

MAINE STATE LEGISLATURE

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Senate Legislative Record
One Hundred and Twenty-Fifth Legislature

State of Maine

Daily Edition

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

Pages 1 - 1494

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

In Senate Chamber
Thursday
March 24, 2011

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

Prayer by Reverend Terry Courtney, Pastor at Mt. Zion Chapel in Wells.

REVEREND COURTNEY: It's not hard to find faults, flaws, and failures in government. It makes for interesting conversation, but there are a few who see beyond that and are committed to answers and solutions. Good ideas should be valued and respected wherever they come from. Jesus spoke about politics in the Bible in the gospel of St. Mathew. He said, "Agree with thine adversary." We do not need to compromise our views but have an agreeable spirit. It's amazing what common ground can be found with this attitude.

Our Heavenly Father, we thank thee for the opportunity to make a difference. We would humbly ask for wisdom from above for this Body. Seek and you shall find, knock and it shall be open. This we ask in Jesus' name. Amen.

Pledge of Allegiance led by Senator David R. Hastings, III of Oxford County.

Reading of the Journal of Wednesday, March 23, 2011.

Doctor of the day, Peter Amann, MD of Scarborough.

Out of order and under suspension of the Rules, on motion by Senator **COURTNEY** of York, the following Joint Order:
S.P. 397

Ordered, the House concurring, that when the House and Senate adjourn, they do so until Tuesday, March 29, 2011, at 10:00 in the morning.

READ and PASSED.

Ordered sent down forthwith for concurrence.

Out of order and under suspension of the Rules, on motion by Senator **PLOWMAN** of Penobscot, the following Senate Order:
S.O. 13

Ordered, that a message be sent to the House of Representatives proposing a Convention of the two branches of the Legislature be held at 11:00 this morning in the Hall of the House for the purpose of extending to the Honorable Leigh Ingalls Saufley, Chief Justice of the Supreme Judicial Court, the Justices of the Supreme Judicial Court, and members of the Judiciary, an invitation to attend and request the Chief Justice make such communication as pleases her.

READ and PASSED.

The Chair appointed the Senator from Penobscot, Senator **PLOWMAN** to deliver the message to the House of Representatives. The Senator was escorted to the House of Representatives.

Subsequently, the Senator from Penobscot, Senator **PLOWMAN** reported that she had delivered the message with which she was charged.

PAPERS FROM THE HOUSE

Non-Concurrent Matter

SENATE REPORTS - from the Committee on **TRANSPORTATION** on Bill "An Act To Make a Violation of the Laws Governing Seat Belts a Secondary Offense"
S.P. 37 L.D. 64
(C "A" S-4)

Majority - **Ought Not to Pass** (8 members)

Minority - **Ought to Pass as Amended by Committee Amendment "A" (S-4)** (5 members)

In Senate, March 17, 2011, on motion by Senator **COLLINS** of York, the Minority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-4)**.

Comes from the House, the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**, in **NON-CONCURRENCE**.

Senator **COLLINS** of York moved the Senate **INSIST**.

Senator **DIAMOND** of Cumberland moved the Senate **RECEDE** and **CONCUR**.

Senator **COURTNEY** of York requested a Roll Call.

On further motion by same Senator, **TABLED** until Later in Today's Session, pending the motion by Senator **DIAMOND** of Cumberland to **RECEDE** and **CONCUR**. (Roll Call Requested)

House Papers

Bill "An Act To Establish a Pilot Physical Education Project in Four Maine Schools" (EMERGENCY)

H.P. 939 L.D. 1280

Presented by Representative ROCHELO of Biddeford. Cosponsored by Senator ALFOND of Cumberland and Representatives: BERRY of Bowdoinham, CASAVANT of Biddeford, GRAHAM of North Yarmouth, MALONEY of Augusta, NASS of Acton, NELSON of Falmouth, PILON of Saco, RANKIN of Hiram.

Bill "An Act To Allow Students Choice in High School Enrollment" H.P. 942 L.D. 1283

Presented by Representative MALONEY of Augusta. Cosponsored by Senator MASON of Androscoggin and Senator: KATZ of Kennebec, Representatives: BOLAND of Sanford, MAKER of Calais, VOLK of Scarborough, WAGNER of Lewiston.

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

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

Bill "An Act To Stabilize Solid Waste Management Funding" H.P. 937 L.D. 1278

Presented by Representative DUCHESNE of Hudson. Cosponsored by Representatives: DILL of Old Town, HAMPER of Oxford, INNES of Yarmouth, JOHNSON of Greenville.

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.

Resolve, To Ensure Cost-effective Services for Persons Needing Neuropsychological Testing

H.P. 940 L.D. 1281

Presented by Representative FOSSEL of Alna. Cosponsored by Senator CRAVEN of Androscoggin and Representatives: CELLI of Brewer, EVES of North Berwick, MALABY of Hancock.

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.

Bill "An Act To Restore Market-based Competition for Pharmacy Benefits Management Services"

H.P. 828 L.D. 1116

Presented by Representative STRANG BURGESS of Cumberland.

Cosponsored by Senator SULLIVAN of York and Senators: DIAMOND of Cumberland, KATZ of Kennebec, McCORMICK of Kennebec, Representatives: FOSSEL of Alna, MALABY of Hancock, Speaker NUTTING of Oakland, PRESCOTT of Topsham.

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

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

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

Bill "An Act Relating to Qualified Financial Contracts by Domestic Insurers"

H.P. 938 L.D. 1279

Presented by Representative RICHARDSON of Warren. Cosponsored by Representative: TREAT of Hallowell.

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

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

Bill "An Act To Increase Efficiency of the State Court Library Committee"

H.P. 935 L.D. 1276

Presented by Representative NASS of Acton. Submitted by the Judicial Department pursuant to Joint Rule 204.

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

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

Bill "An Act To Amend the Assessment Process and Funding of the Maine Workers' Compensation Board"

H.P. 944 L.D. 1285

Presented by Representative PRESCOTT of Topsham. Cosponsored by Representatives: BURNS of Whiting, CUSHING of Hampden, DOW of Waldoboro, HAMPER of Oxford, WINTLE of Garland.

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

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

Bill "An Act To Increase Fairness in Lobster Fishing Licensure"
H.P. 941 L.D. 1282

Presented by Representative VOLK of Scarborough.
Cosponsored by Representatives: BENNETT of Kennebunk, DILL of Cape Elizabeth, PARRY of Arundel, TILTON of Harrington.

Bill "An Act To Amend the Scallop Advisory Council"
H.P. 943 L.D. 1284

Presented by Representative FOSSEL of Alna.
Cosponsored by Senator LANGLEY of Hancock and Senator: SNOWE-MELLO of Androscoggin, Representatives: McKANE of Newcastle, OLSEN of Phippsburg, PRESCOTT of Topsham.

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

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

Bill "An Act To Exempt Contributions for the Retirement of Old Campaign Debt from Contribution Limits"
H.P. 936 L.D. 1277

Presented by Representative CHIPMAN of Portland.
Cosponsored by Representatives: BEAULIEU of Auburn, CROCKETT of Bethel, DAMON of Bangor, HARLOW of Portland.

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.

COMMUNICATIONS

The Following Communication: S.C. 182

**STATE OF MAINE
125TH LEGISLATURE**

March 8, 2011

Richard L. Pattenaude, Chancellor
University of Maine System
107 Maine Avenue
Bangor, ME 04401

Dear Chancellor Pattenaude:

We are pleased to invite you to address a Joint Session of the 125th Maine Legislature on Wednesday, March 30, 2011 at 11:00 a.m. concerning the State of the University of Maine System and any other matters that you may care to bring to our attention.

On the same day, following your address, John Fitzsimmons, President of the Maine Community College System and William J. Brennan, President of the Maine Maritime Academy will also be addressing the Joint Convention

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.

The Following Communication: S.C. 183

**STATE OF MAINE
125TH LEGISLATURE**

March 8, 2011

John Fitzsimmons, President
Maine Community College System
131 State House Station
Augusta, ME 04333

Dear President Fitzsimmons:

We are pleased to invite you to address a Joint Session of the 125th Maine Legislature on Wednesday, March 30, 2011 at 11:00 a.m. concerning the State of the Maine Community College System and any other matters that you may care to bring to our attention. You will address the Joint Convention directly following the University of Maine Chancellor.

On the same day, following your address, William J. Brennan, President of the Maine Maritime Academy will be addressing the Joint Convention

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.

The Following Communication: S.C. 184

**STATE OF MAINE
125TH LEGISLATURE**

March 8, 2011

William J. Brennan, President
Maine Maritime Academy
Box C-03
Castine, ME 04420

Dear President Brennan:

We are pleased to invite you to address a Joint Session of the 125th Maine Legislature on Wednesday, March 30, 2011 at 11:00 a.m. concerning the State of the Maine Maritime Academy and any other matters that you may care to bring to our attention. You will address the Joint Convention directly following the Maine Community College System President.

On the same day, Richard Pattenau, Chancellor of the University of Maine System and John Fitzsimmons, President of the Maine Community College System will be addressing the Joint Convention

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.

The Following Communication: S.C. 173

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

March 14, 2011

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

Dear President Raye and Speaker Nutting,

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

L.D. 342 An Act To Amend the Laws Governing County Jail Budgeting for York County

Sincerely,

S/Sen. Garrett P. Mason
Senate Chair

S/Rep. Gary E. Plummer
House Chair

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 174

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON ENVIRONMENT AND NATURAL
RESOURCES**

March 21, 2011

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

Dear President Raye and Speaker Nutting:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Environment and Natural Resources has voted unanimously to report the following bills out "Ought Not to Pass":

L.D. 256 An Act To Amend the Law Regarding Repairing a Structure in a Coastal Sand Dune System

L.D. 479 An Act To Prohibit the Burning of Construction and Demolition Debris at Municipal Landfills and Transfer Stations

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

Sincerely,

S/Sen. Thomas B. Saviello
Senate Chair

S/Rep. James M. Hamper
House Chair

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 175

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON INLAND FISHERIES AND WILDLIFE**

March 17, 2011

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

Dear President Raye and Speaker Nutting:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Inland Fisheries and Wildlife has voted unanimously to report the following bill out "Ought Not to Pass":

L.D. 356 An Act To Prohibit the Use of Certain
Motorboats on Lily Pond in Deer Isle

We have also notified the sponsor and cosponsors of the Committee's action.

Sincerely,

S/Sen. Thomas H. Martin, Jr.
Senate Chair

S/Rep. Paul T. Davis, Sr.
House Chair

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 176

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON INSURANCE AND FINANCIAL SERVICES**

March 17, 2011

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

Dear President Raye and Speaker Nutting:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Insurance and Financial Services has voted unanimously to report the following bill out "Ought Not to Pass":

L.D. 567 An Act To Prevent Insurer Limits on Certain
Dental Fees

We have also notified the sponsor and cosponsors of the Committee's action.

Sincerely,

S/Sen. Rodney L. Whittemore
Senate Chair

S/Rep. Wesley E. Richardson
House Chair

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 177

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON JUDICIARY**

March 17, 2011

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

Dear President Raye and Speaker Nutting:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Judiciary has voted unanimously to report the following bills out "Ought Not to Pass":

L.D. 318 An Act To Require Consideration of Higher
Education for Children during Divorce
Deliberations

L.D. 374 An Act To Change the Method of Calculation of
Child Support

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

Sincerely,

S/Sen. David R. Hastings III
Senate Chair

S/Rep. Joan M. Nass
House Chair

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 178

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

March 21, 2011

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

Dear President Raye and Speaker Nutting:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Labor, Commerce, Research and Economic Development has voted unanimously to report the following bill out "Ought Not to Pass":

- L.D. 700 Resolve, Directing the Finance Authority of Maine To Create a Microfinance Loan Program Entitled "Believe in ME" for Entrepreneurs under 30 Years of Age

We have also notified the sponsor and cosponsors of the Committee's action.

Sincerely,

S/Sen. Christopher W. Rector
Senate Chair

S/Rep. Kerri L. Prescott
House Chair

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 179

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

March 17, 2011

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

Dear President Raye and Speaker Nutting:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on State and Local Government has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 344 An Act To Authorize Cumberland County To Offer Certain Educational Services
- L.D. 345 An Act To Modernize the Functions of County Government

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

Sincerely,

S/Sen. Douglas A. Thomas
Senate Chair

S/Rep. H. David Cotta
House Chair

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 180

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON TAXATION**

March 22, 2011

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

Dear President Raye and Speaker Nutting:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Taxation has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 147 Resolve, To Provide \$1,000,000 to the Fund for the Efficient Delivery of Local and Regional Services

L.D. 312 An Act To Reinstate the Fund for the Efficient Delivery of Local and Regional Services

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

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

Sincerely,

S/Sen. A. David Trahan
Senate Chair

S/Rep. L. Gary Knight
House Chair

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 181

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

March 21, 2011

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

Dear President Raye and Speaker Nutting:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Transportation has voted unanimously to report the following bills out "Ought Not to Pass":

L.D. 454 An Act To Permit Variation in Motor Vehicle Registration Expiration Dates

L.D. 574 An Act To Extend the Time of a Temporary Registration Plate

L.D. 630 An Act To Require Disability Registration Plates To Be Renewed in Person When Registering at a Municipality

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

Sincerely,

S/Sen. Ronald F. Collins
Senate Chair

S/Rep. Richard M. Cebra
House Chair

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: H.C. 109

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

March 22, 2011

The Honorable Joseph G. Carleton, Jr.
Secretary of the Senate
3 State House Station
Augusta, Maine 04333-0003

Dear Secretary Carleton:

Please be advised that pursuant to House Rule 201.1 (l)(a), the Speaker appointed Representative Wayne T. Mitchell of the Penobscot Nation to the Joint Standing Committee on Veterans and Legal Affairs.

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.

Senate at Ease.

Senate called to order by the President.

Off Record Remarks

SENATE PAPERS

Bill "An Act To Rename the Maine Fire Training and Education Program at Southern Maine Community College the Maine Fire Service Institute"

S.P. 400 L.D. 1286

Presented by Senator GERZOFKY of Cumberland.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

Bill "An Act To Waive Penalties on School Administrative District No. 32 and School Administrative District No. 33 under the School Administrative Unit Consolidation Laws"

S.P. 399 L.D. 1289

Presented by Senator JACKSON of Aroostook.
Cosponsored by Representative MARTIN of Eagle Lake and Representative: THERIAULT of Madawaska.

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 Amend the Pine Tree Development Zone Laws Regarding Average Weekly Wages"

S.P. 398 L.D. 1288

Presented by Senator JACKSON of Aroostook.
Cosponsored by Representative MARTIN of Eagle Lake and Representative: THERIAULT of Madawaska.

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.

At this point a message was received from the House of Representatives, borne by Representative CURTIS of Madison informing the Senate that the House concurred with the proposition for a Convention of the two branches of the Legislature to be held in the Hall of the House at 11:00 in the morning for the purpose of extending to the Honorable Leigh Ingalls Saufley, Chief Justice of the Supreme Judicial Court, the Justices of the Supreme Judicial Court, and members of the Judiciary, an invitation to attend and request the Chief Justice make such communication as pleases her.

Bill "An Act To Create a Scholarship Granting Organization Tax Credit"

S.P. 401 L.D. 1287

Presented by Senator SHERMAN of Aroostook.

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

Sent down for concurrence.

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

Off Record Remarks

REPORTS OF COMMITTEES

House

Ought to Pass

The Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Amend the Powers and Duties of Municipal Treasurers"

H.P. 390 L.D. 497

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

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

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

READ ONCE.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Ought to Pass As Amended

The Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Resolve, To Stagger the Terms of Members of the Maine Arborist Advisory Council

H.P. 458 L.D. 628

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-27)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-27)**.

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

READ ONCE.

Committee Amendment "A" (H-27) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Include the Study of Franco-American History in the System of Learning Results"

H.P. 65 L.D. 77

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-23).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-23).**

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

READ ONCE.

Committee Amendment "A" (H-23) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Allow Vietnam Veterans To Receive High School Diplomas Posthumously"

H.P. 96 L.D. 114

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-24).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-24).**

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

READ ONCE.

Committee Amendment "A" (H-24) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

The Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Improve the Sewer District Rate Collection Procedures" (EMERGENCY)

H.P. 72 L.D. 84

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-25).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-25).**

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

READ ONCE.

Committee Amendment "A" (H-25) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Off Record Remarks

The Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Improve Response to Gas Safety Emergencies" H.P. 174 L.D. 197

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-26).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-26).**

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

READ ONCE.

Committee Amendment "A" (H-26) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

The Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act To Expand Eligibility of Certain Municipal Landfills To Participate in the State's Remediation and Closure Program"

H.P. 215 L.D. 262

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-30).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-30).**

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

READ ONCE.

Committee Amendment "A" (H-30) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

The Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act To Protect Native Landlocked Salmon Fisheries from Invasive Fish Species"

H.P. 116 L.D. 134

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-33).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-33).**

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

READ ONCE.

Committee Amendment "A" (H-33) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

The Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act To Establish the Wilderness Rescue Fund"

H.P. 204 L.D. 251

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-32).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-32).**

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

READ ONCE.

Committee Amendment "A" (H-32) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

The Committee on **TRANSPORTATION** on Bill "An Act To Amend the Laws Governing Access to State and State Aid Highways To Allow a Break in a Control of Access"

H.P. 40 L.D. 47

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-21).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-21).**

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

READ ONCE.

Committee Amendment "A" (H-21) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

The Committee on **TRANSPORTATION** on Bill "An Act Relating to Disability License Plates and Placards for People with Permanent Disabilities" (EMERGENCY)

H.P. 126 L.D. 143

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-22).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-22).**

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

READ ONCE.

Committee Amendment "A" (H-22) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Divided Report

The Majority of the Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act To Eliminate Combined Sewer Overflows in Maine Waters" (EMERGENCY)

H.P. 214 L.D. 261

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

Signed:

Senators:

GOODALL of Sagadahoc
SHERMAN of Aroostook

Representatives:
HAMPER of Oxford
AYOTTE of Caswell
DUCHESNE of Hudson
HARLOW of Portland
INNES of Yarmouth
KNAPP of Gorham
LONG of Sherman
NASS of Acton
PARKER of Veazie
WELSH of Rockport

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-31)**.

Signed:

Senator:
SAVIELLO of Franklin

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

Reports **READ**.

On motion by Senator **SAVIELLO** of Franklin, the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**, in concurrence.

Divided Report

The Majority of the Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Resolve, To Reimburse Convenience Stores on a One-time Basis for Beverage Containers

H.P. 496 L.D. 666

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

Signed:

Senators:
SAVIELLO of Franklin
GOODALL of Sagadahoc
SHERMAN of Aroostook

Representatives:
HAMPER of Oxford
DUCHESNE of Hudson
HARLOW of Portland
INNES of Yarmouth
KNAPP of Gorham
LONG of Sherman
NASS of Acton
PARKER of Veazie
WELSH of Rockport

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-28)**.

Signed:

Representative:
AYOTTE of Caswell

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

Reports **READ**.

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

Senate

Ought to Pass

Senator **WHITTEMORE** for the Committee on **INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Amend Indemnification Notification Laws"

S.P. 85 L.D. 279

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

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

READ ONCE.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Ought to Pass As Amended

Senator **MARTIN** for the Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act To Establish Standards Pertaining to the Feeding of Deer"

S.P. 80 L.D. 271

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

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

READ ONCE.

Committee Amendment "A" (S-15) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Senator WHITEMORE for the Committee on **INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Enhance Penalties To Protect Senior Investors"

S.P. 114 L.D. 401

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

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

READ ONCE.

Committee Amendment "A" (S-16) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Senator FARNHAM for the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act Regarding the Southern Maine Veterans Memorial Cemetery"

S.P. 88 L.D. 299

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

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

READ ONCE.

Committee Amendment "A" (S-14) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Divided Report

The Majority of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Increase the Maximum Distance from a School within Which a Sex Offender May Not Reside That May Be Set by Municipal Ordinance"

S.P. 23 L.D. 8

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

Signed:

Senator:

GERZOFKY of Cumberland

Representatives:

PLUMMER of Windham
BLODGETT of Augusta
CLARKE of Bath
HANLEY of Gardiner
HASKELL of Portland
LAJOIE of Lewiston

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-13)**.

Signed:

Senators:

MASON of Androscoggin
WHITEMORE of Somerset

Representatives:

BURNS of Whiting
LONG of Sherman
MORISSETTE of Winslow
SANDERSON of Chelsea

Reports **READ**.

On motion by Senator **COURTNEY** of York, **TABLED** until Later in Today's Session, pending **ACCEPTANCE OF EITHER REPORT**.

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

SECOND READERS

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

House As Amended

Bill "An Act To Allow Marriage and Family Therapists To Serve as Mental Health Professionals in Public Schools"

H.P. 38 L.D. 45
(C "A" H-19)

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

H.P. 75 L.D. 89
(C "A" H-17)

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

H.P. 78 L.D. 92
(C "A" H-18)

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

Senate As Amended

Bill "An Act To Provide a Sales Tax Exemption for Bags Provided by Redemption Centers for Returnable Containers"

S.P. 21 L.D. 6
(C "A" S-11)

Bill "An Act Regarding Audits of State Agency Expenditures To Recover Overpayments and Lost Discounts" (EMERGENCY)

S.P. 46 L.D. 104
(C "A" S-12)

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

Sent down for concurrence.

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

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 (3/22/11) Assigned matter:

Bill "An Act To Improve Transparency in Maine Government"
S.P. 381 L.D. 1260

Tabled - March 22, 2011, by Senator **COURTNEY** of York

Pending - **REFERENCE**

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

On motion by Senator **COURTNEY** of York, **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS**.

Sent down for concurrence.

The Chair laid before the Senate the following Tabled and Later (3/22/11) Assigned matter:

Bill "An Act To Impose an Excise Tax on the Extraction of Water for Bottling"
H.P. 907 L.D. 1216

Tabled - March 22, 2011, by Senator **SAVIELLO** of Franklin

Pending - **REFERENCE**

(In House, March 22, 2011, **REFERRED** to the Committee on **TAXATION** and ordered printed.)

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

Senate at Ease.

Senate called to order by the President.

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

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

SENATE REPORTS - from the Committee on **TRANSPORTATION** on Bill "An Act To Make a Violation of the Laws Governing Seat Belts a Secondary Offense"

S.P. 37 L.D. 64
(C "A" S-4)

Majority - **Ought Not to Pass** (8 members)

Minority - **Ought to Pass as Amended by Committee Amendment "A" (S-4)** (5 members)

Tabled - March 24, 2011, by Senator **COURTNEY** of York

Pending - motion by Senator **DIAMOND** of Cumberland to **RECEDE** and **CONCUR** (Roll Call Requested)

(In Senate, March 17, 2011, on motion by Senator **COLLINS** of York, the Minority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-4)**.)

(In House, March 23, 2011, the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**, in **NON-CONCURRENCE**.)

(In Senate, March 24, 2011, Senator **COLLINS** of York moved the Senate **INSIST**.)

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#20)

YEAS: Senators: ALFOND, BARTLETT, BLISS, BRANNIGAN, CRAVEN, DIAMOND, FARNHAM, GERZOFSKY, GOODALL, HILL, HOBBS, JACKSON, KATZ, PATRICK, ROSEN, SAVIELLO, SULLIVAN, WOODBURY

NAYS: Senators: COLLINS, COURTNEY, HASTINGS, MARTIN, MASON, MCCORMICK, PLOWMAN, RECTOR, SCHNEIDER, SHERMAN, SNOWE-MELLO, THIBODEAU, THOMAS, TRAHAN, WHITTEMORE, THE PRESIDENT - KEVIN L. RAYE

EXCUSED: Senator: LANGLEY

18 Senators having voted in the affirmative and 16 Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **DIAMOND** of Cumberland to **RECEDE** and **CONCUR**, **PREVAILED**.

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

SENATE PAPERS

Bill "An Act To Allow Deferred Disposition in Juvenile Cases"
S.P. 402 L.D. 1299

Presented by Senator KATZ of Kennebec.
Cosponsored by Representative KESCHL of Belgrade.

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

Sent down for concurrence.

Bill "An Act To Amend the Laws Governing Security Deposits of Workers' Compensation Self-insurers"
S.P. 404 L.D. 1301

Presented by Senator WHITTEMORE of Somerset.
Submitted by the Treasurer of State pursuant to Joint Rule 204.

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 Create a New Liquor License, Provide Funding for Prevention of Underage Drinking and Provide Municipal Control over the Agency Liquor Store Application Process"
S.P. 403 L.D. 1300

Presented by Senator CRAVEN of Androscoggin.
Cosponsored by Representative BICKFORD of Auburn and Senators: JACKSON of Aroostook, PATRICK of Oxford, SNOWE-MELLO of Androscoggin, Representatives: BEAULIEU of Auburn, LAJOIE of Lewiston.

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

Sent down for concurrence.

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

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

PAPERS FROM THE HOUSE

House Paper

Bill "An Act Pertaining to Retirement Benefits for State Legislators"
H.P. 956 L.D. 1304

Presented by Representative PARKER of Veazie.
Cosponsored by Representative LIBBY of Waterboro, Senator MASON of Androscoggin and Representatives: BLACK of Wilton, GUERIN of Glenburn, LONG of Sherman, O'CONNOR of Berwick, OLSEN of Phippsburg, PARRY of Arundel, SIROCKI of Scarborough, WILLETTE of Mapleton.

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

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

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

PAPERS FROM THE HOUSE

House Paper

Bill "An Act To Extend Fire Code Rules to Single-family Dwellings Used as Nursing Homes for 3 or Fewer Patients"
H.P. 954 L.D. 1302

Presented by Representative CLARKE of Bath.
Cosponsored by Representative: DAMON of Bangor.
Submitted by the Department of Public Safety pursuant to Joint Rule 204.

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

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

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

PAPERS FROM THE HOUSE

House Papers

Resolve, To Establish a Study Group To Promote the Use of Locally Grown Food in Schools
H.P. 948 L.D. 1293

Presented by Representative CORNELL du HOUX of Brunswick.
Cosponsored by Representatives: BERRY of Bowdoinham, FLEMINGS of Bar Harbor, HERBIG of Belfast, HINCK of Portland, ROCHELO of Biddeford, STUCKEY of Portland.

Bill "An Act To Facilitate the Certification of Teachers"
H.P. 953 L.D. 1298

Presented by Representative O'BRIEN of Lincolnville.

Bill "An Act To Amend and Clarify Certain Education Statutes"
H.P. 959 L.D. 1307

Presented by Representative RICHARDSON of Carmel.
Cosponsored by Senator LANGLEY of Hancock and Representatives: JOHNSON of Greenville, LOVEJOY of Portland.
Submitted by the Department of Education pursuant to Joint Rule 204.

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.

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

PAPERS FROM THE HOUSE

House Paper

Resolve, To Promote Community Wind Energy Development
H.P. 946 L.D. 1291

Presented by Representative CORNELL du HOUX of Brunswick.

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

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

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

PAPERS FROM THE HOUSE

House Papers

Resolve, To Promote Prevention Practices in Oral Health Care
H.P. 945 L.D. 1290

Presented by Representative EVES of North Berwick.
Cosponsored by Senator CRAVEN of Androscoggin and Representatives: FOSSEL of Alna, McCLELLAN of Raymond, O'CONNOR of Berwick, SANBORN of Gorham, STUCKEY of Portland.

Bill "An Act To Impose a 90-day Residency Requirement in Order To Receive State Assistance"
H.P. 949 L.D. 1294

Presented by Representative GUERIN of Glenburn.
Cosponsored by Representatives: BENNETT of Kennebunk, HARVELL of Farmington, LIBBY of Waterboro, O'CONNOR of Berwick, OLSEN of Phippsburg, PARKER of Veazie, PARRY of Arundel, SIROCKI of Scarborough.

Bill "An Act To Amend the Maine Medical Use of Marijuana Act To Protect Patient Privacy"
H.P. 951 L.D. 1296

Presented by Representative SANDERSON of Chelsea.
Cosponsored by Senator TRAHAN of Lincoln and Representatives: CELLI of Brewer, CHIPMAN of Portland, CRAFTS of Lisbon, HARVELL of Farmington, MALABY of Hancock, MORISSETTE of Winslow, O'CONNOR of Berwick, SIROCKI of Scarborough.

Bill "An Act To Increase the Fee Paid to a Funeral Home To Transport a Body at the Request of the State Medical Examiner"
H.P. 955 L.D. 1303

Presented by Representative FITTS of Pittsfield.

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

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

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

PAPERS FROM THE HOUSE

House Paper

Bill "An Act Relating to the Qualifications for the Position of Municipal Officer"

H.P. 952 L.D. 1297

Presented by Representative COTTA of China. Cosponsored by Senator SHERMAN of Aroostook and Representatives: FOSSEL of Alna, FOSTER of Augusta, MORISSETTE of Winslow, SANDERSON of Chelsea, TUTTLE of Sanford.

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.

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

PAPERS FROM THE HOUSE

House Papers

Resolve, To Establish a Study Group To Examine the Taxation by Municipalities of Renewable Energy Facilities' Property
H.P. 947 L.D. 1292

Presented by Representative CORNELL du HOUX of Brunswick. Cosponsored by Representatives: FLEMINGS of Bar Harbor, HERBIG of Belfast, ROCHELO of Biddeford, STUCKEY of Portland.

Bill "An Act To Amend the Process of Resolving Property Tax Abatement Disputes"

H.P. 950 L.D. 1295

Presented by Representative JOHNSON of Greenville. Cosponsored by Representatives: FOSTER of Augusta, GILLWAY of Searsport, HARMON of Palermo, WINTLE of Garland.

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

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

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

PAPERS FROM THE HOUSE

House Paper

Bill "An Act To Require the Correct Motor Vehicle Registration for Antique Autos and Custom Vehicles"

H.P. 958 L.D. 1306

Presented by Representative KNIGHT of Livermore Falls. Cosponsored by Senator COLLINS of York and Representative: CEBRA of Naples.

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

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

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

PAPERS FROM THE HOUSE

House Paper

Bill "An Act To Limit the Use of the National Guard to Situations Specifically Authorized by the United States Constitution"

H.P. 957 L.D. 1305

Presented by Representative LIBBY of Waterboro. Cosponsored by Senator BARTLETT of Cumberland and Senator: JACKSON of Aroostook, Representatives: CEBRA of Naples, CRAFTS of Lisbon, GIFFORD of Lincoln, HINCK of Portland, McCABE of Skowhegan, O'CONNOR of Berwick, SIROCKI of Scarborough.

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.

Off Record Remarks

Senate at Ease.

Senate called to order by the President.

At this point, the Senate retired to the Hall of the House, where a Joint Convention was formed.

After Convention

In Senate Chamber

Senate called to order by the President

Senator **KATZ** of Kennebec was granted unanimous consent to address the Senate off the Record.

Off Record Remarks

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

On motion by Senator **COURTNEY** of York, **ADJOURNED**, pursuant to the Joint Order, to Tuesday, March 29, 2011, at 10:00 in the morning.