

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
February 14, 2013

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

Prayer by Parivash Rohani, Baha'i Community member from
Auburn.

MS. ROHANI: Good morning and thank you for this opportunity. Before I offer a Baha'i prayer for humanity, I would like to express that in the Baha'i faith we don't have priests, ministers, or any other form of clergy, so I am standing before you today just as a member of the Baha'i Community and have no official title. On a personal note, I want to offer my respect and admiration for this wonderful political institution which, in the light of democracy and freedom, allowed the dream of an immigrant such as me to be realized. In my native country if I mention of my Baha'i belief I'm silenced, put down, and imprisoned. Here my ethnic and religious diversity is respected and even explored. Thank you again.

O thou kind Lord, thou hast created all humanity from the same stock. Thou hast decreed that all shall belong to the same household. In thy holy presence they are all thy servants and all mankind are sheltered beneath thy tabernacle. All have gathered together at thy table of bounty. All are illuminated through the light of thy providence. O God, thou art kind to all. Thou hast provided for all, dost shelter all, confer life upon all. Thou hast endowed each and all with talents and faculties and all are submerged in the ocean of thy mercy. O thou kind Lord, unite all. Let the religions agree and make the nations one, so that they may see each other as one family and the whole earth as one home. May they all live together in perfect harmony. O God, raise aloft the banner of the oneness of mankind. O God, establish the most great peace. Cement thou, O God, the hearts together. O thou kind Father, gladden our hearts through the fragrance of thy love. Brighten our eyes through the light of thy guidance. Delight our ears with the melody of thy word and shelter us all in the stronghold of thy providence. Thou art the mighty and powerful, thou art the forgiving, and thou art the one who overlooked the shortcomings of all mankind.

Pledge of Allegiance led by Senator Ronald F. Collins of York
County.

Reading of the Journal of Tuesday, February 12, 2013.

Doctor of the day, Heather Sharkey, DO of Brunswick.

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

Out of order and under suspension of the Rules, on motion by Senator **GOODALL** of Sagadahoc, the following Joint Order:
S.P. 162

Ordered, the House concurring, that when the House and Senate adjourn they do so until Tuesday, February 19, 2013, at 10:00 in the morning.

READ and PASSED.

Ordered sent down forthwith for concurrence.

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Allow a Person To Possess Small Game in Excess of That Person's Possession Limit"

H.P. 266 L.D. 391

Comes 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 Allow Nonprofit Organizations To Operate Snowmobiles as Trail-grooming Equipment"

H.P. 239 L.D. 334

Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE**.

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

Bill "An Act To Cap Interest Rates and Finance Charges on Credit and Loans"

H.P. 268 L.D. 393

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.

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

February 11, 2013

Bill "An Act To Add Members of the Aroostook Band of Micmacs to the Maine Indian Tribal-State Commission and Add Corresponding Members for the State"

H.P. 269 L.D. 394

The Honorable Justin L. Alford
President of the Senate
3 State House Station
Augusta, Maine 04333

Bill "An Act To Allow a Pet Owner To Collect Noneconomic Damages for the Death of a Pet"

H.P. 270 L.D. 395

Dear President Alford,

Bill "An Act To Appropriate Sufficient Funds for Indigent Legal Services"

H.P. 271 L.D. 396

This is to inform you that I am today nominating Andy Charles of South Portland and Richelle R. Wallace of Auburn for appointment to the Workers' Compensation Board.

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

Pursuant to Title 39-A, MRSA §151, these appointments are contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Labor, Commerce, Research and Economic Development.

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

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

Bill "An Act To Ensure the Confidentiality of Concealed Weapons Permit Holder Information" (EMERGENCY)

H.P. 250 L.D. 345

The Following Communication: S.C. 70

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

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

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

February 11, 2013

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

The Honorable Justin L. Alford
President of the Senate
3 State House Station
Augusta, Maine 04333

Bill "An Act To Protect Homeowners and Reduce Foreclosure Fraud"

H.P. 267 L.D. 392

Dear President Alford,

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

This is to inform you that I am today nominating Daniel R. LaPointe of Van Buren for reappointment and James A. Clair of China Village for appointment to the Loring Development Authority.

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

Pursuant to Title 5, MRSA §13080-B, these appointments are contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Labor, Commerce, Research and Economic Development.

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

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

COMMUNICATIONS

The Following Communication: S.C. 69

SENATE PAPERS

Bill "An Act Regarding Timber Harvesting on Land Managed by the Division of Parks and Public Lands"

S.P. 184 L.D. 491

Presented by Senator JACKSON of Aroostook.
Cosponsored by Senators: GERZOFKY of Cumberland, PATRICK of Oxford, Representatives: AYOTTE of Caswell, GILBERT of Jay, HERBIG of Belfast, MASON of Topsham, SAUCIER of Presque Isle, THERIAULT of Madawaska.

Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** suggested and ordered printed.

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

Sent down for concurrence.

Bill "An Act To Ensure That All Voters Are Able To Vote in Regional School Unit Budget Elections"

S.P. 159 L.D. 417

Presented by Senator THOMAS of Somerset.
Cosponsored by Representative KNIGHT of Livermore Falls.
Bill "An Act To Improve Maine's Charter School Laws"

S.P. 171 L.D. 439

Presented by Senator MASON of Androscoggin.
Cosponsored by Representative JOHNSON of Greenville and Senator: LANGLEY of Hancock.
Submitted by the Department of Education pursuant to Joint Rule 204.

Resolve, To Ensure the Continued Accessibility and Affordability of a High School Equivalency Exam for Maine Residents (EMERGENCY)

S.P. 174 L.D. 442

Presented by Senator LANGLEY of Hancock.
Cosponsored by Representative GIFFORD of Lincoln and Senators: MASON of Androscoggin, PLUMMER of Cumberland, THOMAS of Somerset.

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

Sent down for concurrence.

Resolve, Directing the Public Utilities Commission To Develop a Plan To Reform Water Regulation

S.P. 173 L.D. 441

Presented by Senator HASKELL of Cumberland.
Cosponsored by Representative DION of Portland and Senator: President ALFOND of Cumberland, Representatives: FARNSWORTH of Portland, JORGENSEN of Portland, MOONEN of Portland.

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

Sent down for concurrence.

Bill "An Act To Streamline the General Permit Process for Tidal Power"

S.P. 169 L.D. 437

Presented by Senator THIBODEAU of Waldo.
Cosponsored by Representative MAKER of Calais.
Submitted by the Department of Environmental Protection pursuant to Joint Rule 204.

Committee on **ENERGY, UTILITIES AND TECHNOLOGY** suggested and ordered printed.

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

Bill "An Act To Amend the Gifting of Land Exemption under the Subdivision Laws"

S.P. 164 L.D. 432

Presented by Senator JOHNSON of Lincoln.
Cosponsored by Representative HARLOW of Portland and Senators: JACKSON of Aroostook, MAZUREK of Knox.

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

Sent down for concurrence.

Bill "An Act To Provide a Safe Working Environment for Home Care Workers"

S.P. 166 L.D. 434

Presented by Senator CRAVEN of Androscoggin.
Cosponsored by Representative FARNSWORTH of Portland and Senators: DUTREMBLE of York, GERZOFKY of Cumberland, JACKSON of Aroostook, JOHNSON of Lincoln, LACHOWICZ of Kennebec, Representatives: BRIGGS of Mexico, GOODE of Bangor, SANDERSON of Chelsea.

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Bill "An Act To Increase Patient Choice in Health Care Facilities and Health Care Settings"

S.P. 179 L.D. 447

Presented by Senator PATRICK of Oxford.

Cosponsored by Representative BRIGGS of Mexico and Senator: JACKSON of Aroostook, Representatives: GOODE of Bangor, HARLOW of Portland, LONGSTAFF of Waterville, MONAGHAN-DERRIG of Cape Elizabeth, PETERSON of Rumford, RUSSELL 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.

Bill "An Act To Authorize the State Employee Health Commission's Preferred Provider Program"

S.P. 180 L.D. 448

Presented by Senator HILL of York.

Cosponsored by Speaker EVES of North Berwick and Senators: BURNS of Washington, JACKSON of Aroostook, LANGLEY of Hancock, PATRICK of Oxford, Representatives: BEAVERS of South Berwick, CHASE of Wells, RYKERSON of Kittery, WEAVER of York.

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

Sent down for concurrence.

Bill "An Act To Require a Warrant To Obtain the Location Information of a Cell Phone or Other Electronic Device"

S.P. 157 L.D. 415

Presented by Senator KATZ of Kennebec.

Cosponsored by Representative KRUGER of Thomaston and Senator: WOODBURY of Cumberland, Representatives: CAREY of Lewiston, FREDETTE of Newport, HICKMAN of Winthrop, KESCHL of Belgrade.

Bill "An Act To Permit Real Estate Agents To Assist Property Owners in Obtaining Relief in the Mortgage Foreclosure Process"

S.P. 182 L.D. 450

Presented by Senator THOMAS of Somerset.

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

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

Sent down for concurrence.

Bill "An Act To Allow Complainants in Disciplinary Actions To Attend Informal Conferences Held by the State Board of Nursing in Executive Session"

S.P. 158 L.D. 416

Presented by Senator PATRICK of Oxford.

Cosponsored by Representative CHIPMAN of Portland and Representatives: FITZPATRICK of Houlton, KNIGHT of Livermore Falls, THERIAULT of Madawaska, TIMBERLAKE of Turner, TURNER of Burlington.

Submitted by the Department of Professional and Financial Regulation pursuant to Joint Rule 204.

Bill "An Act To Amend the Laws Governing the Work Permit Process for Minors and To Conform the Laws Governing Allowable Places of Work for Minors to Federal Law" (EMERGENCY)

S.P. 163 L.D. 431

Presented by Senator CUSHING of Penobscot.

Cosponsored by Representative VOLK of Scarborough and Representatives: BENNETT of Kennebec, MALABY of Hancock, TURNER of Burlington.

Submitted by the Department of Labor pursuant to Joint Rule 204.

Bill "An Act To Amend the Maine Workers' Compensation Act of 1992 To Provide Benefits to Seriously Injured Workers"

S.P. 175 L.D. 443

Presented by Senator JACKSON of Aroostook.

Cosponsored by Senator: PATRICK of Oxford, Representatives: STANLEY of Medway, THERIAULT of Madawaska.

Bill "An Act To Improve Workers' Compensation Coverage for All Injured Workers"

S.P. 176 L.D. 444

Presented by Senator JACKSON of Aroostook.

Cosponsored by Senators: DUTREMBLE of York, PATRICK of Oxford, Representative: STANLEY of Medway.

Bill "An Act To Improve Efficiencies in Dental Offices"

S.P. 177 L.D. 445

Presented by Senator CUSHING of Penobscot.

Cosponsored by Representative MALABY of Hancock and Senators: CAIN of Penobscot, PATRICK of Oxford, Representatives: ESPLING of New Gloucester, KRUGER of Thomaston, LOCKMAN of Amherst, TYLER of Windham, WILLETTE of Mapleton.

Bill "An Act To Ensure Consumer Choice in the Purchase of Prescription Drugs" (EMERGENCY)

S.P. 181 L.D. 449

Presented by Senator THOMAS of Somerset.
Cosponsored by Representatives: BENNETT of Kennebunk, STUCKEY of Portland, Representative DAVIS of Sangerville and Senators: MASON of Androscoggin, THIBODEAU of Waldo, WHITTEMORE of Somerset, Representatives: CROCKETT of Bethel, HAYES of Buckfield, KNIGHT of Livermore Falls, STANLEY of Medway, VEROW of Brewer.

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

Sent down for concurrence.

RESOLUTION, Proposing an Amendment to the Constitution of Maine To Limit a Governor's Pension to Governors Who Have Served 2 Full Terms

S.P. 183 L.D. 490

Presented by Senator JACKSON of Aroostook.
Cosponsored by Senators: CAIN of Penobscot, GERZOFISKY of Cumberland, HILL of York, PATRICK of Oxford.

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

Sent down for concurrence.

Bill "An Act To Provide Economic Development in Aroostook County through Expanded Sale and Lease of State-owned Land"

S.P. 186 L.D. 493

Presented by Senator JACKSON of Aroostook.
Cosponsored by Senator: PATRICK of Oxford, Representative: THERIAULT of Madawaska.

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

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

Bill "An Act To Amend the Laws Regarding Who May Appeal a Reconsideration Decision to the Maine Board of Tax Appeals"

S.P. 161 L.D. 430

Presented by Senator THOMAS of Somerset.

Resolve, To Require the State Tax Assessor To Develop Agreements with Online Retailers for the Collection of Sales and Use Tax

S.P. 167 L.D. 435

Presented by President ALFOND of Cumberland.
Cosponsored by Representative KNIGHT of Livermore Falls and Senators: BOYLE of Cumberland, FLOOD of Kennebec, GRATWICK of Penobscot, HASKELL of Cumberland, LACHOWICZ of Kennebec, Representatives: BERRY of Bowdoinham, HAMANN of South Portland.

Bill "An Act To Raise the Maximum 529 Plan Contribution Tax Deduction"

S.P. 168 L.D. 436

Presented by Senator MAZUREK of Knox.

Bill "An Act To Support Community Health Centers through Tax Credits for Dentists and Primary Care Professionals Practicing in Underserved Areas"

S.P. 172 L.D. 440

Presented by Senator JACKSON of Aroostook.
Cosponsored by Senators: CAIN of Penobscot, FLOOD of Kennebec, HASKELL of Cumberland, THOMAS of Somerset, Representatives: GOODE of Bangor, KNIGHT of Livermore Falls, STANLEY of Medway.

Bill "An Act To Increase Reimbursement to Municipalities under the Maine Tree Growth Tax Law"

S.P. 185 L.D. 492

Presented by Senator JACKSON of Aroostook.
Cosponsored by Representative AYOTTE of Caswell and Representatives: LONG of Sherman, NADEAU of Fort Kent, THERIAULT of Madawaska.

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

Sent down for concurrence.

Bill "An Act To Authorize a GARVEE Bond for the Repair of Deficient Arterial State Highways and Bridges"

S.P. 160 L.D. 429

Presented by Senator MAZUREK of Knox.
Cosponsored by Senators: GOODALL of Sagadahoc, JACKSON of Aroostook, PATRICK of Oxford, Representatives: CHIPMAN of Portland, EVANGELOS of Friendship, STUCKEY of Portland, THERIAULT of Madawaska, VEROW of Brewer.

Bill "An Act To Expand the Types of Vehicles on Which a Sportsman Registration Plate May Be Displayed"

S.P. 170 L.D. 438

Presented by Senator JACKSON of Aroostook.
Cosponsored by Senators: DUTREMBLE of York, MAZUREK of Knox, Representative: THERIAULT of Madawaska.

Resolve, Directing the Department of Transportation To Develop a Less Corrosive Road Deicing Strategy
S.P. 178 L.D. 446

Presented by Senator THOMAS of Somerset.
Cosponsored by Representative DAVIS of Sangerville and Senators: LANGLEY of Hancock, MASON of Androscoggin, SAVIELLO of Franklin, WHITTEMORE of Somerset, Representatives: BENNETT of Kennebunk, CRAY of Palmyra, HARVELL of Farmington, WALLACE of Dexter.

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

Sent down for concurrence.

Bill "An Act To Provide Parity in Funding to the Maine Maritime Academy from Gaming"
S.P. 165 L.D. 433

Presented by Senator PATRICK of Oxford.
Cosponsored by Representative BRIGGS of Mexico and Senators: CRAVEN of Androscoggin, GERZOFKY of Cumberland, MAZUREK of Knox, SAVIELLO of Franklin, Representatives: GILBERT of Jay, LUCHINI of Ellsworth, MONAGHAN-DERRIG of Cape Elizabeth, PETERSON of Rumford.

On motion by Senator TUTTLE of York, 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.

Off Record Remarks

REPORTS OF COMMITTEES

Senate

Ought to Pass

Senator PATRICK for the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Expand the Types of Vaccines That May Be Administered by Pharmacists"

S.P. 21 L.D. 32

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

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

READ ONCE.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

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

Senate at Ease.

Senate called to order by the President.

Off Record Remarks

Senate at Ease.

Senate called to order by the President.

ORDERS OF THE DAY

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

An Act To Streamline the General Permit Process for Tidal Power
S.P. 169 L.D. 437

Tabled - February 14, 2013, by Senator **CLEVELAND** of Androscoggin

Pending - **REFERENCE**

(Committee on **ENERGY, UTILITIES AND TECHNOLOGY** suggested and ordered printed.)

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

Sent down for concurrence.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Prohibit the Unauthorized Harvesting of Wild Mushrooms and Fiddleheads"

H.P. 293 L.D. 421

Bill "An Act To Eliminate Certain Data Collection Requirements of the Forest Health and Monitoring Program of the Division of Forestry"

H.P. 307 L.D. 457

Bill "An Act To Increase Food Sovereignty in Local Communities"

H.P. 325 L.D. 475

Resolve, Directing the Department of Agriculture, Conservation and Forestry To Develop a Policy To Reduce Food Waste in All State-funded Institutions

H.P. 326 L.D. 476

Bill "An Act To Revise the Animal Welfare Laws"

H.P. 334 L.D. 484

Come from the House, **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed.

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

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Protect Farm Animals from Noise from the Discharge of Fireworks or Explosives"

H.P. 306 L.D. 456

Bill "An Act To Require a Local Permit for the Use of Fireworks"

H.P. 328 L.D. 478

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

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

Bill "An Act To Implement the Recommendations of the Task Force on Franco-Americans"

H.P. 294 L.D. 422

Bill "An Act To Dedicate Funds for Emergency Back-up Power for Schools"

H.P. 312 L.D. 462

Bill "An Act To Change Compensation for Career and Technical Education Region Cooperative Board Meeting Attendance"

H.P. 314 L.D. 464

Bill "An Act To Provide an Honorary Diploma to Veterans"

H.P. 316 L.D. 466

Bill "An Act To Amend the Laws Governing Virtual Public Charter Schools"

H.P. 331 L.D. 481

Bill "An Act To Amend and Clarify Certain Education Laws"

H.P. 335 L.D. 485

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

Bill "An Act To Prohibit the Sale of Gasoline That Contains Ethanol as an Additive at a Level Greater than 10 Percent by Volume"

H.P. 303 L.D. 453

Bill "An Act Regarding Working Waterfront Projects"

H.P. 320 L.D. 470

Come from the House, **REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES** and ordered printed.

On motion by Senator **BOYLE** of Cumberland, **REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES** and ordered printed, in concurrence.

Bill "An Act To Protect Newborn Infants by Requiring Birthing Facilities To Screen for Congenital Heart Disease Using Pulse Oximetry" (EMERGENCY)

H.P. 310 L.D. 460

Bill "An Act To Protect Public Health at Public Institutions of Higher Education"

H.P. 318 L.D. 468

Bill "An Act To Establish Fees under the Maine Medical Use of Marijuana Act"

H.P. 330 L.D. 480

Resolve, To Establish MaineCare Eligibility for Young Adults Who Were Formerly in Foster Care

H.P. 337 L.D. 487

Bill "An Act To Improve Access to Home-based and Community-based Care in the MaineCare Program"

H.P. 338 L.D. 488

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.

Bill "An Act To Prohibit the Sale and Purchase of Human Fetal Tissue"

H.P. 313 L.D. 463

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

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

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act Regarding the Driving of Deer"

H.P. 295 L.D. 423

Bill "An Act To Increase Agent Fees for Registration of Certain Recreational Vehicles"

H.P. 317 L.D. 467

Bill "An Act To Expand Wild Turkey Hunting"

H.P. 327 L.D. 477

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 Concerning Hurricane Deductibles"

H.P. 302 L.D. 452

Bill "An Act Relating to Health Care Provider Liability Claims Reports"

H.P. 304 L.D. 454

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.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Amend the Short Form Deeds Act"

H.P. 296 L.D. 424

Bill "An Act To Change the Membership of the Family Law Advisory Commission"

H.P. 297 L.D. 425

Bill "An Act Regarding Comparative Negligence"

H.P. 308 L.D. 458

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

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

Bill "An Act To Enforce Wage Laws by Preventing Misclassification of Employees"

H.P. 290 L.D. 418

Bill "An Act To Provide for the Continuity of a Veterinary Practice Subsequent to the Death or Incapacitation of the Owner"

H.P. 298 L.D. 426

Bill "An Act To Allow Businesses with More than 5,000 Square Feet of Interior Customer Selling Space To Open on Easter Day, Thanksgiving Day and Christmas Day"

H.P. 311 L.D. 461

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

On motion by Senator **CLEVELAND** of Androscoggin, **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 Cap Certain Marine Resources Licenses Issued by the Passamaquoddy Tribe"

H.P. 301 L.D. 451

Bill "An Act To Allow the Commissioner of Marine Resources To Investigate Price Fixing of Lobster" (EMERGENCY)

H.P. 319 L.D. 469

Bill "An Act To Improve the Quality of the Data Used in the Management of Maine's Fisheries"

H.P. 332 L.D. 482

Bill "An Act To Provide for the Effective Marketing and Promotion of Maine Lobster"

H.P. 336 L.D. 486

Come 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 Improve Access to Public Land Records"

H.P. 315 L.D. 465

Bill "An Act To Require Edible Landscaping in a Portion of Capitol Park"

H.P. 324 L.D. 474

RESOLUTION, Proposing an Amendment to the Constitution of Maine To Increase the Lengths of Terms of Members of the Legislature

H.P. 339 L.D. 489

Come 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.

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 Options for Local Revenue Enhancement"

H.P. 299 L.D. 427

Bill "An Act To Increase the State Earned Income Credit"
H.P. 305 L.D. 455

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 Allow Properly Lifted Vehicles To Operate"
H.P. 322 L.D. 472

Resolve, To Widen the Shoulders of Highways
H.P. 323 L.D. 473

Bill "An Act To Require Center Line Markings on All State and State Aid Highways"

H.P. 329 L.D. 479

Bill "An Act To Promote Small Businesses by Enhancing the Use of On-premises Signs"

H.P. 333 L.D. 483

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.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To License Betting on Football Score Pools"
H.P. 300 L.D. 428

Bill "An Act To Amend the Law Concerning a Landlord's Right To Inspect Property"

H.P. 309 L.D. 459

Come 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.

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

PAPERS FROM THE HOUSE

**Pursuant to Statute
Family Law Advisory Commission**

Representative **PRIEST** submitted the Report of the **Family Law Advisory Commission**, pursuant to the Maine Revised Statutes, Title 19-A, section 354, subsection 2 and asked leave to report that the accompanying Resolve, Directing the Family Law Advisory Commission To Study and Report on the Uniform Parentage Act and Other Similar Laws and Proposals
H.P. 291 L.D. 419

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

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

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

On motion by Senator **VALENTINO** of York, **REFERRED** to the Committee on **JUDICIARY** and ordered printed pursuant to Joint Rule 218, in concurrence.

Senator **CRAVEN** of Androscoggin was granted unanimous consent to address the Senate off the Record.

Senator **MILLETT** of Cumberland 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.

Off Record Remarks

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

On motion by Senator **GOODALL** of Sagadahoc, **ADJOURNED**, pursuant to the Joint Order, to Tuesday, February 19, 2013, at 10:00 in the morning.