

MAINE STATE LEGISLATURE

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Senate Legislative Record
One Hundred and Twenty-Sixth Legislature
State of Maine

Daily Edition

First Regular Session
beginning December 5, 2012

beginning at Page 1

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

In Senate Chamber
Thursday
January 24, 2013

Senate called to order by President Justin L. Alford of Cumberland County.

Prayer by Senator James Hamper of Oxford County.

SENATOR HAMPER: Let us pray. Almighty God, we are truly thankful this morning for giving us another day to serve You through our work here in this Body. May our actions today be just, may they insure tranquility, and promote the common welfare of the people that we serve. We acknowledge You this morning, Father, as the sovereign ruler of the universe and we implore your aid and direction. Help us to guard our thoughts, our tongues, and our actions as we go about our day today. Help us to recognize Your hand at work in all we do. We ask this in Jesus' name. Amen.

Pledge of Allegiance led by Senator John J. Cleveland of Androscoggin County.

Reading of the Journal of Tuesday, January 22, 2013.

Doctor of the day, Eric Schenk, DO of Rockport.

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

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

Ordered, the House concurring, that when the House and Senate adjourn, they do so until Tuesday, January 29, 2013 at 10:00 in the morning.

READ and PASSED.

Ordered sent down forthwith for concurrence.

PAPERS FROM THE HOUSE

Non-Concurrent Matter

Joint Order, To Amend the Joint Rules To Require Review of a Proposal To Create a New Crime or Enhance an Existing Criminal Penalty

S.P. 29

In Senate, January 22, 2013, on motion by Senator **GERZOFISKY** of Cumberland, **READ** and **PASSED.**

Comes from the House, **READ** and **REFERRED** to the Joint Select Committee on **JOINT RULES**, in **NON-CONCURRENCE.**

On motion by Senator **GERZOFISKY** of Cumberland, the Senate **RECEDED** and **CONCURRED.**

House Papers

Bill "An Act To Provide Funding to the State Board of Corrections for Certain County Jail Debt"

H.P. 59 L.D. 76

Presented by Representative **DION** of Portland.
Cosponsored by Representative: **McCABE** of Skowhegan.

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

On motion by Senator **GERZOFISKY** of Cumberland, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed, in concurrence.

Bill "An Act To Amend Standards for Participation in Certain Public School Services by Students Who Are Homeschooled"
H.P. 53 L.D. 61

Presented by Representative **ESPLING** of New Gloucester.
Cosponsored by Senator **BURNS** of Washington and Representatives: **CRAFTS** of Lisbon, **GUERIN** of Glenburn, **MAKER** of Calais.

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

On motion by Senator **MILLETT** of Cumberland, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed, in concurrence.

LEGISLATIVE RECORD - SENATE, THURSDAY, JANUARY 24, 2013

Bill "An Act To Reduce the Number of Public Safety Answering Points"

H.P. 52 L.D. 60

Presented by Representative SIROCKI of Scarborough.
Cosponsored by Representatives: CHASE of Wells, LIBBY of Waterboro, MALABY of Hancock.

Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** suggested and ordered printed.

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

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

Bill "An Act To Provide Additional Funding for Respite Care for the Elderly and for Adults with Disabilities"

H.P. 54 L.D. 62

Presented by Representative MALABY of Hancock.
Cosponsored by Senator MILLETT of Cumberland and Senator: BURNS of Washington, Representatives: CASSIDY of Machias, GUERIN of Glenburn, LOCKMAN of Amherst, MAKER of Calais, NEWENDYKE of Litchfield, SIROCKI of Scarborough, SOCTOMAH of the Passamaquoddy Tribe.

Bill "An Act To Require Health Care Practitioners To Distribute Free Samples of Medication in Certain Circumstances"

H.P. 60 L.D. 77

Presented by Representative BEAUDOIN of Biddeford.
Cosponsored by Representative: BRIGGS of Mexico.

Bill "An Act To Expand Transitional Assistance for Families"

H.P. 61 L.D. 78

Presented by Representative BEAUDOIN of Biddeford.

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

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

Resolve, To Direct the Commissioner of Inland Fisheries and Wildlife To Allow Veterans with Lower Limb Loss To Obtain 'Any-deer' Hunting Permits

H.P. 55 L.D. 63

Presented by Representative DUNPHY of Embden.
Cosponsored by Representatives: CRAY of Palmyra, ESPLING of New Gloucester, GIFFORD of Lincoln, HARLOW of Portland, KESCHL of Belgrade, MALABY of Hancock, McCLELLAN of Raymond, TURNER of Burlington.

Bill "An Act To Allow a Junior Hunter To Shoot Any Deer on Opening Day of Hunting Season"

H.P. 62 L.D. 79

Presented by Representative GIFFORD of Lincoln.
Cosponsored by Senator COLLINS of York and Representatives: CRAFTS of Lisbon, CROCKETT of Bethel, DAVIS of Sangerville, DUNPHY of Embden, LONG of Sherman, TIMBERLAKE of Turner, TURNER of Burlington, WOOD of Sabattus.

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

On motion by Senator **DUTREMBLE** of York, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed, in concurrence.

Bill "An Act To Require Full Disclosure by Insurance Carriers Using Credit Ratings"

H.P. 63 L.D. 70

Presented by Representative BEAUDOIN of Biddeford.
Cosponsored by Representative: BRIGGS of Mexico.

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

On motion by Senator **GRATWICK** of Penobscot, **REFERRED** to the Committee on **INSURANCE AND FINANCIAL SERVICES** and ordered printed, in concurrence.

Bill "An Act To Place Land in Centerville in Trust for the Passamaquoddy Tribe"

H.P. 56 L.D. 64

Presented by Representative SOCTOMAH of the Passamaquoddy Tribe.
Cosponsored by Senator BURNS of Washington and Representatives: AYOTTE of Caswell, BEAR of the Houlton Band of Maliseet Indians, BEAUDOIN of Biddeford, JOHNSON of Greenville, MAKER of Calais, MITCHELL of the Penobscot Nation, NUTTING of Oakland, PRIEST of Brunswick.

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

On motion by Senator **TUTTLE** of York, **REFERRED** to the Committee on **JUDICIARY** and ordered printed, in concurrence.

Bill "An Act To Amend the Laws Governing Pawn Transactions"

H.P. 64 L.D. 71

Presented by Representative FOWLE of Vassalboro.
Cosponsored by Representatives: LONGSTAFF of Waterville, WILSON of Augusta.

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

On motion by Senator **PATRICK** of Oxford, **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** and ordered printed, in concurrence.

Bill "An Act To Open the St. Croix River to River Herring" (EMERGENCY)

H.P. 65 L.D. 72

Presented by Representative SOCTOMAH of the Passamaquoddy Tribe.
Cosponsored by Senator DUTREMBLE of York and Senator: JACKSON of Aroostook, Representatives: AYOTTE of Caswell, BEAR of the Houlton Band of Maliseet Indians, BEAUDOIN of Biddeford, BERRY of Bowdoinham, DOAK of Columbia Falls, MITCHELL of the Penobscot Nation, PARRY of Arundel.

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

On motion by Senator **JOHNSON** of Lincoln, **REFERRED** to the Committee on **MARINE RESOURCES** and ordered printed, in concurrence.

Bill "An Act To Reduce the Income Tax on Capital Gains" H.P. 57 L.D. 65

Presented by Representative MALABY of Hancock.
Cosponsored by Senator LANGLEY of Hancock and Representatives: CRAY of Palmyra, DUNPHY of Embden, FITZPATRICK of Houlton, GIFFORD of Lincoln, LIBBY of Waterboro, LOCKMAN of Amherst, NEWENDYKE of Litchfield, SIROCKI of Scarborough.

Bill "An Act To Exempt Persons 65 Years of Age or Older Whose Income Is below the Poverty Line from Paying Property Taxes on Their Homes"

H.P. 66 L.D. 73

Presented by Representative BEAUDOIN of Biddeford.
Cosponsored by Representatives: CASAVANT of Biddeford, GRANT of Gardiner, PEOPLES of Westbrook, SOCTOMAH of the Passamaquoddy Tribe.

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

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

Bill "An Act To Require That Motorcyclists Wear Helmets" H.P. 69 L.D. 66

Presented by Representative BEAUDOIN of Biddeford.

Bill "An Act To Strengthen Collaboration in the Transfer of Responsibilities for State and State Aid Highways" H.P. 70 L.D. 67

Presented by Representative BOLAND of Sanford.
Cosponsored by Senator TUTTLE of York, Senator COLLINS of York and Senator: LACHOWICZ of Kennebec, Representatives: CHENETTE of Saco, COTTA of China, KUSIAK of Fairfield, MacDONALD of Old Orchard Beach, MASON of Topsham, PEOPLES of Westbrook, WEAVER of York.

Bill "An Act To Prohibit the Use of a Handheld Mobile Telephone while Operating a Motor Vehicle"

H.P. 71 L.D. 68

Presented by Representative BEAUDOIN of Biddeford.
Cosponsored by Senator CRAVEN of Androscoggin and Senator: HILL of York, Representatives: BOLAND of Sanford, BRIGGS of Mexico, CAMPBELL of Newfield, COTTA of China, DION of Portland, MAKER of Calais, SOCTOMAH of the Passamaquoddy Tribe.

Resolve, Directing the Department of Transportation To Place a Sign on Northbound Interstate 95 Directing Motorists to Lee Academy

H.P. 67 L.D. 74

Presented by Representative TURNER of Burlington.
Cosponsored by Senator CAIN of Penobscot and Representative: GIFFORD of Lincoln.

Bill "An Act To Ensure Pedestrian Safety in Roundabouts" H.P. 68 L.D. 75

Presented by Representative WILSON of Augusta.
Cosponsored by Senator KATZ of Kennebec and Representatives: DAVIS of Sangerville, FOWLE of Vassalboro, McCLELLAN of Raymond, McLEAN of Gorham, NUTTING of Oakland, PLANTE of Berwick, POULIOT of Augusta, SANDERSON of Chelsea.

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

On motion by Senator **MAZUREK** of Knox, **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed, in concurrence.

Bill "An Act To Strengthen Financial Disclosure Laws for the Legislative and Executive Branches of State Government" H.P. 72 L.D. 69

Presented by Representative GOODE of Bangor.
Cosponsored by Representative: RUSSELL of Portland.

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

On motion by Senator **TUTTLE** of York, **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS** and ordered printed, in concurrence.

Off Record Remarks

COMMUNICATIONS

The Following Communication: S.C. 21

**STATE OF MAINE
126TH LEGISLATURE
OFFICE OF THE PRESIDENT**

January 23, 2013

Honorable Darek M. Grant
Secretary of the Senate
3 State House Station
Augusta, ME 04333
Dear Secretary Grant:

Pursuant to my authority under Joint Rule 351, S.P. 27, I have made the following appointments to the Joint Select Committee on Maine's Workforce and Economic Future:

Senator Seth Goodall, Chair (D-Sagadahoc)
Senator Linda Valentino (D-York)
Senator Roger Katz (R-Kennebec)
Senator Brian Langley (R-Hancock)
Senator Richard Woodbury (U-Cumberland)

If you have any questions, please do not hesitate to contact me.

Sincerely,

S/Justin L. Alfond
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 22

**STATE OF MAINE
126TH LEGISLATURE
HOUSE OF REPRESENTATIVES
SPEAKER'S OFFICE**

January 23, 2013

Honorable Darek M. Grant
Secretary of the Senate
3 State House Station
Augusta, Maine 04333

Dear Secretary Grant:

Pursuant to my authority under Joint Rule 351 and Joint Order, Senate Paper 27, I have appointed the following members to the Joint Select Committee on Maine's Workforce and Economic Future:

Seth A. Berry, Co-Chair (D-Bowdoinham)
Paul E. Gilbert (D-Jay)
Terry K. Morrison (D-South Portland)
Kimberly J. Monaghan-Derrig (D-Cape Elizabeth)
Gay M. Grant (D-Gardiner)
Anne-Marie Mastraccio (D-Sanford)
Joyce A. Maker (R-Calais)*
Peter B. Johnson (R-Greenville)
Paul Edward Bennett (R-Kennebunk)
Jeffrey L. Timberlake (R-Turner)

*Ranking Republican Member

Sincerely,

S/Mark W. Eves
Speaker of the House

READ and ORDERED PLACED ON FILE.

SENATE PAPERS

Bill "An Act To Improve Community Mental Health Treatment"
S.P. 38 L.D. 87

Presented by Senator CRAVEN of Androscoggin.
Cosponsored by Representative FARNSWORTH of Portland and Senators: President ALFOND of Cumberland, BOYLE of Cumberland, GRATWICK of Penobscot, JACKSON of Aroostook, JOHNSON of Lincoln, LACHOWICZ of Kennebec, Representative: STUCKEY of Portland.

Bill "An Act To Update the Maine HIV Advisory Committee"
S.P. 39 L.D. 88

Presented by Senator CRAVEN of Androscoggin.
Cosponsored by Representative FARNSWORTH of Portland and Senators: President ALFOND of Cumberland, BOYLE of Cumberland, GRATWICK of Penobscot, JACKSON of Aroostook, JOHNSON of Lincoln, LACHOWICZ of Kennebec, Representative: STUCKEY of Portland.

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

Sent down for concurrence.

Resolve, Directing the Department of Inland Fisheries and Wildlife To Amend Its Process of Gathering Public Opinion on Rulemaking and Other Projects

S.P. 37 L.D. 86

Presented by Senator HASKELL of Cumberland.
Cosponsored by Representative SHAW of Standish.

Bill "An Act To Establish a Deadline for Snowmobile Registration"
S.P. 40 L.D. 89

Presented by Senator THOMAS of Somerset.
Cosponsored by Representative TIMBERLAKE of Turner and Senators: PATRICK of Oxford, WHITTEMORE of Somerset, Representatives: BLACK of Wilton, CRAY of Palmyra, KESCHL of Belgrade.

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

Sent down for concurrence.

Bill "An Act To Strengthen Maine's Workforce and Economic Future"

S.P. 41 L.D. 90

Presented by President ALFOND of Cumberland.
Cosponsored by Speaker EVES of North Berwick and Senators: BOYLE of Cumberland, CAIN of Penobscot, CLEVELAND of Androscoggin, CRAVEN of Androscoggin, DUTREMBLE of York, FLOOD of Kennebec, GERZOFKY of Cumberland, GOODALL of Sagadahoc, GRATWICK of Penobscot, HASKELL of Cumberland, HILL of York, JACKSON of Aroostook, JOHNSON of Lincoln, KATZ of Kennebec, LACHOWICZ of Kennebec, LANGLEY of Hancock, MAZUREK of Knox, MILLETT of Cumberland, PATRICK of Oxford, SAVIELLO of Franklin, THIBODEAU of Waldo, TUTTLE of York, VALENTINO of York, WOODBURY of Cumberland, YOUNGBLOOD of Penobscot, Representatives: BEAVERS of South Berwick, BERRY of Bowdoinham, CAREY of Lewiston, CASAVANT of Biddeford, CASSIDY of Machias, CHIPMAN of Portland, DAUGHTRY of Brunswick, DION of Portland, FREDETTE of Newport, GILBERT of Jay, GOODE of Bangor, HAMANN of South Portland, HICKMAN of Winthrop, HOBBS of Saco, HUBBELL of Bar Harbor, JORGENSEN of Portland, KAENRATH of South Portland, LUCHINI of Ellsworth, MASON of Topsham, McCABE of Skowhegan, McLEAN of Gorham, MITCHELL of the Penobscot Nation, MOONEN of Portland, NADEAU of Winslow, ROCHELO of Biddeford, RUSSELL of Portland, SAUCIER of Presque Isle, VOLK of Scarborough, WILLETTE of Mapleton.

On motion by Senator **GOODALL** of Sagadahoc, **REFERRED** to the Joint Select Committee on **MAINE'S WORKFORCE AND ECONOMIC FUTURE** and ordered printed.

Sent down for concurrence.

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

ORDERS

Joint Resolution

On motion by Senator **GOODALL** of Sagadahoc, under unanimous consent on behalf of President **ALFOND** of Cumberland, the following Joint Resolution:
S.P. 43

JOINT RESOLUTION RECOGNIZING JANUARY 25TH AS EITC AWARENESS DAY

WHEREAS, in order to promote the federal earned income tax credit, which enhances family household budgets, we recognize January 25, 2013 as EITC Awareness Day; and

WHEREAS, it is estimated that every year 20 percent of Maine residents do not apply for the federal earned income tax credit, which demonstrates the importance of raising awareness of this credit and urging individuals to find out if they qualify for it; and

WHEREAS, throughout the State, IRS-certified volunteer tax preparers who are members of CASH Maine and AARP Tax-Aide, a collaboration of 11 statewide coalitions including 50 nonprofit and for-profit partners, provide free federal and state tax preparation; and

WHEREAS, in 2012, these volunteers helped Maine residents save more than \$1,700,000 in filing fees and claim \$5,670,000 in earned income tax credits, returning \$20,000,000 to Maine residents in federal income tax refunds; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-sixth Legislature now assembled in the First Regular Session, on behalf of the people we represent, take this opportunity to recognize January 25, 2013 as EITC Awareness Day; and be it further

RESOLVED: That we send our appreciation to all the volunteers who participate in EITC Awareness Day for the benefit of Maine citizens and we urge participation in this worthy cause.

READ.

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

Senator **HASKELL:** Thank you Mr. President. This is a very important federal program that about 20% of people in the state of Maine who are eligible don't take advantage of. I'd like to encourage my colleagues here in the Senate to consider in their communications with their constituents to encourage them to look for these tax preparation events that are occurring, to take advantage of what Ca\$h Maine and the AARP Tax-Aide programs provide for people. It's an important advantage and it

has been considered one of the largest anti-poverty programs in the country. I would encourage you. If your constituents are looking for to find one of these events please encourage them to dial 211 and they will be directed to the appropriate resources or to one of the free tax preparation events that will be going on. Thank you, Mr. President.

On motion by Senator **GOODALL** of Sagadahoc, **ADOPTED**.

Sent down for concurrence.

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

Senate at Ease.

Senate called to order by the President.

ORDERS OF THE DAY

Unfinished Business

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

The Chair laid before the Senate the following Tabled and Later (1/8/13) Assigned matter:

JOINT RESOLUTION - memorializing The Honorable Carlton Day "Bud" Reed of Woolwich

SLS 17

Tabled - January 8, 2013, by Senator **GOODALL** of Sagadahoc

Pending - motion by same Senator to **ADOPT**

(In Senate, January 8, 2013, on motion by Senator **GOODALL** of Sagadahoc, **READ**.)

THE PRESIDENT: The Chair recognizes the Senator from Sagadahoc, Senator Goodall.

Senator **GOODALL:** Thank you Mr. President. Today I rise and speak to this Joint Resolution honoring and memorializing Carlton Day Reed, commonly known to many as Bud as well as Mr. President when he was here in this Body. He was elected to the House of Representatives and then later elected to this Body in 1964 when he was the first Democrat to serve as the Senate President in 54 years. Mr. Reed was a wonderful man, a true gentleman, and one that really left a lasting impact both on his family and his business and the entire state and in numerous entities he was involved with. He helped really expand Reed and Reed, a company that many of us are familiar with. It is a company that is in my district, located in Woolwich. Reed and

Reed, to many of us, is known for their success and growth in the wind power industry as well as their expertise in construction, mainly bridges and other types of engineering. In addition to being the Senate President and a member of the House, he was also deeply passionate about education and served on the State Board of Education and was a University of Maine trustee. In addition to that, he also was a trustee of Canal Bank, KeyCorp, and Central Maine Power and also served as Chair of that board. In fact, his independent nature as a board member was highlighted by the *Wall Street Journal* and really complimented him on his work as an independent board, one looking out for both the interest of the companies as well as the shareholders. Most importantly, as I just mentioned, his deepest devotion was to family. He had six children, nineteen grandchildren, and he would do anything for them. When I, along with many others, attended his funeral it was amazing how much this man could accomplish. He was often at the ice rink at 5 or 6 am with his kids or his grandkids. He was then in the shop at Reed and Reed, often down in a ditch with a shovel showing his workers how to do it right, and later attending boards on which he served or here in this Body. It's just a true honor to stand and speak today, recognizing this fine gentleman and former President of the Maine State Senate. Thank you, Mr. President.

On motion by Senator **GOODALL** of Sagadahoc, **ADOPTED**.

Sent down for concurrence.

The Chair laid before the Senate the following Tabled and Later (1/17/13) Assigned matter:

Bill "An Act To Protect a Private Memorial Placed in a Public Right-of-way"

H.P. 35 L.D. 40

Tabled - January 17, 2013, by Senator **GERZOFSKY** of Cumberland

Pending - **REFERENCE**

(In House, January 17, 2013, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed.)

On motion by Senator **GERZOFSKY** of Cumberland, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed, in concurrence.

Off Record Remarks

Senate at Ease.

Senate called to order by the President.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act Relating to Private School Student Participation in Public School Cocurricular, Interscholastic and Extracurricular Activities"

H.P. 74 L.D. 92

Presented by Representative MAKER of Calais.
Cosponsored by Senator MASON of Androscoggin and Representatives: CRAY of Palmyra, DION of Portland, DOAK of Columbia Falls, McCLELLAN of Raymond, TIMBERLAKE of Turner, TURNER of Burlington, VOLK of Scarborough, WOOD of Sabattus.

Bill "An Act To Require Public Secondary Schools To Offer a Course in Gun Safety and Handling"

H.P. 75 L.D. 93

Presented by Representative DAVIS of Sangerville.
Cosponsored by Senator BURNS of Washington and Senators: GERZOFKY of Cumberland, SHERMAN of Aroostook, Representatives: AYOTTE of Caswell, BLACK of Wilton, CRAFTS of Lisbon, GIFFORD of Lincoln, LONG of Sherman, WILSON of Augusta.

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

On motion by Senator MILLETT of Cumberland, **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 Papers

Resolve, To Create the Task Force on the Prevention of Sexual Abuse of Children (EMERGENCY)

H.P. 77 L.D. 95

Presented by Representative MAKER of Calais.
Cosponsored by Senator HASKELL of Cumberland and Senator: BURNS of Washington, Representatives: CASSIDY of Machias, DION of Portland, ESPLING of New Gloucester, MacDONALD of Old Orchard Beach, NELSON of Falmouth, TURNER of Burlington, VOLK of Scarborough.

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

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

Bill "An Act To Enhance the Deer Population by Increasing Control of Coyotes through Local Conservation Organizations"
H.P. 78 L.D. 96

Presented by Representative SAUCIER of Presque Isle.
Cosponsored by Senator JACKSON of Aroostook and Representatives: McELWEE of Caribou, NADEAU of Fort Kent, NADEAU of Winslow, NOON of Sanford, SCHNECK of Bangor, SHORT of Pittsfield.

Bill "An Act To Improve the Integrity of the State's Snowmobile Trail System"

H.P. 79 L.D. 97

Presented by Representative JOHNSON of Greenville.

Resolve, Directing the Department of Inland Fisheries and Wildlife To Study Issues Related to Bear Hunting and Management
H.P. 80 L.D. 98

Presented by Representative WOOD of Sabattus.
Cosponsored by Senator JACKSON of Aroostook and Representatives: BLACK of Wilton, GIFFORD of Lincoln, JOHNSON of Eddington, SHAW of Standish, THERIAULT of Madawaska.

Bill "An Act To Allow Hunting for Deer with a Crossbow during the Expanded Archery Season"

H.P. 81 L.D. 99

Presented by Representative WOOD of Sabattus.
Cosponsored by Senator TUTTLE of York and Representatives: JOHNSON of Eddington, TYLER of Windham.

Bill "An Act To Allow Municipalities To Stock Ponds"
H.P. 82 L.D. 100

Presented by Representative WOOD of Sabattus.
Cosponsored by Senator MASON of Androscoggin and Representatives: CRAFTS of Lisbon, LAJOIE of Lewiston, SHAW of Standish, WERTS of Auburn.

Bill "An Act To Allow a Junior Hunter To Take One Antlerless Deer without an Antlerless Deer Permit"

H.P. 83 L.D. 101

Presented by Representative GILBERT of Jay.
Cosponsored by Senator HASKELL of Cumberland and Senators: PATRICK of Oxford, SAVIELLO of Franklin, Representatives: BLACK of Wilton, BRIGGS of Mexico, CRAFTS of Lisbon, LAJOIE of Lewiston, SHAW of Standish, STANLEY of Medway.

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

On motion by Senator **DUTREMBLE** of York, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed, in concurrence.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Improve Health Insurance Transparency"
H.P. 84 L.D. 102

Presented by Representative **GOODE** of Bangor.
Cosponsored by Senator **GRATWICK** of Penobscot and Representatives: **CAMPBELL** of Newfield, **COOPER** of Yarmouth, **MORRISON** of South Portland, **PRINGLE** of Windham, **SCHNECK** of Bangor, **STUCKEY** of Portland, **TREAT** of Hallowell.

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

On motion by Senator **GRATWICK** of Penobscot, **REFERRED** to the Committee on **INSURANCE AND FINANCIAL SERVICES** and ordered printed, in concurrence.

Bill "An Act To Amend the Laws Governing Public Records"
H.P. 86 L.D. 104

Presented by Representative **NELSON** of Falmouth.
Cosponsored by Senator **MILLETT** of Cumberland and Senator: **HASKELL** of Cumberland, Representatives: **HUBBELL** of Bar Harbor, **KENT** of Woolwich, **KUSIAK** of Fairfield, **MAKER** of Calais, **TURNER** of Burlington.

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

On motion by Senator **TUTTLE** of York, **REFERRED** to the Committee on **JUDICIARY** and ordered printed, in concurrence.

Bill "An Act To Correct an Inconsistency in Maine's Apprenticeship Laws"
H.P. 85 L.D. 103

Presented by Representative **GILBERT** of Jay.
Cosponsored by Senator **PATRICK** of Oxford and Senator: **CUSHING** of Penobscot.
Submitted by the Department of Labor pursuant to Joint Rule 204.

Bill "An Act To Allow Motor Fuel Containing Five Percent Ethanol To Be Sold in the State"

H.P. 87 L.D. 105

Presented by Representative **TIMBERLAKE** of Turner.
Cosponsored by Senator **MASON** of Androscoggin and Senators: **COLLINS** of York, **CUSHING** of Penobscot, **PATRICK** of Oxford, Representatives: **BLACK** of Wilton, **BOLAND** of Sanford, **CHASE** of Wells, **CLARK** of Easton, **CRAFTS** of Lisbon, **CRAY** of Palmyra, **DUNPHY** of Embden, **ESPLING** of New Gloucester, **EVANGELOS** of Friendship, **FITZPATRICK** of Houlton, **FREDETTE** of Newport, **GIFFORD** of Lincoln, **GILLWAY** of Searsport, **GRAHAM** of North Yarmouth, **GUERIN** of Glenburn, **HARLOW** of Portland, **HICKMAN** of Winthrop, **KINNEY** of Limington, **KNIGHT** of Livermore Falls, **KRUGER** of Thomaston, **KUMIEGA** of Deer Isle, **LAJOIE** of Lewiston, **LIBBY** of Waterboro, **LOCKMAN** of Amherst, **LONG** of Sherman, **NEWENDYKE** of Litchfield, **NUTTING** of Oakland, **PARRY** of Arundel, **PEOPLES** of Westbrook, **PETERSON** of Rumford, **REED** of Carmel, **SAXTON** of Harpswell, **SHAW** of Standish, **SIROCKI** of Scarborough, **TURNER** of Burlington, **VOLK** of Scarborough, **WALLACE** of Dexter, **WILLETTE** of Mapleton, **WOOD** of Sabattus.

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

On motion by Senator **PATRICK** of Oxford, **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** and ordered printed, in concurrence.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Abolish the Trustees of Public Cemeteries for the City of Waterville" (EMERGENCY)
H.P. 88 L.D. 106

Presented by Representative **LONGSTAFF** of Waterville.
Cosponsored by Senator **LACHOWICZ** of Kennebec and Representatives: **BECK** of Waterville, **NADEAU** of Winslow.

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

On motion by Senator **LACHOWICZ** of Kennebec, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed, in concurrence.

LEGISLATIVE RECORD - SENATE, THURSDAY, JANUARY 24, 2013

RESOLUTION, Proposing an Amendment to the Constitution of Maine To Permit the Legislature To Provide a One-year Period of Penalty Relief for Withdrawal of Forest Land from Current Use Valuation

H.P. 89 L.D. 107

Presented by Representative DAVIS of Sangerville. Cosponsored by Senator BURNS of Washington and Senators: CUSHING of Penobscot, SHERMAN of Aroostook, THIBODEAU of Waldo, Representatives: AYOTTE of Caswell, BLACK of Wilton, GIFFORD of Lincoln, LONG of Sherman, WEAVER of York.

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

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

Senate at Ease.

Senate called to order by the President.

Bill "An Act To Exempt All Vehicles Delivering Home Heating Fuel, Including Wood Pellets, from Weight Limits"

H.P. 91 L.D. 109

Presented by Representative DAVIS of Sangerville. Cosponsored by Senator BURNS of Washington and Senators: SHERMAN of Aroostook, THIBODEAU of Waldo, Representatives: BLACK of Wilton, CRAFTS of Lisbon, CROCKETT of Bethel, LONG of Sherman, WEAVER of York, WILLETTE of Mapleton.

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

On motion by Senator **MAZUREK** of Knox, **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed, in concurrence.

Bill "An Act To Rename Big Moose Mountain as Red Eagle Mountain"

H.P. 90 L.D. 108

Presented by Representative JOHNSON of Greenville. Cosponsored by Representative: DAVIS of Sangerville.

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

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

Bill "An Act To Limit Political Contributions by Public Employee Labor Unions"

H.P. 92 L.D. 110

Presented by Representative JOHNSON of Greenville. Cosponsored by Representatives: DAVIS of Sangerville, DUNPHY of Embden.

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

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

Senator **SAVIELLO** of Franklin was granted unanimous consent to address the Senate off the Record.

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

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

Senator **GOODALL** of Sagadahoc was granted unanimous consent to address the Senate off the Record.

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

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

On motion by Senator **GOODALL** of Sagadahoc, **ADJOURNED**, until Tuesday, January 29, 2013, at 10:00 in the morning, in memory of and lasting tribute to the Honorable Carlton Day "Bud" Reed of Woolwich.