

# 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  
Tuesday  
April 9, 2013

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

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Prayer by Rabbi Darah Lerner, Congregation Beth El in Bangor.

**RABBI LERNER:** Our God and God of all people, we come to You this morning from many different traditions and cultures. Source of all inspiration and hope, You reveal many truths. It is our task to hear and heed them. Today and every day we ask for guidance for these legislators as they go about their sacred work. Today and every day we ask that any conflicts that arise in the course of deliberation be seen as a reflection of diversity and not a cause for demonization. Today and every day we ask for help for our leaders to see the good in one another and let that goodness triumph over partisanship. Today and every day we ask for Your blessings for our country, for the state of Maine, for our leaders, and for all who exercise just and rightful authority. Today and every day we ask You to teach them Your insights to administer the affairs of state fairly. Today and every day we ask that You give them the ability to hear one another, the ability to respect one another, the ability to the sacred work of governing our state of Maine. Today and every day we ask You to let them know each other and respect the skills that bring each to the floor of debate. Today and every day we ask that their discussions lead to a higher sense of purpose and understanding, elevating the decisions that they make. Today and every day we ask You to let them know the satisfaction that comes from hard work and due deliberation. Today and every day we ask that their words and deeds reverberate with power and with promise as they, and we, strive to attain that which ought to be. Let us say Amen.

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Pledge of Allegiance led by Senator Edward J. Mazurek of Knox County.

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Reading of the Journal of Thursday, April 4, 2013.

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Doctor of the day, Russell DeJong, MD of Belgrade.

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Off Record Remarks

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**PAPERS FROM THE HOUSE**

Pursuant to Statute  
Joint Standing Committee on Environment and Natural  
Resources

The **Joint Standing Committee on Environment and Natural Resources**, pursuant to the Maine Revised Statutes, Title 38, section 1773 asked leave to report that the accompanying Bill "An Act To Implement Recommendations of the Department of Environmental Protection Concerning Product Stewardship in Maine"

H.P. 952 L.D. 1335

Be **REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES** and ordered printed pursuant to Joint Rule 218.

Comes from the House, Report **READ** and **ACCEPTED**, and the Bill **REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES** and ordered printed pursuant to Joint Rule 218.

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

On motion by Senator **BOYLE** of Cumberland, **REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES** and ordered printed pursuant to Joint Rule 218, in concurrence.

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**Joint Resolution**

The following Joint Resolution:

H.P. 895

**JOINT RESOLUTION EXPRESSING SUPPORT AND APPRECIATION FOR THE DIRIGO BOYS STATE AND DIRIGO GIRLS STATE PROGRAMS**

WHEREAS, the American Legion and the American Legion Auxiliary dedicate much time and effort to the successful planning and execution of Dirigo Boys State and Dirigo Girls State each year; and

WHEREAS, Dirigo Boys State and Dirigo Girls State are designed to instruct students who have completed their junior year in high school in the process of local, county and state government; and

WHEREAS, hundreds of students are nominated each year by their high school teachers and counselors to be delegates, or "citizens," at Dirigo Boys State and Dirigo Girls State; and

WHEREAS, the students who attend Dirigo Boys State and Dirigo Girls State emerge from the programs with a deeper appreciation of American citizenship and better leadership skills; and

WHEREAS, Dirigo Boys State and Dirigo Girls State have been successfully educating civic-minded Maine students since the 1940s; and

WHEREAS, community leaders from across Maine donate their time and energy to assist in the Dirigo Boys State and Dirigo Girls State programs; and

WHEREAS, Dirigo Boys State and Dirigo Girls State alumni include such prominent Maine leaders as the Honorable John Baldacci, United States Representative Mike Michaud and United States Senator Susan Collins; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-sixth Legislature now assembled in the First Regular Session, take this opportunity to recognize the Dirigo Boys State and Dirigo Girls State programs and to extend our appreciation to the Maine department of the American Legion and the American Legion Auxiliary for sponsoring these invaluable and educational programs and we send our best wishes for many more successful years of the programs.

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

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

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**COMMUNICATIONS**

The Following Communication: S.P. 490

**TOWN OF LOVELL  
SELECTMEN'S OFFICE**

Whereas, the Governor's biennial budget proposal places the town in an uncertain fiscal position during our budget planning; and

Whereas, the proposal includes the elimination of \$238 million in municipal revenue sharing; falls \$200 million short of funding local schools at the 55% level passed in referendum; would cut the state's reimbursement for general assistance by an estimated \$6.7 million; would eliminate the homestead exemption for anyone under the age of 65; would take \$8 million in truck excise tax revenue from the towns would create a corporate tax exemption for large amounts of currently taxable property, resulting in significant losses of local tax revenue; and

Whereas, the Governor's proposal also contains cuts to health and human services such as prescription drugs for the elderly and disabled; to all funding for clean elections; to wages and benefits of public workers while also rejecting federal funds to make healthcare affordable to over 44,000 Mainers; and

Whereas, all of the above shifts costs to towns, whose only major means of raising revenue is property taxes, be it

Resolved, the Town of Lovell calls upon the Maine Legislature to reject these proposals; identify less harmful costs savings and to raise revenue in an equitable fashion to avoid this regressive tax shift. Resolution passed 3/26/2013.

Thank you for your consideration.

S/Selectmen, John Ramsden

**READ** and **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS**.

Sent down for concurrence.

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The Following Communication: S.P. 491

**TOWN OF GREENWOOD**

**RESOLVE**

**REGARDING GOVERNOR'S PROPOSED BUDGET**

By the Greenwood Board of Selectmen on April 2, 2013

Whereas, The Governor's unprecedented biennial budget proposal places town in an untenable and uncertain fiscal position during their budget planning; and

Whereas, the proposal includes the elimination of \$238 million in municipal revenue sharing; falls \$200 million short of funding local schools at the 55% level passed in referendum; would cut the state's reimbursement for General Assistance by an estimated \$6.7 million; would eliminate the Homestead Exemption for anyone under the age of 65; would take \$8 million in truck excise tax revenue from towns; would create a corporate tax exemption for large amounts of currently taxable property, resulting in significant losses of local revenue; and

Whereas, the Governor's proposal also contains cuts to health and human services such as prescription drugs for the elderly and disabled; to all funding for clean elections; to wages and benefits of public workers; while also rejecting federal funds to make healthcare affordable to over 44,000 Mainers; and

Whereas, all of the above shifts costs to towns, whose only major means of raising revenue is property taxes, be it

Resolved, the Town of Greenwood calls upon the Maine Legislature to reject these proposals, identify less harmful costs savings and to raise revenue in an equitable fashion to avoid this regressive tax shift.

S/Fred Henderson, Chair of Board

S/Arnold Jordan, Selectmen

S/Amy Chapman, Selectmen

**READ** and **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS**.

Sent down for concurrence.

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The Following Communication: S.P. 492

**RESOLUTION OF THE M.S.A.D. NO. 75  
BOARD OF DIRECTORS**

Unanimously approved by the M.S.A.D. No. 75 Board of Directors  
At its March 28, 2013, regular meeting

Whereas, public education is integral to the viability and sustainability of the Maine economy by providing for the intellectual and physical development of the children and young adults of our state; and

Whereas, a well-resources and high-performing public school system is consistently recognized as the most influential motivator for businesses, research and development activities, and young families to relocate to Maine; and

Whereas, in recognition of the importance of a sustainable, high-performing public education system, Maine voters overwhelmingly approved a referendum requiring the State of Maine to fully fund 55% of the costs of K-12 public education; and

Whereas, the State of Maine has reneged on its share of funding for the public education by over \$500 million since 2008 in direct violation of the letter and spirit of the 2004 referendum; and

Whereas, local municipalities have been forced to react to the systemic State underfunding of its public K-12 education system by drastic cuts in personnel, programs, and services, and continual increases to local property taxes; and

Whereas, the proposed State budget for the 2014-2015 biennium currently before the Maine State Legislature cuts the popularly-mandated State funding for public K-12 education even further by extending the 2012-13 curtailment of \$12.56 million into each of the next two years; and,

Whereas, the proposed State budget for the 2014-2015 biennium currently before the Maine State Legislature shifts an additional \$29 million in retirement costs from the state to the local school districts for each of the next two years, with the promised 50% reimbursement provided arbitrarily and inequitably among school units; and

Whereas, the current proposed State budget for the 2014-2015 biennium eliminates key property tax reduction provisions for individual homeowners, and suspends the current State revenue sharing program with municipalities, for the next two years, thus adding to the increase in the local property tax burden; and

Whereas, if the proposed biennial budget before the Maine State Legislature is adopted in its current form, M.S.A.D. No. 75 will be forced to take further drastic actions to balance its budget by laying off educators, reducing personnel, cutting programs and services, and asking the families of Bowdoin, Bowdoinham, Harpswell, and Topsham to pay even more in property taxes to make up from the shortfall from the State;

Now, therefore, be it resolved that:

The M.S.A.D. No. 75 Board of Directors calls upon the legislators of both parties to fully fund our public schools as expressed by the will of the citizens of Maine in the 2004 referendum by providing the required 55% of the cost of public education in Maine as defined by the Essential Programs and Services model in use at the time of the referendum; and

The M.S.A.D. No. 75 Board of Directors calls upon the legislators of both parties to reject the provision in the proposed biennial budget to shift pension payments onto local cities and towns; and

The M.S.A.D. No. 75 Board of Directors calls upon the legislators of both parties to reject the provision in the proposed biennial budget to eliminate property tax reduction provisions, and to suspend revenue sharing with municipalities; and

Be it finally resolved, that the M.S.A.D. No. 75 Board of Directors calls upon the Maine State Legislature to raise additional required state revenue in an equitable fashion in order to fund the mandated level of State support for public K-12 education.

Signed this 28<sup>th</sup> day of March, 2013:

S/Joanne Rogers, Chair, Board of Directors S/Laurel Lopez

S/Scott McKernan, Vice-Chair, Board of Directors S/Jane Meisenbach

S/Susan Brown S/Kay Ogroanik

S/James Connors S/Jane Scease

S/Dorothy Gardner S/Kimberly Totten

S/Linda W. Hall S/Jeffrey Wolkens

S/Holly J.P. Kopp

S/Bradley V. Smith, Secretary of Board

**READ and REFERRED to the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS.**

Sent down for concurrence.

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The Following Communication: S.C. 204

**STATE OF MAINE  
ONE HUNDRED AND TWENTY-SIXTH LEGISLATURE  
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

April 3, 2013

Honorable Justin L. Alfond, President of the Senate  
Honorable Mark W. Eves, Speaker of the House  
126th Legislature  
State House  
Augusta, Maine 04333

Dear President Alfond and Speaker Eves:

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

- L.D. 638 An Act To Require That School Budget Referenda Be Held on the Same Day as Primary Elections
- L.D. 773 Resolve, To Enhance the Study of Franco-American History in Schools
- L.D. 880 An Act To Change the Process for Student Transfers from an Alternative Organizational Structure

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

Sincerely,

S/Sen. Rebecca J. Millett  
Senate Chair

S/Rep. W. Bruce MacDonald  
House Chair

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

---

The Following Communication: S.C. 205

**STATE OF MAINE  
ONE HUNDRED AND TWENTY-SIXTH LEGISLATURE  
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

April 4, 2013

Honorable Justin L. Alford, President of the Senate  
Honorable Mark W. Eves, Speaker of the House  
126th Legislature  
State House  
Augusta, Maine 04333

Dear President Alford and Speaker Eves:

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

- L.D. 1123 An Act To Allow the Town of Bancroft To Withdraw from Its Regional School Unit without Penalty

Sincerely,

S/Sen. Rebecca J. Millett  
Senate Chair

S/Rep. W. Bruce MacDonald  
House Chair

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

---

The Following Communication: S.C. 206

**STATE OF MAINE  
ONE HUNDRED AND TWENTY-SIXTH LEGISLATURE  
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

April 4, 2013

Honorable Justin L. Alford, President of the Senate  
Honorable Mark W. Eves, Speaker of the House  
126th Legislature  
State House  
Augusta, Maine 04333

Dear President Alford and Speaker Eves:

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

- L.D. 772 An Act To Implement the Recommendations of the Task Force on Franco-Americans Regarding the Reporting of Franco-American Ethnicity Data

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

Sincerely,

S/Sen. Rebecca J. Millett  
Senate Chair

S/Rep. W. Bruce MacDonald  
House Chair

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

---

The Following Communication: S.C. 207

**STATE OF MAINE  
ONE HUNDRED AND TWENTY-SIXTH LEGISLATURE  
COMMITTEE ON ENERGY, UTILITIES AND TECHNOLOGY**

April 1, 2013

Honorable Justin L. Alford, President of the Senate  
Honorable Mark W. Eves, Speaker of the House  
126th Legislature  
State House  
Augusta, Maine 04333

Dear President Alford and Speaker Eves:

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

L.D. 894      An Act To Provide Customers with Itemized Bills

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

Sincerely,

S/Sen. John J. Cleveland  
Senate Chair

S/Rep. Barry J. Hobbins  
House Chair

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

---

The Following Communication:      S.C. 208

**STATE OF MAINE  
ONE HUNDRED AND TWENTY-SIXTH LEGISLATURE  
COMMITTEE ON ENERGY, UTILITIES AND TECHNOLOGY**

April 3, 2013

Honorable Justin L. Alford, President of the Senate  
Honorable Mark W. Eves, Speaker of the House  
126th Legislature  
State House  
Augusta, Maine 04333

Dear President Alford and Speaker Eves:

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

L.D. 248      An Act To Encourage Workforce Development in the Heating, Ventilation, Air Conditioning, Efficiency and Energy Conservation Trades and Reduce Carbon Dioxide Emissions

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

Sincerely,

S/Sen. John J. Cleveland  
Senate Chair

S/Rep. Barry J. Hobbins  
House Chair

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

---

The Following Communication:      S.C. 209

**STATE OF MAINE  
ONE HUNDRED AND TWENTY-SIXTH LEGISLATURE  
COMMITTEE ON HEALTH AND HUMAN SERVICES**

March 29, 2013

Honorable Justin L. Alford, President of the Senate  
Honorable Mark W. Eves, Speaker of the House  
126th Legislature  
State House  
Augusta, Maine 04333

Dear President Alford and Speaker Eves:

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

L.D. 515      An Act Regarding the Annual Service Fee for Child Support Services Provided by the Department of Health and Human Services

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

Sincerely,

S/Sen. Margaret M. Craven  
Senate Chair

S/Rep. Richard R. Farnsworth  
House Chair

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

---

The Following Communication:      S.C. 210

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

April 3, 2013

Honorable Justin L. Alford, President of the Senate  
Honorable Mark W. Eves, Speaker of the House  
126th Legislature  
State House  
Augusta, Maine 04333

Dear President Alford and Speaker Eves:

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 bills out "Ought Not to Pass":

L.D. 637 An Act To Prohibit Consideration of Preexisting Conditions in Short-term Disability Insurance

L.D. 893 An Act To Protect Life Insurance Policyholders

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

Sincerely,

S/Sen. Geoffrey M. Gratwick  
Senate Chair

S/Rep. Sharon Anglin Treat  
House Chair

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

---

The Following Communication: S.C. 211

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

April 2, 2013

Honorable Justin L. Alford, President of the Senate  
Honorable Mark W. Eves, Speaker of the House  
126th Legislature  
State House  
Augusta, Maine 04333

Dear President Alford and Speaker Eves:

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

L.D. 972 An Act To Educate Women on the Medical Risks Associated with Abortion

Sincerely,

S/Sen. Linda M. Valentino  
Senate Chair

S/Rep. Charles R. Priest  
House Chair

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

---

The Following Communication: S.C. 212

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

April 2, 2013

Honorable Justin L. Alford, President of the Senate  
Honorable Mark W. Eves, Speaker of the House  
126th Legislature  
State House  
Augusta, Maine 04333

Dear President Alford and Speaker Eves:

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

L.D. 463 An Act To Prohibit the Sale and Purchase of Human Fetal Tissue

Sincerely,

S/Sen. Linda M. Valentino  
Senate Chair

S/Rep. Charles R. Priest  
House Chair

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

---

The Following Communication: S.C. 213

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

March 29, 2013



Honorable Justin L. Alfond, President of the Senate  
Honorable Mark W. Eves, Speaker of the House  
126th Legislature  
State House  
Augusta, Maine 04333

Dear President Alfond and Speaker Eves:

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 bills out "Ought Not to Pass":

- L.D. 445 An Act To Improve Efficiencies in Dental Offices
- L.D. 656 Resolve, Requiring the Department of Economic and Community Development To Develop Incentives for Industries in the State To Increase Employment of Maine Residents
- L.D. 700 An Act To Require Elevators To Be Accessible for Ambulance Stretchers
- L.D. 739 Resolve, To Establish a Task Force To Study Economic Development in Rural Areas

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

Sincerely,

S/Sen. John L. Patrick  
Senate Chair

S/Rep. Erin D. Herbig  
House Chair

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

---

The Following Communication: S.C. 214

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

April 4, 2013

Honorable Justin L. Alfond, President of the Senate  
Honorable Mark W. Eves, Speaker of the House  
126th Legislature  
State House  
Augusta, Maine 04333

Dear President Alfond and Speaker Eves:

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 bills out "Ought Not to Pass":

- L.D. 159 An Act Regarding the Laws Governing Unemployment Compensation Benefits for Employees of Temporary Staffing Agencies
- L.D. 853 Resolve, Requiring the Department of Labor To Establish a Fund To Assist Unemployed Individuals Lacking Transportation to Job Interviews

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

Sincerely,

S/Sen. John L. Patrick  
Senate Chair

S/Rep. Erin D. Herbig  
House Chair

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

---

The Following Communication: S.C. 215

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

April 4, 2013

Honorable Justin L. Alfond, President of the Senate  
Honorable Mark W. Eves, Speaker of the House  
126th Legislature  
State House  
Augusta, Maine 04333

Dear President Alfond and Speaker Eves:

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

- L.D. 1329 An Act To Provide Equity for Seasonal Public School Employees Concerning Unemployment

Sincerely,

S/Sen. John L. Patrick  
Senate Chair

S/Rep. Erin D. Herbig  
House Chair

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

---

The Following Communication: S.C. 216

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

March 28, 2013

Honorable Justin L. Alford, President of the Senate  
Honorable Mark W. Eves, Speaker of the House  
126th Legislature  
State House  
Augusta, Maine 04333

Dear President Alford and Speaker Eves:

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

L.D. 1220 RESOLUTION, Proposing an Amendment to the Constitution of Maine To Require the President of the Senate and the Speaker of the House of Representatives To Be Maine Natives

Sincerely,

S/Sen. Colleen M. Lachowicz  
Senate Chair

S/Rep. Anne P. Graham  
House Chair

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

---

The Following Communication: S.C. 217

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

April 4, 2013

Honorable Justin L. Alford, President of the Senate  
Honorable Mark W. Eves, Speaker of the House  
126th Legislature  
State House  
Augusta, Maine 04333

Dear President Alford and Speaker Eves:

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. 814 An Act To Clarify the Request for Proposal Process

L.D. 878 An Act To Provide a Preference for Maine Bidders on State Contracts

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

Sincerely,

S/Sen. Colleen M. Lachowicz  
Senate Chair

S/Rep. Anne P. Graham  
House Chair

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

---

The Following Communication: S.C. 218

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

April 3, 2013

Honorable Justin L. Alford, President of the Senate  
Honorable Mark W. Eves, Speaker of the House  
126th Legislature  
State House  
Augusta, Maine 04333

Dear President Alford and Speaker Eves:

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

L.D. 459 An Act To Amend the Law Concerning a Landlord's Right To Inspect Property

L.D. 575 An Act To Amend the Laws Relating to Radon Testing

L.D. 592 An Act To Amend the Laws Dealing with the Purchase of Wine Online

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

Sincerely,

S/Sen. John L. Tuttle  
Senate Chair

S/Rep. Louis J. Luchini  
House Chair

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

---

The Following Communication: S.C. 219

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

April 8, 2013

Honorable Justin L. Alfond, President of the Senate  
Honorable Mark W. Eves, Speaker of the House  
126th Legislature  
State House  
Augusta, Maine 04333

Dear President Alfond and Speaker Eves:

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

L.D. 1258 An Act To Amend the Laws Governing the Relationship between Alcoholic Beverage Wholesalers and Certificate of Approval Holders

Sincerely,

S/Sen. John L. Tuttle, Jr  
Senate Chair

S/Rep. Louis J. Luchini  
House Chair

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

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The Following Communication: S.C. 220

**STATE OF MAINE  
OFFICE OF THE GOVERNOR**

4 April 2013

The 126<sup>th</sup> Legislature of the State of Maine  
State House  
Augusta, ME

Dear Honorable Members of the 126<sup>th</sup> Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 272, "An Act To Reduce Youth Cancer Risk."

This bill does one thing: it tells Maine parents that Augusta knows better than they do when it comes to their children. Instead of the current law that requires parents to give permission to their children tanning, this says that children are banned from it, regardless of what the parent thinks. This is government run amok - Maine parents can make the right decisions for their families.

Additionally, this bill does not stop teenagers from lying in the sun or spending hours in privately owned tanning beds that people may have in their homes. While people may pass laws and then pat themselves on the back, the reality is this bill does not truly address the issue it claims to solve. That is why the proper solution is leaving this decision in the hands of parents.

For these reasons, I return LD 272 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,

S/Paul R. LePage  
Governor

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

The accompanying Bill:

An Act To Reduce Youth Cancer Risk  
S.P. 105 L.D. 272

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

Senator **HAMPER:** Thank you Mr. President. Ladies and gentlemen of the Senate, I'll take the opportunity to be in full agreement with the Chief Executive on his decision to veto this bill. As was well stated during the debate on this, it has to do with the rights of parents and taking their rights and responsibilities, particularly their responsibilities for bringing up their children, away. I stand in full agreement with the Governor's, Chief Executive's, veto. Thank you, Mr. President.

**THE PRESIDENT:** The Chair recognizes the Senator from Penobscot, Senator Gratwick.

Senator **GRATWICK:** Thank you Mr. President. I rise to speak yet again in favor of this bill. I would disagree profoundly with my esteemed colleague who has just spoken. I think this is an issue of public health. I think this is an issue of good health. There are times when science and medicine should most assuredly supersede politics. I think this is one of those times. I would turn your attention to something I just handed out, which is "Override Veto on Tanning Bed Bill." This came out of the Bangor Daily News this morning. I would note that it is by Fritz Spencer, who was the former editor of The Christian Civic League Record. He writes in the, "The opposition to a ban on tanning beds for minors

is based on an appeal to personal liberty, yet no one has the right to sell a product for cosmetic purposes if that product contains a harmful ingredient. An ultraviolet light, in a manner of speaking, is just such a harmful ingredient." Harmful ingredient. I think this is, yet again, a very profound statement. I would address also the young pages here. Beware of tanning beds. Not a good idea. The second thing is that often people are going to these and develop malignant Melanoma are young and without insurance. It's going to be really on the public purse that these people are cared for, as they well should be. This is most assuredly a situation where we should put our kids ahead of partisan politics. Thank you, Mr. President.

**THE PRESIDENT:** The Chair recognizes the Senator from Androscoggin, Senator Craven.

Senator  **CRAVEN:** Thank you Mr. President. Men and women of the Senate, this bill addresses a public health problem in this state. In this state, we have a higher incidence of cancer in Maine than any other state in the nation. I wish that the Chief Executive opted to support parents in their efforts to keep their teens safe and healthy. Sometimes it's hard for parents to do all the work of keeping their children in line and making sure that they make smart decisions. There is a disregard for life and for wellness in his opposition to allowing this bill to go forward. Then, on the other hand, we lament the cost of health care costs and it makes little sense, really. A good public health system is the best way to have a healthy population and to reduce the cost of health care. I think that this should not be about partisan politics. This is a public health issue and a public health hazard. For anybody to think that it's a good idea for children to use equipment that is going to cause Melanoma and that is going to cause skin cancer is not in the people of Maine's best interest. Thank you, Mr. President.

**THE PRESIDENT:** The Chair recognizes the Senator from Waldo, Senator Thibodeau.

Senator  **THIBODEAU:** Thank you Mr. President. I'll be very brief. A couple of comments have been made here in the Chamber this morning suggesting that somehow this was about partisan politics. I want to remind everybody, if you check the record, I think this is actually a bi-partisan event and we had both Republicans and Democrats that were opposed to this bill. Thank you.

The President laid before the Senate the following: "Shall this Bill become law notwithstanding the objections of the Governor?"

In accordance with Article 4, Part 3, Section 2, of the Constitution, the vote was taken by the Yeas and Nays.

A vote of yes was in favor of the Bill.

A vote of no was in favor of sustaining the veto of the Governor.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

### ROLL CALL (#36)

**YEAS:** Senators: BOYLE, CAIN, CRAVEN, DUTREMBLE, GERZOFISKY, GOODALL, GRATWICK, HASKELL, HILL, JACKSON, JOHNSON, LACHOWICZ, MAZUREK, MILLETT, PATRICK, TUTTLE, VALENTINO, WOODBURY, THE PRESIDENT - JUSTIN L. ALFOND

**NAYS:** Senators: BURNS, CLEVELAND, COLLINS, CUSHING, FLOOD, HAMPER, KATZ, LANGLEY, MASON, PLUMMER, SAVIELLO, SHERMAN, THIBODEAU, THOMAS, WHITTEMORE, YOUNGBLOOD

19 Senators having voted in the affirmative and 16 Senators having voted in the negative, and 19 being less than two-thirds of the members present and voting, it was the vote of the Senate that the veto of the Governor be **SUSTAINED**.

The Secretary has so informed the Speaker of the House of Representatives.

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### SENATE PAPERS

Bill "An Act Regarding School Administrator Effectiveness"  
S.P. 469 L.D. 1350

Presented by Senator CAIN of Penobscot.  
Cosponsored by Representative MacDONALD of Boothbay and Senators: LANGLEY of Hancock, MILLETT of Cumberland, Representative: POULIOT of Augusta.

Bill "An Act To Further Reduce Student Hunger"  
S.P. 472 L.D. 1353

Presented by President ALFOND of Cumberland.  
Cosponsored by Representative BECK of Waterville and Senators: GOODALL of Sagadahoc, HASKELL of Cumberland, JACKSON of Aroostook, MILLETT of Cumberland, TUTTLE of York, Representatives: CHIPMAN of Portland, DAUGHTRY of Brunswick, MacDONALD of Boothbay.

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

Sent down for concurrence.

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Bill "An Act To Enhance Maine's Economy and Environment"  
S.P. 482 L.D. 1375

Presented by Senator PATRICK of Oxford.  
Cosponsored by Senators: GERZOFISKY of Cumberland, JACKSON of Aroostook, Representative: BRIGGS of Mexico.

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

Sent down for concurrence.

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Bill "An Act To Update and Simplify Maine Gasoline Requirements"

S.P. 478 L.D. 1359

Presented by Senator TUTTLE of York.

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

Sent down for concurrence.

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Bill "An Act To Allow a Person To Hunt with a Crossbow during the Archery-only Deer Season"

S.P. 481 L.D. 1374

Presented by Senator TUTTLE of York.  
Cosponsored by Senators: BURNS of Washington, DUTREMBLE of York, HASKELL of Cumberland, Representatives: CRAFTS of Lisbon, DAVIS of Sangerville, KUSIAK of Fairfield, SHORT of Pittsfield, WOOD of Sabattus.

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

Sent down for concurrence.

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Bill "An Act To Protect Cellular Telephone Privacy"

S.P. 484 L.D. 1377

Presented by Senator KATZ of Kennebec.  
Cosponsored by Representative CAREY of Lewiston and Senators: CAIN of Penobscot, HAMPER of Oxford, LANGLEY of Hancock, Representatives: HICKMAN of Winthrop, KNIGHT of Livermore Falls, WILSON of Augusta.

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

Sent down for concurrence.

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Bill "An Act To Attract Military Families to Maine"

S.P. 470 L.D. 1351

Presented by President ALFOND of Cumberland.  
Cosponsored by Representative VOLK of Scarborough and Senators: CAIN of Penobscot, GOODALL of Sagadahoc, HILL of York, JOHNSON of Lincoln, MILLETT of Cumberland, PATRICK of Oxford, SAVIELLO of Franklin, Representative: BECK of Waterville.

Bill "An Act To Provide Integrated Community-based Employment and Customized Employment for Persons with Disabilities"

S.P. 471 L.D. 1352

Presented by President ALFOND of Cumberland.  
Cosponsored by Representative VOLK of Scarborough and Senators: CUSHING of Penobscot, HASKELL of Cumberland, PATRICK of Oxford, Representatives: CRAFTS of Lisbon, FARNSWORTH of Portland, HERBIG of Belfast, PETERSON of Rumford, WILLETTE of Mapleton.

Bill "An Act To Amend the Motor Fuel Distribution and Sales Act"

S.P. 479 L.D. 1360

Presented by Senator TUTTLE of York.

Bill "An Act To Update the Polygraph Examiner Licensing Laws"

S.P. 480 L.D. 1373

Presented by Senator HASKELL of Cumberland.  
Cosponsored by Senator: BURNS of Washington.  
Submitted by the Department of Public Safety pursuant to Joint Rule 204.

Bill "An Act To Ensure the Choice of a Pharmacy for Injured Employees under the Workers' Compensation Act of 1992"

S.P. 483 L.D. 1376

Presented by Senator PATRICK of Oxford.  
Cosponsored by Representative CAMPBELL of Newfield and Senators: CAIN of Penobscot, CLEVELAND of Androscoggin, GOODALL of Sagadahoc, JACKSON of Aroostook, TUTTLE of York, Representatives: GILBERT of Jay, HAMANN of South Portland, MASTRACCIO of Sanford.  
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

Resolve, To Establish a Consistent Workers' Compensation Classification for Pharmacies

S.P. 487 L.D. 1380

Presented by Senator JACKSON of Aroostook.  
Cosponsored by Senators: President ALFOND of Cumberland, PATRICK of Oxford, Representative: HERBIG of Belfast.  
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

Bill "An Act To Promote Rural Job Creation and Workforce Development"

S.P. 488 L.D. 1381

Presented by Senator JACKSON of Aroostook.  
Cosponsored by Senators: President ALFOND of Cumberland, GERZOFKY of Cumberland, GOODALL of Sagadahoc, PATRICK of Oxford, SHERMAN of Aroostook, Representative: STANLEY of Medway.

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

Sent down for concurrence.

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Bill "An Act To Create the Aging in Place Program"

S.P. 473 L.D. 1354

Presented by Senator GOODALL of Sagadahoc.  
Cosponsored by Representative CAREY of Lewiston and Senators: CRAVEN of Androscoggin, PATRICK of Oxford, SAVIELLO of Franklin, Representatives: BLACK of Wilton, CAMPBELL of Newfield, GILBERT of Jay, HARVELL of Farmington, STUCKEY of Portland.

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

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

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Bill "An Act To Support Maine Businesses through State Purchasing"

S.P. 476 L.D. 1357

Presented by Senator GOODALL of Sagadahoc.  
Cosponsored by Senators: JACKSON of Aroostook, LACHOWICZ of Kennebec, PATRICK of Oxford, SAVIELLO of Franklin, Representative: NADEAU of Winslow.

Resolve, Authorizing the Sale of the Guy P. Gannett House in Augusta to a Nonprofit Organization for Use as a Museum

S.P. 485 L.D. 1378

Presented by Senator KATZ of Kennebec.  
Cosponsored by Representative POULIOT of Augusta and Representative: WILSON of Augusta.  
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

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 Regarding the Valuation of Certain Vehicles"

S.P. 486 L.D. 1379

Presented by Senator JACKSON of Aroostook.  
Cosponsored by Senators: HASKELL of Cumberland, PATRICK of Oxford, THOMAS of Somerset, Representatives: GOODE of Bangor, SAUCIER of Presque Isle.  
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

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

Sent down for concurrence.

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Bill "An Act To Improve the Statutes Governing Road Associations"

S.P. 475 L.D. 1356

Presented by Senator GOODALL of Sagadahoc.  
Cosponsored by Senators: MAZUREK of Knox, VALENTINO of York.

Bill "An Act To Provide Toll Discounts to Maine Commuters on the Maine Turnpike"

S.P. 489 L.D. 1382

Presented by Senator HILL of York.  
Cosponsored by Senator WOODBURY of Cumberland and Senator: VALENTINO of York, Representatives: CHASE of Wells, WEAVER of York.

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

Sent down for concurrence.

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Bill "An Act To Increase the Monetary Limit for Card Games"

S.P. 474 L.D. 1355

Presented by Senator KATZ of Kennebec.

Bill "An Act To Amend the Election Laws To Require a Run-off Election for Governor"

S.P. 477 L.D. 1358

Presented by Senator TUTTLE of York.  
Cosponsored by Representative LONGSTAFF of Waterville and Senators: PATRICK of Oxford, VALENTINO of York, Representatives: FOWLE of Vassalboro, GIFFORD of Lincoln, KINNEY of Limington, LUCHINI of Ellsworth, MITCHELL of the Penobscot Nation, SCHNECK of Bangor.

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

Sent down for concurrence.

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

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**ORDERS**

**Joint Order**

Expression of Legislative Sentiment recognizing:

Brandon Aponte, of Brooklin, who has won the 2013 Maine State Spelling Bee. Brandon, who is homeschooled and is in the 7th grade, won after a 4-hour competition and a one-hour spell-off with last year's winner. Brandon will represent Maine at the Scripps National Spelling Bee on May 28, 2013 in Washington, D.C. We congratulate Brandon and send him our best wishes on this outstanding accomplishment;

SLS 173

Sponsored by Senator LANGLEY of Hancock.  
Cosponsored by Representative: KUMIEGA of Deer Isle.

**READ.**

**THE PRESIDENT:** The Chair recognizes the Senator from Hancock, Senator Langley.

Senator **LANGLEY:** Thank you Mr. President. Men and women of the Senate, I rise today to recognize Brandon Aponte of Brooklin as this year's Maine State Spelling Bee champion. What is the Maine State Spelling Bee? The Maine State Spelling Bee is an event sponsored by Maine Today Media. The Spelling Bee is a tradition that not only improves student's spelling skills but also provides a valuable experience for developing skills such as public speaking and stage presence. The Maine State Spelling Bee is the state competition and sends only one competitor to the Scripps National Spelling Bee held in Washington, D.C. Brandon will travel to Washington, D.C. to compete in the Scripps National Spelling Bee from May 28<sup>th</sup> to the 30<sup>th</sup> against top student spellers from every state. Brandon was 12 when he won the competition when he spelled the word "Crambo", the name of a game in which one player gives a word or line or verse to be matched in rhyme by other players. The Spelling Bee focuses on about 1,150 words divided into sections by language of origin and studying language of origin helps to learn and remember several important rules, tips, and guidelines for successfully spelling words in English, the most challenging language for all spellers. As you can imagine, many of the words are confusing to spell. Students are encouraged to learn words such as desert and dessert, devise and debase, immigrate and emigrate, flaunt and flout, founder and flounder, and gambit and gamut. These are words that we use quite a bit here in the Legislature. I don't know about you, but I don't want to go head to head with this young man. It took four hours and 47 rounds, but Brandon, who is homeschooled in Brooklin, won the Maine State Spelling Bee, besting his second place finish in 2012. Brandon not only works hard on his academics, but he's here today as a page, as a

member of the Hancock County 4-H Club. Thank you, Mr. President and men and women of the Senate for joining me in recognizing Brandon for his achievement.

**PASSED.**

Sent down for concurrence.

**THE PRESIDENT:** The Chair is pleased to recognize Brandon Aponte and his family who are here with us today. Would they please rise and receive the warm greets of the Maine State Senate.

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**REPORTS OF COMMITTEES**

**House**

**Ought to Pass As Amended**

The Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act Regarding the Membership of the Emergency Medical Services' Board"

H.P. 207 L.D. 298

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-35).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-35).**

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

**READ ONCE.**

Committee Amendment "A" (H-35) **READ** and **ADOPTED**, in concurrence.

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

---

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Amend Standards for Participation in Certain Public School Services by Students Who Are Homeschooled"

H.P. 53 L.D. 61

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.**

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The Committee on **TRANSPORTATION** on Bill "An Act To Allow Vehicles Engaged in Snow Removal or Sanding Operations on Public Ways To Use Preemptive Traffic Light Devices" (EMERGENCY)

H.P. 15 L.D. 11

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.**

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The Committee on **TRANSPORTATION** on Bill "An Act To Waive Driver's License and Nondriver Identification Card Fees for Current and Recently Discharged Members of the Armed Forces"

H.P. 247 L.D. 342

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-34).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-34).**

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

**READ ONCE.**

Committee Amendment "A" (H-34) **READ** and **ADOPTED**, in concurrence.

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

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Senate

**Ought to Pass As Amended**

Senator VALENTINO for the Committee on **JUDICIARY** on Bill "An Act To Amend the Limited Liability Company Laws" S.P. 193 L.D. 503

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

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

**READ ONCE.**

Committee Amendment "A" (S-22) **READ** and **ADOPTED.**

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

---

Senator JOHNSON for the Committee on **MARINE RESOURCES** on Bill "An Act To Improve Enforcement Mechanisms to the Elver Industry and To Make Technical Changes to Maine's Marine Resources Laws"

S.P. 222 L.D. 632

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

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

**READ ONCE.**

Committee Amendment "A" (S-23) **READ** and **ADOPTED.**

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED.**

Ordered sent down forthwith for concurrence.

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

---

Senator HASKELL for the Committee on **TAXATION** on Bill "An Act To Provide Greater Access to Capital for Certain Businesses Through Advance Payment of Employment Tax Increment Financing Benefits"

S.P. 111 L.D. 278

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

Report **READ.**

On motion by Senator **JACKSON** of Aroostook, **TABLED** until Later in Today's Session, pending **ACCEPTANCE OF THE REPORT.**



**Divided Report**

The Majority of the Committee on **TAXATION** on Bill "An Act To Base the Motor Vehicle Excise Tax on the Purchase Price of the Motor Vehicle"

S.P. 56 L.D. 167

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

Signed:

Senators:

HASKELL of Cumberland  
MILLETT of Cumberland

Representatives:

GOODE of Bangor  
BROOKS of Winterport  
MAREAN of Hollis  
MOONEN of Portland  
STANLEY of Medway  
TIPPING-SPITZ of Orono

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-19)**.

Signed:

Senator:

THOMAS of Somerset

Representatives:

BENNETT of Kennebunk  
JACKSON of Oxford  
KNIGHT of Livermore Falls  
LIBBY of Lewiston

Reports **READ**.

Senator **HASKELL** of Cumberland moved the Senate **ACCEPT** the Majority **OUGHT NOT TO PASS** Report.

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

**THE PRESIDENT:** The Chair recognizes the Senator from Somerset, Senator Thomas.

Senator **THOMAS:** Thank you Mr. President. Ladies and gentlemen of the Senate, we're talking about what may be the most hated tax in the state of Maine. It's not the tax itself that is hated, because people realize that cities and towns need money to fix the roads and do all the things that we do with the excise tax. It's the way that it's collected that causes people to be upset because they think it's dishonest. The excise tax is based on the window price of the vehicle. More often than not, the window price is the starting price in negotiations. It's exaggerated. It's not realistic. It's put on there so that some companies can advertise on TV how big a discount they are going to give you. Yet, when people go to their town office to license their cars,

that's the number that we use to base the tax on. Last session it was my bill that offered to change the way that we collect that tax. This year it's Senator Patrick's bill. Sessions gone by, it was someone else. Every session this bill comes up. We wrestled in committee long and hard to figure out a way to fix this so that people didn't despise the tax so much. I believe that we crafted a method that we could do that. I would urge you not to accept the Majority Report and let's move on to the Minority Report. I think that we can explain a way that we can fix this. Thank you.

On motion by Senator **KATZ** of Kennebec, **TABLED** until Later in Today's Session, pending the motion by Senator **HASKELL** of Cumberland to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report. (Roll Call Ordered)

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Senate at Ease.

Senate called to order by the President.

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**ORDERS OF THE DAY**

Out of order and under suspension of the Rules, the Chair laid before the Senate the following Tabled and Later Assigned (3/20/13) matter:

JOINT ORDER - Expression of Legislative Sentiment recognizing the members of the Waterville High School Senior Girls Indoor Track and Field Team of Waterville

SLS 113

Tabled - March 20, 2013, by Senator **JACKSON** of Aroostook

Pending - motion by Senator **LACHOWICZ** of Kennebec to **PASS**

(In Senate, March 20, 2013, **READ**.)

**THE PRESIDENT:** The Chair recognizes the Senator from Kennebec, Senator Lachowicz.

Senator **LACHOWICZ:** Thank you Mr. President. Ladies and gentlemen of the Senate, in the gallery today we have the Waterville Senior Girls Indoor Track and Field Team. They are the Class B State Champions. I wasn't at the meet when they won, but do you know how I know? It's because they have a nice parade they do with the fire trucks in town, the police in town, and the school buses. They drove right past my house. I knew at that moment that they had won. These are a bunch of girls that work really hard and I would like to thank the Purple Panthers for being here today. I've worked at Waterville High School for many years. You guys do an awesome job. Tell everyone back at school I said, "Hi." Thank you.

On motion by Senator **LACHOWICZ** of Kennebec, the Joint Order was **PASSED**.

Sent down for concurrence.

**THE PRESIDENT:** The Chair would like to recognize the Class B Girls Indoor Track and Field Team from Waterville, the State Champions. Would they please rise and accept the greetings of the Maine State Senate.

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**Divided Report**

The Majority of the Committee on **TAXATION** on Bill "An Act To Change the Taxes on Fuel Purchased for Use Other Than on the Highways"

S.P. 221 L.D. 631

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

Signed:

Senators:

HASKELL of Cumberland  
MILLETT of Cumberland

Representatives:

GOODE of Bangor  
LIBBY of Lewiston  
MAREAN of Hollis  
MOONEN of Portland  
TIPPING-SPITZ of Orono

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-20)**.

Signed:

Senator:

THOMAS of Somerset

Representatives:

BENNETT of Kennebec  
BROOKS of Winterport  
JACKSON of Oxford  
KNIGHT of Livermore Falls  
STANLEY of Medway

Reports **READ**.

Senator **HASKELL** of Cumberland moved the Senate **ACCEPT** the Majority **OUGHT NOT TO PASS** Report.

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

**THE PRESIDENT:** The Chair recognizes the Senator from Somerset, Senator Thomas.

Senator **THOMAS:** Thank you Mr. President. Ladies and gentlemen of the Senate, I'm probably shoveling sand against the tide because this is a tax cut. It's a cut to people who desperately need some help. They are people who use equipment off-road and they currently are paying sales tax. This would reduce that

tax so that they pay a per gallon tax rather than the sales tax at 5%. I want to be on record as favoring a sales tax cut for them, and I want to give everyone else a chance here to give those people who work so hard a tax cut. I'd like to be on record. Thank you.

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

Senator **HASKELL:** Thank you very much Mr. President. Colleagues of the Senate, this is a tough bill to be on the Ought Not to Pass. There are a lot of tax cuts that have come through our committee that I would like very much to be able to vote for. When I look at something like this and I look at what the implications of the fiscal note, the financial implications of this bill, I can't bring myself to do this. This is not a bill which had a significant number of people coming in, pounding on the door. This is going to have some serious implications when the funders begin to take a look at it and we look at what we might be able to do with \$1.2 million. I'm not prepared to do that at this time. I thank you very much for the opportunity to speak.

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

Senator **JACKSON:** Thank you Mr. President. Ladies and gentlemen of the Senate, nothing bothers me more than getting up after the good Senate Chair from Cumberland, but this is a bill that I sponsored. When taxes first got put onto off-road fuel it was probably when the fuel costs were around \$1 a gallon. It really didn't make a difference if it was 5¢ or 5% at that time. Now fuel costs have quadrupled. The 5% makes a huge difference now. I think we're around 23¢ a gallon for off-road fuel. No one can really point to where the 23¢ is going to make off-road highways any better. They are not paved or anything like that. This is just a fairness issue in my mind and trying to help some of the struggling loggers, Maine loggers, in this state. Thank you very much.

On motion by Senator **KATZ** of Kennebec, **TABLED** until Later in Today's Session, pending the motion by Senator **HASKELL** of Cumberland to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report. (Roll Call Ordered)

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**SECOND READERS**

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

**House**

Bill "An Act To Increase Municipal Agent Fees for Licensing and Registration of Motor Vehicles"

H.P. 280 L.D. 405

Bill "An Act To Repeal an Insurance Reporting Requirement"

H.P. 422 L.D. 603

Bill "An Act To Amend the Laws Governing the Licensing of Technicians Involved in a Display of Fireworks or Special Effects"  
H.P. 590 L.D. 839

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

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

H.P. 65 L.D. 72

**READ A SECOND TIME.**

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

On further motion by same Senator, **TABLED** until Later in Today's Session, pending **PASSAGE TO BE ENGROSSED**, in concurrence. (Roll Call Ordered)

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**House As Amended**

Bill "An Act To Exempt All Vehicles Delivering Home Heating Fuel, Including Wood Pellets, from Weight Limits"  
H.P. 91 L.D. 109  
(C "A" H-24)

Bill "An Act To Amend the Anson and Madison Water District Charter"

H.P. 139 L.D. 179  
(C "A" H-22)

Bill "An Act To Support the Maine Lobster Industry"  
H.P. 142 L.D. 182  
(C "A" H-29)

Bill "An Act To Exempt Free Clinics from Licensing under the Charitable Solicitations Act"

H.P. 166 L.D. 205  
(C "A" H-26)

Bill "An Act To Provide Funding to Soil and Water Conservation Districts"

H.P. 252 L.D. 377  
(C "A" H-21)

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

H.P. 304 L.D. 454  
(C "A" H-25)

Bill "An Act To Increase the State Earned Income Credit"

H.P. 305 L.D. 455  
(C "A" H-15)

Bill "An Act To Amend the Law Regulating the Use of Explosives"  
H.P. 591 L.D. 840  
(C "A" H-27)

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

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**ENACTORS**

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

**Emergency Measure**

An Act To Make Supplemental Allocations from the Highway Fund and Other Funds for the Expenditures of State Government Necessary to the Proper Operations of State Government for the Fiscal Year Ending June 30, 2013

H.P. 234 L.D. 324  
(C "A" H-6)

This being an Emergency Measure and having received the affirmative vote of 35 Members of the Senate, with no Senators having voted in the negative, and 35 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

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**Emergency Measure**

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  
(C "A" S-13)

This being an Emergency Measure and having received the affirmative vote of 35 Members of the Senate, with no Senators having voted in the negative, and 35 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

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**Acts**

An Act To Amend the Laws Regulating Suppliers of Agricultural, Construction, Industrial and Forestry Equipment  
S.P. 144 L.D. 364

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

**PASSED TO BE ENACTED** and having been signed by the President were presented by the Secretary to the Governor for his approval.

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An Act To Provide Tax Treatment Consistency for Limited Liability Companies and S Corporations

S.P. 70 L.D. 234  
(C "A" S-11)

On motion by Senator **HILL** of York, placed on the **SPECIAL APPROPRIATIONS TABLE**, pending **ENACTMENT**, in concurrence.

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An Act To Raise the Maximum 529 Plan Contribution Tax Deduction

S.P. 168 L.D. 436  
(C "A" S-10)

On motion by Senator **HILL** of York, placed on the **SPECIAL APPROPRIATIONS TABLE**, pending **ENACTMENT**, in concurrence.

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**ORDERS OF THE DAY**

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

SENATE REPORTS - from the Committee on **TAXATION** on Bill "An Act To Base the Motor Vehicle Excise Tax on the Purchase Price of the Motor Vehicle"

S.P. 56 L.D. 167

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

Minority - **Ought To Pass as Amended by Committee Amendment "A" (S-19)** (5 members)

Tabled - April 9, 2013, by Senator **KATZ** of Kennebec

Pending - motion by Senator **HASKELL** of Cumberland to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report. (Roll Call Ordered)

(In Senate, April 9, 2013, Reports **READ**.)

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

Senator **HASKELL:** Thank you very much Mr. President. Colleagues of the Senate, I would urge you to vote with me on the Ought Not to Pass Report. While it sounds good to be telling people that we are going to base their excise tax on a different baseline than we have been for all these years, in reality the bill itself also increases the percentage of tax that you will be paying in order to make this bill revenue neutral. Basically, what we've done is handed folks an excise tax bill for their car that is no different than the one that we would have handed them if we based it on the MSRP. We've just wrapped it up in a different piece of paper. Instead of being a green package, it's a blue package, with the expectation that people are going to be

mollified somehow about their concern about the cost of excise taxes. I think that the type of responsibility that our town clerks have when they are doing these registrations will be impacted significantly by a process whereby somebody must bring in the original sales receipt from their vehicle. Not a problem the first time you buy a brand new car. It's been a long time since I bought a brand new car. I'll tell you, the sales receipt from the original purchase was not in the glove box when I got my '05 Mercury, same as the good Senator Collins' vehicle which we sit side-by-side. That sales receipt was not sitting in my glove box. When I take that to my town office, in order to get the excise tax paid, they aren't necessarily going to have that record. They aren't going to know what that sales tax was. They are going to have to go to a 90% of the MSRP. That's additional work for our clerks in order to try to figure that out. Quite frankly, it's a frustration for the individual who's coming in in order to pay that tax. The other implication of this bill is that, the good Senator from Somerset is correct, this bill has been in year after year after year. I've actually co-sponsored this bill before because there is a frustration with people. However, the reason that it's been rejected, in my opinion, year after year after year is that the standard needs to be the same from community to community for the same vehicle. If you happen to get a different price than somebody else did, you shouldn't be paying a different excise tax. It ought to be the same. That's the reason why the MSRP has continued to stand up as the baseline. The fact that people don't like how much they are paying for excise tax is certainly an issue, but it's not solved by this bill. I ask you to support the Ought Not to Pass Report. Thank you.

**THE PRESIDENT:** The pending question before the Senate is the motion by the Senator from Cumberland, Senator Haskell to Accept the Majority Ought Not to Pass Report. A Roll Call has been ordered. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#37)**

YEAS: Senators: BOYLE, CAIN, CLEVELAND, CRAVEN, DUTREMBLE, FLOOD, GERZOFKY, GOODALL, GRATWICK, HASKELL, HILL, JACKSON, JOHNSON, LACHOWICZ, LANGLEY, MASON, MAZUREK, MILLETT, SAVIELLO, TUTTLE, VALENTINO, WHITTEMORE, WOODBURY, THE PRESIDENT - JUSTIN L. ALFOND

NAYS: Senators: BURNS, COLLINS, CUSHING, HAMPER, KATZ, PATRICK, PLUMMER, SHERMAN, THIBODEAU, THOMAS, YOUNGBLOOD

24 Senators having voted in the affirmative and 11 Senators having voted in the negative, the motion by Senator **HASKELL** of Cumberland to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report, **PREVAILED**.

Sent down for concurrence.

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

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

H.P. 65 L.D. 72

Tabled - April 9, 2013, by Senator **GOODALL** of Sagadahoc

Pending - **PASSAGE TO BE ENGROSSED**, in concurrence (Roll Call Ordered)

(In House, April 4, 2013, **PASSED TO BE ENGROSSED**.)

(In Senate, April 9, 2013, **READ A SECOND TIME**.)

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#38)**

YEAS: Senators: BOYLE, BURNS, CAIN, CLEVELAND, COLLINS, CRAVEN, CUSHING, DUTREMBLE, FLOOD, GERZOFSKY, GOODALL, GRATWICK, HAMPER, HASKELL, HILL, JOHNSON, KATZ, LACHOWICZ, LANGLEY, MASON, MAZUREK, MILLETT, PATRICK, PLUMMER, SAVIELLO, THIBODEAU, TUTTLE, VALENTINO, WHITTEMORE, WOODBURY, YOUNGBLOOD, THE PRESIDENT - JUSTIN L. ALFOND

NAYS: Senators: JACKSON, SHERMAN, THOMAS

32 Senators having voted in the affirmative and 3 Senators having voted in the negative, the Bill was **PASSED TO BE ENGROSSED**, in concurrence.

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Senate at Ease.

Senate called to order by the President.

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The Chair laid before the Senate the following Tabled and Later Assigned (4/2/13) matter:

Bill "An Act To Require the Use of Preapproved Subcontractors for Publicly Funded Construction Projects"

H.P. 922 L.D. 1295

Tabled - April 2, 2013, by Senator **LACHOWICZ** of Kennebec

Pending - **REFERENCE**

(In House, April 2, 2013, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed.)

Senator **LACHOWICZ** of Kennebec moved to **REFER** to the Committee on **STATE AND LOCAL GOVERNMENT**, in concurrence.

On motion by Senator **GOODALL** of Sagadahoc, **TABLED** until Later in Today's Session, pending the motion by Senator **LACHOWICZ** of Kennebec to **REFER** to the Committee on **STATE AND LOCAL GOVERNMENT**, in concurrence.

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The Chair laid before the Senate the following Tabled and Later Assigned (4/4/13) matter:

Bill "An Act To Increase the College Graduation Rate in Maine" S.P. 466 L.D. 1332

Tabled - April 4, 2013, by Senator **MILLETT** of Cumberland

Pending - **REFERENCE**

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

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

Sent down for concurrence.

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The Chair laid before the Senate the following Tabled and Later Assigned (4/4/13) matter:

SENATE REPORT - from the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Clarify the Criteria of the Health Professions Loan Program as It Affects Physicians Practicing Neurology-psychiatry"

S.P. 375 L.D. 1093

Report - **REFER** to the Committee on **EDUCATION AND CULTURAL AFFAIRS**

Tabled - April 4, 2013, by Senator **JACKSON** of Aroostook

Pending - **ACCEPTANCE OF REPORT**

(In Senate, April 4, 2013, Report **READ**.)

Report **ACCEPTED**.

**REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS**.

Sent down for concurrence.

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

Bill "An Act To Require the Use of Preapproved Subcontractors for Publicly Funded Construction Projects"

H.P. 922 L.D. 1295

Tabled - April 9, 2013, by Senator **GOODALL** of Sagadahoc

Pending - motion by Senator **LACHOWICZ** of Kennebec to **REFER** to the Committee on **STATE AND LOCAL GOVERNMENT**, in concurrence.

(In House, April 2, 2013, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed.)

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Senate at Ease.

Senate called to order by the President.

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Senator **LACHOWICZ** of Kennebec requested and received leave of the Senate to withdraw her motion to to **REFER** to the Committee on **STATE AND LOCAL GOVERNMENT**, in concurrence.

On further motion by same Senator, **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT**, in **NON-CONCURRENCE**.

Sent down for concurrence.

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

#### **PAPERS FROM THE HOUSE**

##### **House Papers**

Bill "An Act To Ensure That Charter Schools Are Funded by the State"

H.P. 964 L.D. 1346

Bill "An Act To Improve the School Administrative Unit Consolidation Laws by Allowing a Regional School Unit To Dissolve Itself"

H.P. 965 L.D. 1347

Bill "An Act To Change the Process for Approval of Charter Schools"

H.P. 967 L.D. 1349

Bill "An Act To Strengthen the Teaching of Writing and Mathematics and Improve Maine High School Graduates' College and Career Readiness"

H.P. 969 L.D. 1361

Bill "An Act To Require Students To Receive Instruction in Cardiopulmonary Resuscitation and the Use of an Automated External Defibrillator prior to Graduation"

H.P. 974 L.D. 1366

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.

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Bill "An Act To Encourage School Administrative Units To Increase Their Energy Savings"

H.P. 966 L.D. 1348

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 **ENERGY, UTILITIES AND TECHNOLOGY**, in **NON-CONCURRENCE**.

Sent down for concurrence.

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Resolve, To Establish a Moratorium on the Transportation of Tar Sands

H.P. 970 L.D. 1362

Bill "An Act To Ensure Landfill Capacity and Promote Recycling"

H.P. 971 L.D. 1363

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.

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

#### **PAPERS FROM THE HOUSE**

##### **House Papers**

Bill "An Act To Amend the Laws Governing Hospital Leave Days for MaineCare Recipients" (EMERGENCY)

H.P. 972 L.D. 1364

Bill "An Act To Improve the Delivery of Early Child Care and Education Services"

H.P. 982 L.D. 1383

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.

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Bill "An Act To Require Health Insurance Carriers and the MaineCare Program To Cover the Cost of Transition Services To Bridge the Gap between High School and Independence"  
H.P. 975 L.D. 1367

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.

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Bill "An Act To Amend Article 9-A of the Uniform Commercial Code" (EMERGENCY)  
H.P. 985 L.D. 1384

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

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

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Bill "An Act To Temporarily Restore Boxing Rules" (EMERGENCY)  
H.P. 976 L.D. 1368

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.

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Bill "An Act To Change the Way Legislators Are Paid"  
H.P. 977 L.D. 1369

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.

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

## PAPERS FROM THE HOUSE

### House Papers

Bill "An Act To Exempt from Sales Tax the Sales of Adaptive Equipment To Make a Vehicle Handicapped Accessible"  
H.P. 978 L.D. 1370

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.

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Bill "An Act To Promote New Models of Mobility and Access to Transportation"  
H.P. 973 L.D. 1365

Bill "An Act To Exempt New Cars from Motor Vehicle Inspection for 2 Years Following the Initial Purchase"  
H.P. 979 L.D. 1371

Bill "An Act To Prohibit the Requirement That Proof of Citizenship Be Submitted for Renewal of a Driver's License"  
H.P. 980 L.D. 1372

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.

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Senator **LANGLEY** of Hancock was granted unanimous consent to address the Senate off the Record.

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

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

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

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LEGISLATIVE RECORD - SENATE, TUESDAY, APRIL 9, 2013

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

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On motion by Senator **GOODALL** of Sagadahoc, **ADJOURNED** to Wednesday, April 10, 2013, at 10:00 in the morning.