshire"  
H.P. 891 L.D. 1200

Presented by Representative McKANE of Newcastle.  
Cosponsored by Senator SNOWE-MELLO of Androscoggin and  
Senator: WHITEMORE of Somerset, Representatives:  
FITZPATRICK of Houlton, KNAPP of Gorham, MORISSETTE of  
Winslow, PICCHIOTTI of Fairfield, RICHARDSON of Warren.

Bill "An Act To Require Health Insurers To Provide Coverage for  
Nutritional Wellness and Illness Prevention Measures and  
Products"

H.P. 906 L.D. 1215

Presented by Representative BOLAND of Sanford.  
Cosponsored by Senator JACKSON of Aroostook and  
Representatives: GUERIN of Glenburn, HARLOW of Portland,  
LONGSTAFF of Waterville, MALONEY of Augusta,  
NEWENDYKE of Litchfield, O'CONNOR of Berwick.

Bill "An Act To Promote Fairness in Negotiations between Health  
Insurance Carriers and Health Care Service Providers"  
H.P. 913 L.D. 1222

Presented by Representative TREAT of Hallowell.  
Cosponsored by Senator BRANNIGAN of Cumberland and  
Representatives: EVES of North Berwick, GRAHAM of North  
Yarmouth, PETERSON of Rumford, SANBORN of Gorham.

Bill "An Act To Require Health Insurance Coverage for Hearing  
Aids for Adults"

H.P. 920 L.D. 1229

Presented by Representative WEBSTER of Freeport.  
Cosponsored by Representative: PETERSON of Rumford.

Bill "An Act To Prohibit Enforcement by a Federal or State Official  
of the Federal Patient Protection and Affordable Care Act"  
H.P. 924 L.D. 1233

Presented by Representative LIBBY of Waterboro.  
Cosponsored by Senator SHERMAN of Aroostook and Senator:  
COURTNEY of York, Representatives: CEBRA of Naples,  
CRAFTS of Lisbon, CRAY of Palmyra, GIFFORD of Lincoln,  
O'CONNOR of Berwick, PARKER of Veazie, SIROCKI of  
Scarborough.

Bill "An Act To Further Expand Access to Oral Health Care by  
Requiring Insurance Coverage for Services Performed by  
Denturists"

H.P. 930 L.D. 1239

Presented by Representative SHAW of Standish.  
Cosponsored by Senator SNOWE-MELLO of Androscoggin and  
Senator: SAVIELLO of Franklin, Representatives: CLARK of  
Millinocket, GILBERT of Jay.

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.

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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 Strengthen Confidentiality Laws for Child Victims of Crime"

H.P. 884 L.D. 1193

Presented by Representative WILLETTE of Mapleton.  
Cosponsored by Senator: MASON of Androscoggin.

Comes 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 Regarding Contracts Awarded by the Maine State Housing Authority for the Installation or Servicing of Energy-efficient Appliances in Low-income Households"

H.P. 885 L.D. 1194

Presented by Representative BEAULIEU of Auburn.  
Cosponsored by Senator FARNHAM of Penobscot and Representatives: BICKFORD of Auburn, DOW of Waldoboro, LAJOIE of Lewiston, NASS of Acton, PRESCOTT of Topsham, WEAVER of York.

Bill "An Act To Amend the Labor Laws Relating to Certain Agricultural Employees"

H.P. 898 L.D. 1207

Presented by Representative CRAFTS of Lisbon.  
Cosponsored by Senator MASON of Androscoggin and Representatives: BLACK of Wilton, BURNS of Alfred, FREDETTE of Newport, LIBBY of Waterboro, NEWENDYKE of Litchfield, WINTLE of Garland, WOOD of Sabattus.

Bill "An Act To Establish the Maine Back to Work Program"

H.P. 929 L.D. 1238

Presented by Representative BICKFORD of Auburn.  
Cosponsored by Senator THOMAS of Somerset and Representatives: BERRY of Bowdoinham, COTTA of China, CRAFTS of Lisbon, DION of Portland, GIFFORD of Lincoln, KNIGHT of Livermore Falls, WEAVER of York, WILLETTE of Mapleton.

Bill "An Act To Remove the Requirement That Employers Offer Substance Abuse Services to Employees Who Fail Drug Tests"  
H.P. 932 L.D. 1241

Presented by Representative BICKFORD of Auburn.  
Cosponsored by Senator ROSEN of Hancock and Representatives: BEAULIEU of Auburn, BURNS of Whiting, ESPLING of New Gloucester, GIFFORD of Lincoln, MALABY of Hancock, TUTTLE of Sanford, WEAVER of York, 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.

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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 Establish Recreational Flats Where Commercial Shellfish Harvesting Is Prohibited"

H.P. 909 L.D. 1218

Presented by Representative CHASE of Wells.  
Cosponsored by Senator HILL of York and Senator: COLLINS of York, Representatives: BENNETT of Kennebunk, GILLWAY of Searsport, HOGAN of Old Orchard Beach, McKANE of Newcastle, MOULTON of York, PARRY of Arundel, WEAVER of York.

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 Papers**

Bill "An Act To Provide Funding for a Convention Center or Civic Center in Cumberland County"

H.P. 904 L.D. 1213

Presented by Representative PLUMMER of Windham.  
Cosponsored by Senator GERZOFKY of Cumberland and Representatives: BRYANT of Windham, CORNELL du HOUX of Brunswick, DRISCOLL of Westbrook, HASKELL of Portland, MORRISON of South Portland, PEOPLES of Westbrook.

Bill "An Act To Improve the Workplace for State Employees" (EMERGENCY)

H.P. 911 L.D. 1220

Presented by Representative WILLETTE of Presque Isle.  
Cosponsored by Senator JACKSON of Aroostook and Representatives: CLARK of Easton, EDGEComb of Caribou, GIFFORD of Lincoln, GOODE of Bangor, WILLETTE of Mapleton.

Bill "An Act To Encourage Prompt Payments by the State When It Contracts with Outside Agencies"

H.P. 912 L.D. 1221

Presented by Representative MOULTON of York.  
Cosponsored by Senator SULLIVAN of York and Senator: COLLINS of York, Representatives: CROCKETT of Bethel, EVES of North Berwick, GILLWAY of Searsport, HARVELL of Farmington, PILON of Saco, WINSOR of Norway.

Bill "An Act Regarding Credit Card Transactions for InforME Services"

H.P. 914 L.D. 1223

Presented by Representative KESCHL of Belgrade.  
Cosponsored by Senator KATZ of Kennebec and Representatives: CHIPMAN of Portland, COTTA of China, GILLWAY of Searsport, KNIGHT of Livermore Falls, MORISSETTE of Winslow, NEWENDYKE of Litchfield, PICCHIOTTI of Fairfield, SANDERSON of Chelsea.

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 Provide Economic Incentives to Businesses for the Collection of State Taxes"

H.P. 896 L.D. 1205

Presented by Representative McCLELLAN of Raymond.  
Cosponsored by Senator HASTINGS of Oxford and Representatives: BLACK of Wilton, DOW of Waldoboro, DUNPHY of Embden, HARMON of Palermo.

Bill "An Act To Create an Income Tax Return Checkoff To Fund Cancer Screening, Detection and Prevention"

H.P. 916 L.D. 1225

Presented by Representative STRANG BURGESS of Cumberland.  
Cosponsored by President RAYE of Washington and Senators: COLLINS of York, COURTNEY of York, GERZOFKY of Cumberland, HASTINGS of Oxford, HOBBS of York, LANGLEY of Hancock, MARTIN of Kennebec, RECTOR of Knox, SAVIELLO of Franklin, SCHNEIDER of Penobscot, Representatives: BEAUDOIN of Biddeford, BEAVERS of South Berwick, BECK of Waterville, BELIVEAU of Kittery, BERRY of Bowdoinham, BLACK of Wilton, BLODGETT of Augusta, BOLAND of Sanford, BRIGGS of Mexico, BURNS of Whiting, CELLI of Brewer, CHASE of Wells, CHIPMAN of Portland, CLARK of Millinocket, CLARKE of Bath, CURTIS of Madison, DAMON of Bangor, DAVIS of Sangerville, DILL of Cape Elizabeth, DION of Portland, EDGEComb of Caribou, ESPLING of New Gloucester, FITZPATRICK of Houlton, FOSTER of Augusta, GILBERT of Jay, GRAHAM of North Yarmouth, GUERIN of Glenburn, HANLEY of Gardiner, HARLOW of Portland, HARMON of Palermo, HOGAN of Old Orchard Beach, HUNT of Buxton, INNES of Yarmouth, JOHNSON of Eddington, KAENRATH of South Portland, KESCHL of Belgrade, KUMIEGA of Deer Isle, LAJOIE of Lewiston, LONGSTAFF of Waterville, MAKER of Calais, MALABY of Hancock, MARTIN of Eagle Lake, McCLELLAN of Raymond, McFADDEN of Dennysville, MORRISON of South Portland, NELSON of Falmouth, O'CONNOR of Berwick, OLSEN of Phippsburg, PARKER of Veazie, PARRY of Arundel, PEOPLES of Westbrook, PETERSON of Rumford, PICCHIOTTI of Fairfield, RANKIN of Hiram, ROCHELO of Biddeford, ROSEN of Bucksport, RUSSELL of Portland, SOCTOMAH of the Passamaquoddy Tribe, STEVENS of Bangor, THERIAULT of Madawaska, TIMBERLAKE of Turner, TUTTLE of Sanford, VOLK of Scarborough, WAGNER of Lewiston, WILLETTE of Mapleton, WOOD of Sabattus.

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

## PAPERS FROM THE HOUSE

### House Papers

Bill "An Act To Prevent and Treat Cancer in Maine by Implementing Critical Portions of the Comprehensive Cancer Program"

H.P. 917 L.D. 1226

Presented by Representative STRANG BURGESS of Cumberland.

Cosponsored by Senator SAVIELLO of Franklin and Senators: GERZOFSKY of Cumberland, HOBBS of York, WOODBURY of Cumberland, Representatives: BEAUDOIN of Biddeford, BEAVERS of South Berwick, BERRY of Bowdoinham, BLACK of Wilton, BLODGETT of Augusta, BOLAND of Sanford, BRIGGS of Mexico, BURNS of Whiting, CAREY of Lewiston, CELLI of Brewer, CHIPMAN of Portland, CLARK of Millinocket, CLARKE of Bath, CUSHING of Hampden, DAMON of Bangor, DILL of Cape Elizabeth, DION of Portland, EDGECOMB of Caribou, FITZPATRICK of Houlton, GILBERT of Jay, GRAHAM of North Yarmouth, GUERIN of Glenburn, HANLEY of Gardiner, HARLOW of Portland, HARMON of Palermo, HINCK of Portland, HOGAN of Old Orchard Beach, HUNT of Buxton, INNES of Yarmouth, JOHNSON of Eddington, KAENRATH of South Portland, KUMIEGA of Deer Isle, LAJOIE of Lewiston, LONGSTAFF of Waterville, MAKER of Calais, MALABY of Hancock, MALONEY of Augusta, MARTIN of Eagle Lake, McFADDEN of Dennysville, MORRISON of South Portland, PARKER of Veazie, PEOPLES of Westbrook, PETERSON of Rumford, PICCHIOTTI of Fairfield, RANKIN of Hiram, ROCHELO of Biddeford, ROSEN of Bucksport, RUSSELL of Portland, STEVENS of Bangor, THERIAULT of Madawaska, TIMBERLAKE of Turner, TUTTLE of Sanford, VOLK of Scarborough, WAGNER of Lewiston, WOOD of Sabattus.

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

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

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Bill "An Act To Impose an Excise Tax on the Extraction of Water for Bottling"

H.P. 907 L.D. 1216

Presented by Representative BOLAND of Sanford. Cosponsored by Representatives: HARLOW of Portland, HINCK of Portland.

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

On motion by Senator SAVIELLO of Franklin, **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 Require Bicyclists To Contribute to the Improvement of Bikeways"

H.P. 880 L.D. 1189

Presented by Representative SARTY of Denmark. Cosponsored by Senator COLLINS of York and Representatives: BRYANT of Windham, CEBRA of Naples, COTTA of China, DAVIS of Sangerville, JOHNSON of Greenville, PLUMMER of Windham, SHAW of Standish.

Resolve, To Require the Department of Transportation To Designate the Park Street Bridge in the Town of Presque Isle the Gold Star Memorial Bridge

H.P. 910 L.D. 1219

Presented by Representative WILLETTE of Presque Isle. Cosponsored by Senator JACKSON of Aroostook and Representatives: CLARK of Easton, COTTA of China, HARVELL of Farmington, WILLETTE of Mapleton.

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 Support Maine Veterans Nonprofit Corporations" H.P. 881 L.D. 1190

Presented by Representative CORNELL du HOUX of Brunswick. Cosponsored by Senator PATRICK of Oxford and Senator: JACKSON of Aroostook, Representatives: CAREY of Lewiston, COTTA of China, CROCKETT of Bethel, DUNPHY of Embden, PRIEST of Brunswick, RUSSELL of Portland.

Bill "An Act To Streamline the Liquor Licensing Reporting Procedure"

H.P. 919 L.D. 1228

Presented by Representative O'BRIEN of Lincolnville. Cosponsored by Senator: LANGLEY of Hancock, Representatives: BRYANT of Windham, CAREY of Lewiston, FITTS of Pittsfield, HARVELL of Farmington, RICHARDSON of Warren, RUSSELL of Portland, TIMBERLAKE of Turner.

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 Reduce Regulations for Residential Rental Property Owners"

H.P. 889 L.D. 1198

Presented by Representative PICCHIOTTI of Fairfield.  
Cosponsored by Senator SNOWE-MELLO of Androscoggin and Senator: WHITTEMORE of Somerset, Representatives: COTTA of China, FITTS of Pittsfield, LONGSTAFF of Waterville, McKANE of Newcastle, MORISSETTE of Winslow, RICHARDSON of Warren, SANDERSON of Chelsea.

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

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

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Bill "An Act To Expedite the Eviction Process in Certain Types of Cases"

H.P. 890 L.D. 1199

Presented by Representative CELLI of Brewer.

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

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

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

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

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Off Record Remarks

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

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Senator SULLIVAN of York was granted unanimous consent to address the Senate off the Record.

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Senator TRAHAN of Lincoln was granted unanimous consent to address the Senate off the Record.

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Senator THIBODEAU of Waldo was granted unanimous consent to address the Senate off the Record.

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

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On motion by Senator COURTNEY of York, ADJOURNED to Wednesday, March 23, 2011, at 10:00 in the morning.