

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
May 14, 2013

Senate called to order by President Pro Tem John J. Cleveland of Androscoggin County.

Prayer by Father Jacques LaPointe of Madawaska.

FATHER LaPOINTE: I was asked to do an ecumenical mass, not mass, you are not going to go through that. An ecumenical prayer. I assure you that you asked for a good one because as ecumenical goes the Franciscans are very well known for their ecumenicalism, especially because of our patron Saint, St. Francis of Assisi. I will say a prayer from St. Francis and added to that it's my roots, I have to do it, a special prayer that is a preferred one from all the Acadians in the Valley. There are two short prayers. Let us begin.

In the name of the Father, the Son, and the Holy Spirit. Lord, make me an instrument of Your peace. Where there is hatred, let me so love. Where there is injury, pardon. Where there is doubt, faith. Where there is despair, hope. Where there is darkness, light. Where there is sadness, joy. O Devine Master, grant that I may seek not so much to be consoled as to console; to be understood as to understand; to be loved as to love. For it is in giving that we receive. It is in pardoning that we are pardoned. It is in dying that we are born to eternal life.

The following prayer is said for the success of the World Acadian Congress that we will be hosting in the St. John Valley next year. Je vous salue, Marie, pleine de grâce. Le Seigneur est avec vous. Vous êtes bénie entre toutes les femmes, et Jésus, le fruit de vos entrailles, est béni. Sainte Marie, Mère de Dieu, Priez pour nous, pécheurs, maintenant et à l'heure de notre mort. Amen Please know that you are all welcome in the valley in 2014 for the World Congress of Acadians. I am telling you there will be more people there than there were at the Phish concert in Limestone.

Posting of the Colors by Franco-American War Veterans, Post 31 in Lewiston.

United States, Canadian and French National Anthems performed by Melanie Saucier of Fort Kent.

Pledge of Allegiance led by Senator Troy D. Jackson of Aroostook County.

Reading of the Journal of Thursday, May 9, 2013.

Doctor of the day, Dr. Elena Nawfel, MD of Waterville.

Off Record Remarks

Franco-American Day Ceremony.

ORDERS

Joint Orders

Expressions of Legislative Sentiment recognizing:

The late Leon Albert Guimond, of Frenchville, on his posthumous induction into the Franco-American Hall of Fame. Mr. Guimond was a proud veteran of the Korean War and flew the American flag at all times in honor of our Nation's heroes. During his life, Mr. Guimond became an expert genealogical researcher and amassed an immense collection of books, photographs, notes, maps and related Franco-American genealogical ephemera. He began studying genealogy when he and his family lived in Connecticut, where he became a founding member and director of the French-Canadian Genealogical Society of Connecticut. When he and his family returned to live in northern Maine, his interest accelerated and his genealogical collection grew. With the support of the Fort Kent Historical Society and the Acadian Archives at the University of Maine at Fort Kent, the results of Mr. Guimond's years of work are now housed at the university for everyone's benefit. We recognize Mr. Guimond's service to his community and to the State, and we honor his memory on the occasion of his induction into the Franco-American Hall of Fame;
SLS 322

Sponsored by Senator JACKSON of Aroostook.
Cosponsored by Senators: CLEVELAND of Androscoggin, CRAVEN of Androscoggin, DUTREMBLE of York, KATZ of Kennebec, LACHOWICZ of Kennebec, TUTTLE of York, Representatives: AYOTTE of Caswell, BEAUDOIN of Biddeford, BEAULIEU of Auburn, BECK of Waterville, BOLAND of Sanford, BOLDUC of Auburn, CASAVANT of Biddeford, CROCKETT of Bethel, DeCHANT of Bath, FOWLE of Vassalboro, FREDETTE of Newport, GILBERT of Jay, JACKSON of Oxford, LAJOIE of Lewiston, LIBBY of Lewiston, LONGSTAFF of Waterville, MASTRACCIO of Sanford, McELWEE of Caribou, NADEAU of Fort Kent, NADEAU of Winslow, PEAVEY HASKELL of Milford, POULIOT of Augusta, ROTUNDO of Lewiston, SAUCIER of Presque Isle, THERIAULT of Madawaska, VEROW of Brewer, WERTS of Auburn.

READ.

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

Senator **JACKSON**: Thank you Mr. President. Ladies and gentlemen of the Senate, I never had the opportunity to meet Mr. Guimond, but I know that everyone in the St. John Valley knows of him, knows the great work he's done for the St. John Valley and the Acadian heritage. He compiled numerous documents. Had an archive that was second to none to any really probably in the United States. That was donated to the University of Maine at Ft. Kent. It's a real lasting tribute to the people in the St. John Valley and the Acadian heritage. It's important to have people that do those types of things; work as hard as they do for no recognition so that people like myself and my sons and like the future generations have the opportunity to understand the importance and what the Acadian culture gave back to Maine and to the Franco heritage. I just wanted to rise today. Like I said, not ever having the opportunity to meet him, I just wanted to say how much I actually do appreciate his work and keeping the history of my area alive for future generations. In my mind, that's a very honorable and noble thing for anyone to do. Thank you.

Off Record Remarks

PASSED.

Sent down for concurrence.

THE PRESIDENT PRO TEM: The Chair is pleased to recognize in the rear of the chamber the family of Leon Albert Guimond. They are the guests today of the Aroostook, Senator Jackson. Will they please rise and accept the greetings of the Senate.

Off Record Remarks

The late Adolphe J. Gingras, M.D., of Augusta, on his posthumous induction into the Franco-American Hall of Fame. Dr. Gingras was known to every French-Canadian family and to every other family in Augusta as a leader in medicine and in public health. As a general practitioner who began his practice in 1923, and for many years as an obstetrician, he served Augusta's growing population and delivered over 9,000 babies, including 2 of his own. He served on the Augusta Board of Health and the Augusta Water District, and in 1933 he served as the 12th President of Le Club Calumet. Dr. Gingras was a World War I veteran, serving in the Army Medical Corps. We recognize Dr. Gingras's service to his community and to the State, and we honor his memory on the occasion of his induction into the Franco-American Hall of Fame;

SLS 323

Sponsored by Senator KATZ of Kennebec.
Cosponsored by Senators: CLEVELAND of Androscoggin, CRAVEN of Androscoggin, DUTREMBLE of York, JACKSON of Aroostook, LACHOWICZ of Kennebec, TUTTLE of York, Representatives: AYOTTE of Caswell, BEAUDOIN of Biddeford,

BEAULIEU of Auburn, BECK of Waterville, BOLAND of Sanford, BOLDUC of Auburn, CASAVANT of Biddeford, CROCKETT of Bethel, DeCHANT of Bath, FOWLE of Vassalboro, FREDETTE of Newport, GILBERT of Jay, JACKSON of Oxford, LAJOIE of Lewiston, LIBBY of Lewiston, LONGSTAFF of Waterville, MASTRACCIO of Sanford, McELWEE of Caribou, NADEAU of Fort Kent, NADEAU of Winslow, PEAVEY HASKELL of Milford, POULIOT of Augusta, ROTUNDO of Lewiston, SAUCIER of Presque Isle, THERIAULT of Madawaska, VEROW of Brewer, WERTS of Auburn, WILSON of Augusta.

The late Napoleon "Paul" Gingras, M.D., of Augusta, on his posthumous induction into the Franco-American Hall of Fame. Dr. Gingras practiced general medicine and established the Anesthesiology Department at Augusta General Hospital. He was a certified flight surgeon and saw active duty during World War II and the Korean War. He continued his service in the Maine Air National Guard and retired as a Brigadier General. Dr. Gingras was a devoted member of St. Augustine's Parish and of the Knights of Columbus. He was made a Knight of St. Gregory the Great by His Holiness, Pope Paul VI, the highest honorary rank bestowed on a lay Catholic. We recognize Dr. Gingras's service to his community and to the State, and we honor his memory on the occasion of his induction into the Franco-American Hall of Fame;

SLS 324

Sponsored by Senator KATZ of Kennebec.
Cosponsored by Senators: CLEVELAND of Androscoggin, CRAVEN of Androscoggin, DUTREMBLE of York, JACKSON of Aroostook, LACHOWICZ of Kennebec, TUTTLE of York, Representatives: AYOTTE of Caswell, BEAUDOIN of Biddeford, BEAULIEU of Auburn, BECK of Waterville, BOLAND of Sanford, BOLDUC of Auburn, CASAVANT of Biddeford, CROCKETT of Bethel, DeCHANT of Bath, FOWLE of Vassalboro, FREDETTE of Newport, GILBERT of Jay, JACKSON of Oxford, LAJOIE of Lewiston, LIBBY of Lewiston, LONGSTAFF of Waterville, MASTRACCIO of Sanford, McELWEE of Caribou, NADEAU of Fort Kent, NADEAU of Winslow, PEAVEY HASKELL of Milford, POULIOT of Augusta, ROTUNDO of Lewiston, SAUCIER of Presque Isle, THERIAULT of Madawaska, VEROW of Brewer, WERTS of Auburn, WILSON of Augusta.

READ.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Kennebec, Senator Katz.

Senator **KATZ**: Thank you Mr. President. You can't understand the history of 20th Century Maine without appreciating the story of the French-Canadians who immigrated here, seeking a better life, overcoming decades of discrimination, and eventually ascending to their rightful place in the American Dream. There were giants along the way who not only did well for themselves and their families, but also helped open doors for French-Canadians in the larger community and inspire others to raise their own aspirations. Two of them, Mr. President, lived right here in Augusta. They were both doctors. They were brothers. Adolphe, "A.J.", Gingras moved here in 1923. He was the first and only Franco-American doctor in Augusta at the time. In those days virtually everyone on the "Hill" spoke French and were not always welcome in the rest

of the city. Sometimes the discrimination was subtle, sometimes it was not. A.J. helped change all that. He was known as the baby doctor and his reach extended well beyond the "Hill" as he delivered close to 10,000 area babies, including Governor Muskie's kids and those of Central Maine Power President, Bill Dunham. He was on call all the time and house calls were as much a part of life as the sun coming up every day. The kind of man he was is best summed up by his last day on earth. Just after buying a suite at Farrell's Clothing Store downtown, A.J. began to feel sick. Despite that, he kept a promise to make a house call on his way home. Things were so bad that the patient's husband had to drive him to his house. He died the next day. A.J.'s influence went far beyond medicine. He served his country in World War I. He was the first Franco-American director at Depositor's Trust Company and also Kennebec Savings.

A.J. wasn't the only physician named Gingras in Augusta. A few years after he settled here he convinced his younger brother to come here to. Napoleon was a general practitioner at first and became Augusta's first anesthesiologist. Like his brother, he was on call 24-7. His family still remembers all the times a police car would show up in the middle of the night to take their dad through a snowstorm to the hospital to help with surgery. Napoleon Gingras served his country as a flight surgeon in World War II and the Korean War and later was a war wing surgeon for the 111st Fighter Wing. He retired from the military as a Brigadier General.

Mr. President, the Gingras brothers were incredible men. They installed the work ethic in their children and they selflessly served thousands of patients. They were inspirations to generations of Franco-Americans who yearned for a better life. Their families remain important parts of the fabric of our community here today. For this and more, I'm pleased to honor their induction into the Franco-American Hall of Fame, having been nominated by "Blackie" Bechard and Pat Paradis, award winners in their own right. This is the first time two posthumous inductees have been honored. It is also the first time brothers have been honored. Many of their family, Mr. President, are present today in the rear of the Chamber and in the Gallery, as are members of the Le Club Calumet here in Augusta. This honor is long overdue. Bien mérité. Thank you, Mr. President.

PASSED.

Sent down for concurrence.

THE PRESIDENT PRO TEM: The Chair is pleased to recognize in the rear of the chamber the family of Adolphe and Napoleon Gingras. They are the guests today of the Senator from Kennebec, Senator Katz. Will they please rise and accept the greetings of the Maine Senate.

The late Honorable Louis-Philippe Gagne, of Lewiston, on his posthumous induction into the Franco-American Hall of Fame. Mr. Gagne was born in Quebec City and raised in an orphanage and entered a seminary as the protégé of Cardinal Begin. He began a career as a journalist at the age of 18, serving 2 years as a sports editor in Quebec City. Mr. Gagne and his wife moved to Lewiston in 1922, where he worked for 38 years for the French-language newspaper, *Le Messenger*, as editor and sports writer. He founded the first American snowshoe club, Le Montagnard. During the early days of radio, Mr. Gagne hosted live broadcasts

and had an influential French-language editorial program. Mr. Gagne also served on the school board, as an alderman and for 2 terms as the Mayor of Lewiston. He went on to become an Androscoggin County Commissioner. We recognize Mr. Gagne's service to his community and to the State and we honor his memory on the occasion of his induction into the Franco-American Hall of Fame;

SLS 325

Sponsored by Senator CRAVEN of Androscoggin. Cosponsored by Senators: CLEVELAND of Androscoggin, DUTREMBLE of York, JACKSON of Aroostook, KATZ of Kennebec, LACHOWICZ of Kennebec, TUTTLE of York, Representatives: AYOTTE of Caswell, BEAUDOIN of Biddeford, BEAULIEU of Auburn, BECK of Waterville, BOLAND of Sanford, BOLDUC of Auburn, CAREY of Lewiston, CASAVANT of Biddeford, CROCKETT of Bethel, DeCHANT of Bath, FOWLE of Vassalboro, FREDETTE of Newport, GILBERT of Jay, JACKSON of Oxford, LAJOIE of Lewiston, LIBBY of Lewiston, LONGSTAFF of Waterville, MASTRACCIO of Sanford, McELWEE of Caribou, NADEAU of Fort Kent, NADEAU of Winslow, PEAVEY HASKELL of Milford, POULIOT of Augusta, ROTUNDO of Lewiston, SAUCIER of Presque Isle, THERIAULT of Madawaska, VEROW of Brewer, WERTS of Auburn.

READ.

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

Senator **CRAVEN:** Thank you Mr. President. I'm so honored today to be able to speak to Louis-Philippe Gagne posthumously. He left a legacy in Lewiston and in Maine that demands the recognition and pride of the Franco culture and the contribution that Franco's made in Maine. Although this induction is given posthumously, his legacy lives on in the Lewiston area and in the surrounding areas. His name is recognized by all in Lewiston and by those who live in the area and by his family, his extensive family, and his descendants who uphold the good name and the creativity of his legacy. I would like to read just some of the sentiment that is in his honor today.

The late Honorable Louis-Philippe Gagne, of Lewiston, on his posthumous induction into the Franco-American Hall of Fame. Mr. Gagne was born in Quebec City and raised in an orphanage and entered a seminary as the protégé of Cardinal Begin. He began a career as a journalist at the age of 18, serving 2 years as a sports editor in Quebec City. Mr. Gagne and his wife moved to Lewiston in 1922, where he worked for 38 years for the French-language newspaper, *Le Messenger*, as editor and sports writer. He founded the first American snowshoe club, Le Montagnard. During the early days of radio, Mr. Gagne hosted live broadcasts and had an influential French-language editorial program. Mr. Gagne also served on the school board, as an alderman and for 2 terms as the Mayor of Lewiston. He went on to become an Androscoggin County Commissioner. We recognize Mr. Gagne's service to his community and to the State and we honor his memory on the occasion of his induction into the Franco-American Hall of Fame.

Thank you.

PASSED.

Sent down for concurrence.

THE PRESIDENT PRO TEM: The Chair is pleased to recognize in the rear of the chamber the family of Louis-Philippe Gagne. They are the guests today of the Senator from Androscoggin, Senator Craven. Will they please rise and accept the greetings of the Maine Senate.

Off Record Remarks

The late Camille L. Bolduc, of Biddeford, on his posthumous induction into the Franco-American Hall of Fame. Mr. Bolduc was born in Quebec and educated in schools in both Canada and Biddeford, eventually graduating from Biddeford High School Adult Education. During World War II, Mr. Bolduc served 3 years with the Royal Canadian Air Force. He moved to Biddeford in 1953 and worked as an electrician and later owned and operated Camille's Electric in Biddeford for 25 years. Mr. Bolduc was a member and past Master of the Biddeford Masonic Lodge, Dunlop Lodge No. 47, a member of the Biddeford Historical Society and a member of the Franco-American Genealogical Society in Biddeford. An American citizen since 1958, Mr. Bolduc was also proud of his French heritage and was an early founder of the renowned Franco-American festival, La Kermesse, in Biddeford. We acknowledge Mr. Bolduc's service to his community and to the State, and we honor his memory on the occasion of his induction into the Franco-American Hall of Fame;
SLS 326

Sponsored by Senator DUTREMBLE of York.
Cosponsored by Senators: CLEVELAND of Androscoggin, CRAVEN of Androscoggin, JACKSON of Aroostook, KATZ of Kennebec, LACHOWICZ of Kennebec, TUTTLE of York, Representatives: AYOTTE of Caswell, BEAUDOIN of Biddeford, BEAULIEU of Auburn, BECK of Waterville, BOLAND of Sanford, CASAVANT of Biddeford, CROCKETT of Bethel, DeCHANT of Bath, FOWLE of Vassalboro, FREDETTE of Newport, GILBERT of Jay, JACKSON of Oxford, LAJOIE of Lewiston, LIBBY of Lewiston, LONGSTAFF of Waterville, MASTRACCIO of Sanford, McELWEE of Caribou, NADEAU of Fort Kent, NADEAU of Winslow, PEAVEY HASKELL of Milford, POULIOT of Augusta, ROCHELO of Biddeford, ROTUNDO of Lewiston, SAUCIER of Presque Isle, THERIAULT of Madawaska, VEROW of Brewer, WERTS of Auburn.

READ.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from York, Senator Dutremble.

Senator **DUTREMBLE:** Thank you Mr. President. Ladies and gentlemen of the Senate, I rise today to pay tribute to the life of Camille Bolduc of Biddeford. Mr. Bolduc, in many ways, is representative of the greatest generation in my home town of Biddeford and in many ways his experience was unique. Mr. Bolduc was born in Quebec and was educated in schools in both Quebec and Biddeford. Like many in the greatest generation, he served in World War II, though his service was for the Royal

Canadian Air Force. On November 13, 1946, he married Suzanne G. Roberge in Canada and in 1953 he moved to Biddeford. He worked a few years as an electrician for Saco Electric and later owned and operated Camille's Electric in Biddeford for 25 years, retiring in 1983. That company is still operating strong today. Camille was a member and past Master of the Biddeford Masonic Lodge, Dunlop Lodge No. 47, a member of the Biddeford Historic Society, and the Franco-American Genealogical Society in Biddeford. He enjoyed traveling and genealogy. His life serves as an example to all of us of how to live a strong family life, to serve your community, and to celebrate our strong Franco-American heritage. Thank you.

PASSED.

Sent down for concurrence.

Off Record Remarks

THE PRESIDENT PRO TEM: The Chair is pleased to recognize in the rear of the chamber the family of Camille Bolduc. They are the guests today of the Senator from York, Senator Dutremble. Will they please rise and accept the greetings of the Maine Senate.

Off Record Remarks

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

The President Pro Tem requested the Sergeant-At-Arms escort the Senator from Cumberland, Senator **ALFOND** to the rostrum where he resumed his duties as President.

The Sergeant-At-Arms escorted the Senator from Androscoggin, Senator **CLEVELAND** to his seat on the floor.

Senate called to order by the President.

Off Record Remarks

PAPERS FROM THE HOUSE

Joint Resolution

The following Joint Resolution:

H.P. 1096

**JOINT RESOLUTION TO ENCOURAGE AWARENESS
OF LYNCH SYNDROME**

WHEREAS, over 600,000 persons in the United States have Lynch syndrome, an inherited condition that increases the risk of colon cancer and other cancers, but fewer than 5% of those persons are currently diagnosed; and

WHEREAS, Lynch syndrome is a hereditary predisposition presenting a high lifetime risk of contracting a variety of cancers, including up to an 85% lifetime risk of colon cancer and a 65% lifetime risk of endometrial cancer; and

WHEREAS, Lynch syndrome presents higher-than-average risks of contracting ovarian cancer, gastric tract cancers, hepatobiliary cancers, renal pelvic cancers, pancreatic cancer, prostate cancer, skin cancer, brain cancer and other cancers, often at an early age; and

WHEREAS, knowing one's family medical history of cancers may prompt genetic testing; and

WHEREAS, a positive genetic test will qualify most people for annual cancer screening and cancers may be detected early and treated or removed, often before becoming life-threatening; and

WHEREAS, the numbers of cancer deaths may be reduced as a result of public awareness of Lynch syndrome; and

WHEREAS, thousands of lives in Maine may be saved as the result of timely diagnoses of Lynch syndrome; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-sixth Legislature now assembled in the First Regular Session, on behalf of the people we represent, take this opportunity to encourage everyone to be aware of Lynch syndrome and to take any necessary steps possible for the prevention of cancer and early detection of treatable cancer.

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

READ and **ADOPTED**, in concurrence.

COMMUNICATIONS

The Following Communication: S.P. 582

RESOLUTION

Whereas, the voters of Maine in 2004 overwhelmingly approved a referendum calling on the State of Maine to fully fund 55% of the cost of public education; and

Whereas, public schools are integral to the economic future of our state and directly contribute to the economic vitality and overall prosperity of our great state; and

Whereas, since 2008, the state's share of the total cost of funding public K-12 education has decreased from a high of nearly 54% to 46% for the 2012-2013 school year; and

Whereas, since fiscal year 2011 - 2012, the calculation of the state's share of the total cost of funding K-12 public education has been falsely inflated by redefining it to include the state contributions to teacher retirement, retired teachers' health insurance and retired teachers' life insurance, which were never previously included; and

Whereas, in spite of diminishing actual state commitment to funding Essential Programs and Services for public schools, the state has mandated additional effort and training to implement changes in school practices and programs, leading to increased operating costs for implementation; and

Whereas, middle class property owners throughout the state have had to shoulder more of the responsibility for funding our schools, in spite of working diligently to eliminate waste and maximize efficiency in school budgets; and

Whereas, the Governor has proposed in his biennial budget beginning fiscal year 2013-2014 to move the state's share of funding for our schools backwards by "flat funding" our public education system for the next two years while cost drivers are not flat; and

Whereas, the Governor's proposed budget also requires local school districts to begin paying the cost of retirement contributions for teachers and certain other employees; and

Whereas, if the Governor's proposed budget is adopted in its current form, our school district will be forced to compromise our essential purpose by laying off educators, reducing personnel, cutting programs and services, and still ask local middle class families to pay even more in property taxes to make up for the reduction in state funding;

Therefore be it resolved, the Regional School Unit 12 School Board calls on legislators of both parties to fully fund our public schools by providing 55% of the cost of K-12 public education in Maine; and

Be it further resolved, the Regional School Unit 12 School Board calls upon legislators to reject the Governor's proposal to shift more burdens in the form of retirement contributions onto our member cities and towns; and

Be it further resolved, the Regional School Unit 12 School Board calls upon legislators to restore the state percent of the total cost of K-12 public education calculation to its pre-2011 form.

By a 11-1-1 vote of the Regional School Unit 12 School Board on this day, April 25, 2013.

S/Hilary Holm
Chair, Sheepscot Valley Regional School Unit #12 School Board

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

Sent down for concurrence.

The Following Communication: S.C. 316

**STATE OF MAINE
ONE HUNDRED AND TWENTY-SIXTH LEGISLATURE
HOUSE OF REPRESENTATIVES
SPEAKER'S OFFICE**

May 8, 2013

Honorable Darek M. Grant
Secretary of the Senate
3 State House Station
Augusta, ME 04333-0003

Dear Secretary Grant:

Pursuant to my authority under Title 22, Chapter 1058, §3883 of the Maine Revised Statutes, I have appointed Representative Drew Gattine of Westbrook to the board of Maine Children's Trust Incorporated.

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

Sincerely,

S/Mark W. Eves
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 335

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

May 13, 2013

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

Dear Secretary Grant,

Please be advised that Senator John J. Cleveland of Androscoggin County will serve as President Pro Tem during the Franco-American Day ceremony on Tuesday, May 14, 2013.

Sincerely,

S/Justin L. Alfond
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 317

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

May 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 the Joint Standing Committee on Criminal Justice and Public Safety has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 139 An Act To Amend the Laws Governing the Sale of Firearms Carried by Maine State Police
- L.D. 238 An Act To Designate the Jail in Franklin County as a Jail Rather than a Holding Facility
- L.D. 708 An Act To Reduce Emergency Rescue Costs

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

Sincerely,

S/Sen. Stanley J. Gerzofsky
Senate Chair

S/Rep. Mark N. Dion
House Chair

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 318

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

May 8, 2013

Honorable Justin L. Alfond, Senate President
Honorable Mark W. Eves, Speaker of the House
126th Maine State Legislature
State House
Augusta, Maine 04330

Dear President Alford and Speaker Eves:

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

L.D. 152 An Act To Authorize the Commissioner of Agriculture, Conservation and Forestry To Nominate Certain Rangers in the Division of Forestry To Become Conservation Law Enforcement Officers

Sincerely,

S/Sen. Stanley J. Gerzofsky
Senate Chair

S/Rep. Mark N. Dion
House Chair

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

The Following Communication: S.C. 325

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

May 10, 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 bills out "Ought Not to Pass":

L.D. 56 An Act To Ensure Equity in School Costs Borne by Municipalities within Consolidated School Units

L.D. 195 An Act To Fund Education by Providing Equal State Funding for Each Student

L.D. 1003 Resolve, To Establish the Commission To Study Accessibility and Affordability of Higher Education (EMERGENCY)

L.D. 1241 An Act To Protect School Athletes from Head Injuries

L.D. 1301 An Act To Create the Maine Education Investment Board

L.D. 1321 An Act To Promote Healthy School Lighting

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. 326

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

May 13, 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 bills out "Ought Not to Pass":

L.D. 868 An Act To Expand Funding for Early Childhood Education

L.D. 1261 An Act To Improve Access for Maine Students to Postsecondary Education

L.D. 1332 An Act To Increase the College Graduation Rate in Maine

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. 327

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

May 9, 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 bills out "Ought Not to Pass":

- L.D. 797 An Act To Strengthen Basic Telephone Service
- L.D. 1115 Resolve, Directing the Public Utilities Commission To Convene a Stakeholder Group To Study Reimbursement for Installation of Utility Poles

We have also notified the sponsors and cosponsors of each bill listed 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. 328

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

May 13, 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 bills out "Ought Not to Pass":

- L.D. 1336 An Act To Dissolve the Lisbon Water Department
- L.D. 1456 An Act To Promote Local or Community-based Generation Projects

We have also notified the sponsors and cosponsors of each bill listed 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. 319

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

May 8, 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 Environment and Natural Resources has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 824 Resolve, Directing the Department of Environmental Protection To Develop a Rural Land Use Development Process
- L.D. 844 Resolve, To Require a Study of the Availability of Food Packaging without Bisphenol A

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

Sincerely,

S/Sen. James A. Boyle
Senate Chair

S/Rep. Joan W. Welsh
House Chair

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

The Following Communication: S.C. 329

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

May 9, 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 Environment and Natural Resources has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 124 An Act To Amend the Bottle Redemption Laws
- L.D. 432 An Act To Amend the Gifting of Land Exemption under the Subdivision Laws
- L.D. 1028 Resolve, Authorizing a Visual Impact Assessment of Roxbury Pond and Webb Lake

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

Sincerely,

S/Sen. James A. Boyle
Senate Chair

S/Rep. Joan W. Welsh
House Chair

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

The Following Communication: S.C. 320

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

May 8, 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 bills out "Ought Not to Pass":

- L.D. 755 An Act To Require Estimates of Patient Costs Prior to Treatment
- L.D. 846 An Act To Improve and Modernize the Authority of Local Health Officers
- L.D. 1029 Resolve, Directing the Department of Health and Human Services To Amend Its Rules Pertaining to a Request for Mental Health Records
- L.D. 1294 An Act To Increase the Penalty for Smoking in a Motor Vehicle When a Child Is Present
- L.D. 1407 An Act To Increase Access to Postsecondary Education for Maine's Children (EMERGENCY)

We have also notified the sponsors and cosponsors of each bill listed 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. 321

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

May 8, 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 Inland Fisheries and Wildlife has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 268 An Act To Improve Snowmobiling in the State
- L.D. 1398 An Act To Facilitate a Pilot Program for Sunday Hunting for Residents Only

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

Sincerely,

S/Sen. David E. Dutremble
Senate Chair

S/Rep. Michael A. Shaw
House Chair

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

The Following Communication: S.C. 322

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

May 8, 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 Judiciary has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 1034 An Act To Increase Child Support Collections by Requiring the Interception of Certain Gambling Winnings
- L.D. 1136 An Act To Provide State Recognition for the Kineo Band of Maliseet Indians

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

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. 330

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

May 9, 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 Judiciary has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 688 An Act Concerning Adverse Possession
- L.D. 974 An Act To Prevent Fraudulent Trademark Registration
- L.D. 1253 An Act To Allow Tribal Members a Choice of Venue

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

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. 323

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

May 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 Labor, Commerce, Research and Economic Development has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 1380 Resolve, To Establish a Consistent Workers' Compensation Classification for Pharmacies
- L.D. 1381 An Act To Promote Rural Job Creation and Workforce Development

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. 331

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

May 9, 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 Labor, Commerce, Research and Economic Development has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 992 An Act To Create a State-sponsored 401(k) Retirement Plan for Participation by Private Employers
- L.D. 1196 An Act To Amend the Postgraduate Education Requirements for Physicians Who Have Completed an Accredited Residency Program in Oral and Maxillofacial Surgery
- L.D. 1199 An Act Regarding Mobile Home Ownership

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. 332

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

May 9, 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 Marine Resources has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 731 An Act To Increase the Number of Elver Harvesting Licenses and Preserve the Fishery through Conservation
- L.D. 899 An Act Providing for a Noncommercial, Nondomiciled Resident Lobster and Crab Fishing License

L.D. 1171 Resolve, To Allow Certain Holders of Lobster and Crab Fishing Licenses To Harvest River Herring for Personal Use as Bait

L.D. 1224 An Act Regarding Advertising of Maine Shellfish

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

Sincerely,

S/Sen. Christopher K. Johnson
Senate Chair

S/Rep. Walter A. Kumiega
House Chair

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

The Following Communication: S.C. 324

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

May 8, 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 Taxation has voted unanimously to report the following bills out "Ought Not to Pass":

L.D. 624 An Act To Encourage Local Business Involvement in Local Schools

L.D. 1110 An Act To Simplify the Tax Code

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

Sincerely,

S/Sen. Anne M. Haskell
Senate Chair

S/Rep. Adam A. Goode
House Chair

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

The Following Communication: S.C. 333

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

May 9, 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 Transportation has voted unanimously to report the following bills out "Ought Not to Pass":

L.D. 362 An Act To Prohibit Use of Public Funds for a Private Transportation Study

L.D. 870 Resolve, Regarding a Study by the Department of Transportation of the Most Efficient Options for Improving East-west Transit and Transportation

L.D. 1209 An Act To Prohibit the Use of Public Resources for a Privately Owned East-west Highway

L.D. 1269 An Act To Require an Independent Analysis of the Impact of and a Review Process for an East-west Highway prior to Development

L.D. 1304 Resolve, Establishing the East-west Highway Study Commission To Oversee Further Study or Planning for an East-west Highway

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

Sincerely,

S/Sen. Edward J. Mazurek
Senate Chair

S/Rep. Charles K. Theriault
House Chair

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

The Following Communication: S.C. 334

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

May 13, 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 Veterans and Legal Affairs has voted unanimously to report the following bills out "Ought Not to Pass":

L.D. 1088 An Act To Provide Another Funding Source To Better Maintain Veterans' Cemeteries

L.D. 1104 An Act Relating to Sales of Lottery Tickets by Convenience Stores

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: H.C. 155

**STATE OF MAINE
CLERK'S OFFICE
2 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0002**

May 9, 2013

Honorable Darek M. Grant
Secretary of the Senate
126th Maine Legislature
Augusta, Maine 04333

Dear Secretary Grant:

The House voted today to insist on its previous action whereby it accepted the Majority Ought Not to Pass Report of the Committee on Veterans and Legal Affairs on Bill "An Act To Reimburse Philip Wolley for Litigation Expenses Incurred in Connection with His Termination and Reinstatement as a State Employee" (H.P. 451) (L.D. 659)

Sincerely,

S/Millicent M. MacFarland
Clerk of the House

READ and **ORDERED PLACED ON FILE**.

SENATE PAPERS

Bill "An Act To Maintain Access to Safe Medical Marijuana"
(EMERGENCY)

S.P. 578 L.D. 1531

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

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

Sent down for concurrence.

Bill "An Act To Amend the Maine Online Learning Program"
S.P. 580 L.D. 1533

Presented by President ALFOND of Cumberland.

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

Sent down for concurrence.

Bill "An Act To Allow a Motor Vehicle Excise Tax Credit for a Vehicle No Longer in Use"

S.P. 581 L.D. 1534

Presented by Senator THIBODEAU of Waldo.
Cosponsored by Representative BROOKS of Winterport and Senators: COLLINS of York, CUSHING of Penobscot, GOODALL of Sagadahoc, HAMPER of Oxford, JACKSON of Aroostook, WHITTEMORE of Somerset, Representatives: KNIGHT of Livermore Falls, TIMBERLAKE of Turner.
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.

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

REPORTS OF COMMITTEES

House

Divided Report

The Majority of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Require That Carbon Monoxide Detectors Be Installed inside Educational Facilities"
H.P. 412 L.D. 593

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

Signed:

Senators:

DUTREMBLE of York
PLUMMER of Cumberland

Representatives:

DION of Portland
CASAVANT of Biddeford
LONG of Sherman
MARKS of Pittston
PEASE of Morrill
PLANTE of Berwick
TYLER of Windham

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-145)**.

Signed:

Senator:

GERZOFISKY of Cumberland

Representatives:

KAENRATH of South Portland
LAJOIE of Lewiston
WILSON of Augusta

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

Reports **READ**.

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

Divided Report

The Majority of the Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Resolve, Directing the Department of Environmental Protection To Develop Quantitative Odor Management Standards

H.P. 116 L.D. 141

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-144)**.

Signed:

Senators:

BOYLE of Cumberland
GRATWICK of Penobscot

Representatives:

WELSH of Rockport
AYOTTE of Caswell
CAMPBELL of Orrington
CHIPMAN of Portland
COOPER of Yarmouth
GRANT of Gardiner
HARLOW of Portland
McGOWAN of York
REED of Carmel

The Minority of the same Committee on the same subject reported that the same **Ought Not To Pass**.

Signed:

Senator:

SAVIELLO of Franklin

Representative:

LONG of Sherman

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-144)**.

Reports **READ**.

Senator **BOYLE** of Cumberland moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence.

On further motion by same Senator, **TABLED** until Later in Today's Session, pending the motion by same Senator to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence.

Divided Report

The Majority of the Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act To Exempt Persons Who Have Served in the Armed Forces from the Requirement To Take a Hunter Safety Course To Obtain a Hunting License"

H.P. 216 L.D. 307

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-136)**.

Signed:

Senators:

DUTREMBLE of York
BURNS of Washington
HASKELL of Cumberland

Representatives:

SHAW of Standish
BRIGGS of Mexico
CRAFTS of Lisbon
DAVIS of Sangerville
ESPLING of New Gloucester
EVANGELOS of Friendship
KUSIAK of Fairfield
MARKS of Pittston
WOOD of Sabattus

The Minority of the same Committee on the same subject reported that the same **Ought Not To Pass**.

Signed:

Representative:

SHORT of Pittsfield

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-136)**.

Reports **READ**.

On motion by Senator **DUTREMBLE** of York, the Majority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**, in concurrence.

READ ONCE.

Committee Amendment "A" (H-136) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Divided Report

The Majority of the Committee on **INSURANCE AND FINANCIAL SERVICES** on Bill "An Act Regarding the Regulation of Consumer Finance Companies"

H.P. 421 L.D. 602

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

Signed:

Senators:

GRATWICK of Penobscot
WOODBURY of Cumberland

Representatives:

TREAT of Hallowell
BEAUDOIN of Biddeford
COOPER of Yarmouth
DOAK of Columbia Falls
FITZPATRICK of Houlton
MORRISON of South Portland
PRINGLE of Windham
WALLACE of Dexter

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-139)**.

Signed:

Senator:

WHITTEMORE of Somerset

Representatives:

BECK of Waterville
McCLELLAN of Raymond

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

Reports **READ**.

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

Divided Report

The Majority of the Committee on **JUDICIARY** on Bill "An Act To Include a Representative of the Aroostook Band of Micmacs in the House of Representatives"

H.P. 40 L.D. 45

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-141)**.

Signed:

Senators:

BURNS of Washington
TUTTLE of York

Representatives:

PRIEST of Brunswick
BEAULIEU of Auburn
CROCKETT of Bethel
DeCHANT of Bath
GUERIN of Glenburn
MONAGHAN-DERRIG of Cape Elizabeth
MOONEN of Portland
MORIARTY of Cumberland
PEAVEY HASKELL of Milford
VILLA of Harrison

The Minority of the same Committee on the same subject reported that the same **Ought Not To Pass**.

Signed:

Senator:

VALENTINO of York

(Representative MITCHELL of the Penobscot Nation - of the House - supports the Majority **Ought To Pass as Amended** Report.)

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-141)**.

Reports **READ**.

Senator **VALENTINO** of York moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence.

On further motion by same Senator, **TABLED** until Later in Today's Session, pending the motion by same Senator to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence.

Divided Report

The Majority of the Committee on **JUDICIARY** on Bill "An Act Regarding Comparative Negligence"

H.P. 308 L.D. 458

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

Signed:

Senators:

VALENTINO of York
BURNS of Washington
TUTTLE of York

Representatives:

PRIEST of Brunswick
BEAULIEU of Auburn
CROCKETT of Bethel
DeCHANT of Bath
GUERIN of Glenburn
MONAGHAN-DERRIG of Cape Elizabeth
MORIARTY of Cumberland
PEAVEY HASKELL of Milford
VILLA of Harrison

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-142)**.

Signed:

Representative:

MOONEN of Portland

(Representative MITCHELL of the Penobscot Nation - of the House - supports the Majority **Ought Not To Pass** Report.)

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

Reports **READ**.

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

Divided Report

The Majority of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Create a License for Metal Dealers"

H.P. 560 L.D. 809

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-147)**.

Signed:

Senators:

PATRICK of Oxford
CLEVELAND of Androscoggin
CUSHING of Penobscot

Representatives:

HERBIG of Belfast
CAMPBELL of Newfield
GILBERT of Jay
HAMANN of South Portland
LOCKMAN of Amherst
MASON of Topsham
MASTRACCIO of Sanford
VOLK of Scarborough
WINCHENBACH of Waldoboro

The Minority of the same Committee on the same subject reported that the same **Ought Not To Pass**.

Signed:

Representative:

DUPREY of Hampden

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-147)**.

Reports **READ**.

On motion by Senator **PATRICK** of Oxford, the Majority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**, in concurrence.

READ ONCE.

Committee Amendment "A" (H-147) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Divided Report

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Streamline the Publication of Municipal Reports"

H.P. 43 L.D. 48

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

Signed:

Senators:

LACHOWICZ of Kennebec
COLLINS of York

Representatives:

GRAHAM of North Yarmouth
BOLAND of Sanford
COTTA of China
HAYES of Buckfield
NADEAU of Winslow
NADEAU of Fort Kent
PEASE of Morrill

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-146)**.

Signed:

Representative:

CHENETTE of Saco

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

Reports **READ**.

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

Senate

Pursuant to Joint Order

Senator **CLEVELAND** for the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Provide Model Language for Standard Sewer District Charters"

S.P. 579 L.D. 1532

Reported that the same be **REFERRED** to the Committee on **ENERGY, UTILITIES AND TECHNOLOGY**, pursuant to Joint Order, S.P. 533.

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

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

Sent down for concurrence.

Ought to Pass As Amended

Senator **GERZOFKY** for the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Update the Maine Emergency Management Laws"

S.P. 121 L.D. 326

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-73)**.

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

READ ONCE.

Committee Amendment "A" (S-73) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Senator **MILLETT** for the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Further Reduce Student Hunger"

S.P. 472 L.D. 1353

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-70)**.

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

READ ONCE.

Committee Amendment "A" (S-70) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Senator **CLEVELAND** for the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Amend the Charter of the Ashland Water and Sewer District"

S.P. 351 L.D. 1026

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-69)**.

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

READ ONCE.

Committee Amendment "A" (S-69) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Senator GRATWICK for the Committee on **INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Amend the Workers' Compensation Self-insurance Laws"

S.P. 255 L.D. 706

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-74)**.

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

READ ONCE.

Committee Amendment "A" (S-74) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Senator PATRICK for the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Improve Workers' Compensation Coverage for All Injured Workers"

S.P. 176 L.D. 444

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-75)**.

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

READ ONCE.

Committee Amendment "A" (S-75) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Senator GOODALL for the Joint Select Committee on **MAINE'S WORKFORCE AND ECONOMIC FUTURE** on Bill "An Act To Strengthen Maine's Workforce and Economic Future"

S.P. 41 L.D. 90

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-71)**.

Report **READ**.

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

Senator HASKELL for the Committee on **TAXATION** on Resolve, Authorizing the State Tax Assessor To Convey the Interest of the State in Certain Real Estate in the Unorganized Territory

S.P. 508 L.D. 1414

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-72)**.

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

READ ONCE.

Committee Amendment "A" (S-72) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Senator MAZUREK for the Committee on **TRANSPORTATION** on Resolve, To Repeal the Requirement That the Department of Transportation Facilitate a Feasibility Study of an East-west Highway and Provide for Public Access to Certain Documents

S.P. 330 L.D. 985

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-78)**.

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

READ ONCE.

Committee Amendment "A" (S-78) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Divided Report

The Majority of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act Regarding the Sale of Firearms at Gun Shows"

S.P. 100 L.D. 267

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-79)**.

Signed:

Senators:

GERZOFKY of Cumberland
DUTREMBLE of York

Representatives:

DION of Portland
CASAVANT of Biddeford
KAENRATH of South Portland
LAJOIE of Lewiston
PLANTE of Berwick

The Minority of the same Committee on the same subject reported that the same **Ought Not To Pass**.

Signed:

Senator:

PLUMMER of Cumberland

Representatives:

LONG of Sherman
MARKS of Pittston
PEASE of Morrill
TYLER of Windham
WILSON of Augusta

Reports **READ**.

Senator **GERZOFKY** of Cumberland moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report.

On further motion by same Senator, **TABLED** until Later in Today's Session, pending the motion by same Senator to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report.

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Make Parents More Aware of Eating Disorders"

S.P. 498 L.D. 1394

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

Signed:

Senator:

JOHNSON of Lincoln

Representatives:

MacDONALD of Boothbay
DAUGHTRY of Brunswick
HUBBELL of Bar Harbor
JOHNSON of Greenville
KORNFELD of Bangor
MAKER of Calais
McCLELLAN of Raymond
NELSON of Falmouth
POULIOT of Augusta
RANKIN of Hiram

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-66)**.

Signed:

Senator:

MILLETT of Cumberland

(Representative SOCTOMAH of the Passamaquoddy Tribe - of the House - supports the Majority **Ought Not To Pass** Report.)

Reports **READ**.

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

THE PRESIDENT: The Chair recognizes the Senator from York, Senator Tuttle.

Senator **TUTTLE:** Thank you Mr. President. Members of the Senate, this is my bill. I will not oppose the pending motion, but I do appreciate the good Senator from Cumberland, Senator Millett, allowing me to speak on this issue. This is an issue, to me, that doesn't only hit close to home, it hits inside my home. When my daughter was growing up, when she was 13, she battled with an eating disorder. I remember everyday how sick she was and how dangerously thin she became. At one point she went 100 pounds to down to 72 pounds in the matter of a month. As a father, I can still feel the worry that I felt during all the trips to the hospital and back. We waited to get my daughter into Mercy Hospital and we were waiting for two weeks. Back then they didn't take anybody under 14. I didn't know that ahead of time. I had my daughter there. She was literally dying in front of me. It was one of those moments in life where you can't believe it is actually happening to you. I knew then that if I had taken her back home, I'm an emergency medical technician, that she would have probably ended up in the ER. They would have given her an IV and it would have sent her into electrolyte shock and she would have lost her life. Through the grace of God, her pediatrician finally got her into Barbara Bush and it saved her life. This bill directed the Department of Education to seek assistance with the Department of Health and Human Services, school boards, school superintendents, the National Eating Disorder Association, the National Association of School Nurses, and the Maine Academy of Pediatrics to develop and implement policies for providing parents with educational information regarding eating disorders. A school board must annually provide parents of kindergarten to grade 8 students with educational information regarding eating disorders. This bill was modeled after legislation recently passed in Virginia, where it was passed by a Republican House and a Democratic Senate and it was also signed by a Republican Governor. Raising awareness about eating disorders is not a partisan issue. It is a very basic thing that we can do to assure that our children lead a happy and healthy life and productive lives. In the United States today 20 million women and 10 million men suffer from clinically significant eating disorders at some time in their life, including anorexia nervosa, bulimia nervosa, binge eating disorder, and eating disorder not otherwise specified. This means that there are lots of people out there who understand what we are going through and are eager to help. Once again, I would thank the good Senator for allowing me the opportunity to speak to this issue. I've been working on it for the last decade and will continue in the years ahead. Thank you, Mr. President.

On motion by Senator **MILLETT** of Cumberland, the Majority **OUGHT NOT TO PASS** Report **ACCEPTED**.

Sent down for concurrence.

Divided Report

The Majority of the Committee on **INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Promote Wellness and Prevention through Health Plans"

S.P. 336 L.D. 991

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

Signed:

Senators:

WHITTEMORE of Somerset
WOODBURY of Cumberland

Representatives:

TREAT of Hallowell
BEAUDOIN of Biddeford
BECK of Waterville
COOPER of Yarmouth
DOAK of Columbia Falls
FITZPATRICK of Houlton
McCLELLAN of Raymond
MORRISON of South Portland
PRINGLE of Windham
WALLACE of Dexter

The Minority of the same Committee on the same subject reported that the same **Ought To Pass**.

Signed:

Senator:

GRATWICK of Penobscot

Reports **READ**.

On motion by Senator **GRATWICK** of Penobscot, the Majority **OUGHT NOT TO PASS** Report **ACCEPTED**.

Sent down for concurrence.

Divided Report

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Ensure the Effectiveness of Constitutional Officers"

S.P. 325 L.D. 947

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-68)**.

Signed:

Senators:

LACHOWICZ of Kennebec
GERZOFKY of Cumberland

Representatives:

GRAHAM of North Yarmouth
BOLDUC of Auburn
CHENETTE of Saco
PEASE of Morrill

The Minority of the same Committee on the same subject reported that the same **Ought Not To Pass**.

Signed:

Representatives:

BOLAND of Sanford
COTTA of China
HAYES of Buckfield
NADEAU of Winslow
NADEAU of Fort Kent

Reports **READ**.

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

Divided Report

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Ensure Accountability in State Contracts"

S.P. 406 L.D. 1169

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

Signed:

Senator:

COLLINS of York

Representatives:

BOLAND of Sanford
BOLDUC of Auburn
COTTA of China
HAYES of Buckfield
MacDONALD of Old Orchard Beach
NADEAU of Fort Kent
PEASE of Morrill

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-67)**.

Signed:

Senator:
LACHOWICZ of Kennebec

Representatives:
GRAHAM of North Yarmouth
CHENETTE of Saco

Reports **READ**.

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

Divided Report

Seven members of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Improve Insurance Coverage for Volunteer First Responders" S.P. 71 L.D. 235

Reported in Report "**A**" that the same **Ought to Pass as Amended by Committee Amendment "A" (S-76)**.

Signed:

Senator:
PATRICK of Oxford

Representatives:
HERBIG of Belfast
CAMPBELL of Newfield
GILBERT of Jay
HAMANN of South Portland
MASON of Topsham
MASTRACCIO of Sanford

Five members of the same Committee on the same subject reported in Report "**B**" that the same **Ought to Pass as Amended by Committee Amendment "B" (S-77)**.

Signed:

Senator:
CUSHING of Penobscot

Representatives:
DUPREY of Hampden
LOCKMAN of Amherst
VOLK of Scarborough
WINCHENBACH of Waldoboro

One member of the same Committee on the same subject reported in Report "**C**" that the same **Ought Not to Pass**.

Signed:

Senator:
CLEVELAND of Androscoggin

Reports **READ**.

Senator **PATRICK** of Oxford moved the Senate **ACCEPT** Report "**A**", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-76)**.

On motion by Senator **JACKSON** of Aroostook, **TABLED** until Later in Today's Session, pending the motion by Senator **PATRICK** of Oxford to **ACCEPT** Report "**A**", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-76)**.

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

SECOND READERS

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

House

Bill "An Act To Eliminate Institute Councils for Mental Health Institutions"

H.P. 214 L.D. 305

Bill "An Act To Allow Nonprofit Organizations To Operate Snowmobiles as Trail-grooming Equipment"

H.P. 239 L.D. 334

Bill "An Act To Clarify When a Manufactured Home Becomes Residential Real Property"

H.P. 605 L.D. 854

Bill "An Act To Clarify an Exemption to the Municipal Subdivision Laws"

H.P. 680 L.D. 966

Bill "An Act To Ensure Compliance with the Laws Governing Elections"

H.P. 854 L.D. 1210

Bill "An Act To Require the Secretary of State To Suspend a Person's License in Certain Instances Regardless of whether an Accident Report Has Been Filed"

H.P. 923 L.D. 1296

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

House As Amended

Bill "An Act To Secure the Safety of Electrical Power Transmission Lines" (EMERGENCY)

H.P. 106 L.D. 131
(C "A" H-121)

LEGISLATIVE RECORD - SENATE, TUESDAY, MAY 14, 2013

Bill "An Act Regarding Consent for Adoption"
H.P. 122 L.D. 147
(C "A" H-124)

Bill "An Act To Enhance Transparency in Government by
Implementing a Waiting Period for Legislators before They May
Register as Lobbyists"
H.P. 144 L.D. 184
(C "A" H-115)

Bill "An Act To Repeal the Provision of Law That Requires the
Trade Name or Brand of Malt Liquor To Be Displayed in Full Sight
of a Customer on a Faucet, Spigot or Dispensing Apparatus"
H.P. 238 L.D. 333
(C "A" H-120)

Bill "An Act To Appropriate Sufficient Funds for Indigent Legal
Services" (EMERGENCY)
H.P. 271 L.D. 396
(C "A" H-123)

Bill "An Act To Implement the Recommendations of the Task
Force on Franco-Americans"
H.P. 294 L.D. 422
(C "A" H-116)

Bill "An Act To Establish Maine Seniors Day"
H.P. 379 L.D. 560
(C "A" H-132)

Bill "An Act To Amend the Laws Governing Service of Process in
Eviction Actions"
H.P. 400 L.D. 581
(C "A" H-140)

Bill "An Act To Strengthen the Law Regarding Texting and
Driving"
H.P. 408 L.D. 589
(C "A" H-112)

Bill "An Act To Help Small Businesses and Promote Tourism by
Allowing the Construction of a Platform, Walkway or Deck over a
River or Marshland"
H.P. 415 L.D. 596
(C "A" H-137)

Bill "An Act To Allow a Minor in the Police Explorer Program To
Assist with Traffic Control at Civic Events"
H.P. 424 L.D. 605
(C "A" H-130)

Bill "An Act To Amend the Charter of the Veazie Sewer District To
Expand Its Boundaries" (EMERGENCY)
H.P. 467 L.D. 675
(C "A" H-138)

Bill "An Act To Create Fairness in Political Party Enrollment
Deadlines"
H.P. 520 L.D. 769
(C "A" H-118)

Bill "An Act To Amend the Laws Concerning Metal Dealers"
H.P. 559 L.D. 808
(C "A" H-128)

Bill "An Act To Expand the Sales Tax Exemption for Certain
Public Libraries To Include Sales by Those Libraries or Their
Supporting Organizations"
H.P. 639 L.D. 915
(C "A" H-119)

Bill "An Act To Promote Fishing by Youth"
H.P. 656 L.D. 932
(C "A" H-117)

Resolve, Extending the Time That the Commissioner of
Administrative and Financial Services Has To Sell or Lease
Property in Augusta (EMERGENCY)
H.P. 667 L.D. 954
(C "A" H-135)

Bill "An Act To Protect Employees from Abusive Work
Environments"
H.P. 845 L.D. 1201
(C "A" H-129)

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

Senate

Bill "An Act To Improve the Unused Pharmaceutical Disposal
Program"
S.P. 306 L.D. 881

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

Sent down for concurrence.

Senate As Amended

Resolve, Directing the Board of Dental Examiners To Amend Its
Rules To Improve Access to Oral Health Care in Maine
S.P. 85 L.D. 249
(C "A" S-65)

Bill "An Act To Streamline the General Permit Process for Tidal
Power"
S.P. 169 L.D. 437
(C "A" S-62)

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

Sent down for concurrence.

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

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:

HOUSE REPORTS - from the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Require That Carbon Monoxide Detectors Be Installed inside Educational Facilities"

H.P. 412 L.D. 593

Majority - **Ought Not to Pass** (9 members)

Minority - **Ought To Pass as Amended by Committee Amendment "A" (H-145)** (4 members)

Tabled - May 14, 2013, by Senator **GOODALL** of Sagadahoc

Pending - **ACCEPTANCE OF EITHER REPORT**

(In House, May 9, 2013, the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.)

(In Senate, May 14, 2013, Reports **READ**.)

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

The Chair laid before the Senate the following Tabled and Later Assigned (4/3/13) matter:

JOINT ORDER - Recognizing Lt. Col. Terry Moore (Ret. USAF) of Bangor

SLS 161

Tabled - April 3, 2013, by Senator **JACKSON** of Aroostook

Pending - motion by Senator **VALENTINO** of York to **PASS**

(In Senate, April 3, 2013, on motion by Senator **VALENTINO** of York, **READ**.)

THE PRESIDENT: The Chair recognizes the Senator from York, Senator Valentino.

Senator **VALENTINO:** Thank you Mr. President. I want to stand today to congratulate Lt. Col. Terry Moore, Retired United States Air Force, of Bangor who is the recipient of the Visionary Voice Award from the Maine Coalition Against Sexual Assault for her

significant impact in raising awareness of sexual violence, particularly military sexual trauma. Lt. Col. Moore bought the rights to the film "The Invisible War" and is touring the entire country with advocacy groups and treatment groups to show the film to veterans in military communities. She has served as the Chair of the Advisory Commission on Women Veteran to honor female veterans across the state with personal letters and silver commemorative coins. She was hugely instrumental in placing a permanent bronze plaque in the Hall of Flags in honor of women veterans. I wish Lt. Col. Moore was here with us today. She is not, but she was here with us yesterday. She is an important supporter of a bill to resolve the military code of conduct in the state of Maine to address sexual trauma in the military. That bill, with her support, was passed unanimously by the committee and she will be here for the bill signing. I hope you all have an opportunity to meet her. She is a remarkable woman who has dedicated her life to Maine military women and this issue. I want to send my congratulations personally to her on this day. Thank you.

On motion by Senator **VALENTINO** of York, the Joint Order was **PASSED**.

Sent down for concurrence.

The Chair laid before the Senate the following Tabled and Later Assigned (4/25/13) matter:

JOINT ORDER - Recognizing the City of Ellsworth Sestercentennial in July 2013

SLS 262

Tabled - April 25, 2013, by Senator **LANGLEY** of Hancock

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

(In Senate, April 25, 2013, on motion by Senator **LANGLEY** of Hancock, **READ**.)

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

Senator **LANGLEY:** Thank you Mr. President. Men and women of the Senate, it's with great honor I rise today to recognize the City of Ellsworth as it prepares for 250 years of incorporation this summer. Sestercentennial is the word, indeed, that is used for 250 years, in case you had never heard of that before. According to the "History of Ellsworth" penned by Albert Davis in 1928 the rich history of Ellsworth began with the Native Americans who came to hunt and fish. In the 1760's the white settlers arrived, chasing dreams of wealth. They came and settled the quiet river town. They built ships and found the cargo to ship. Many lumber mills and wharfs, as many as 18, sprang up on the banks of the Union River. In the 1800's, while the gold rush was attracting pioneers to the West, the salt water frontier attracted a different pioneer. People migrated to Hancock County because land and fishing were plentiful and three kinds of people chose to settle the salt water frontier; the mariner, the fisherman, and the woodsman. Ellsworth saw its greatest activity between 1820 and 1880. Ellsworth early became and remained the lumber capital of

Eastern Maine. It lay on both sides of the Union River, which was navigable but for good sized schooners. At one time Ellsworth ranked as the second largest lumber shipping port in the world. Downeasters still like to think of themselves as having the characteristics of the early Americans. They consider themselves as independent and rugged individuals without excessive regard to wealth, position, or learning. According to Albert Davis, "A celebrity can be freer from attention in Downeast Maine than just about anywhere else in the country and Downeasters take the facts as they add up to be, not as someone else says they ought to be and this independence carries with it a polite dignity." I would say this still holds true today. Today Ellsworth is the county seat of Hancock County. The 2010 census determined it had a population of 7,741 and Ellsworth was Maine's fastest growing city from 2000 to 2010 with a growth rate of nearly 20%. Under the capable leadership of the City Manager and strong council, this city is poised to become a model city in the 21st Century with a mixed use downtown, planned green spaces, a conscience effort to make the city pedestrian friendly, and a business friendly climate. Please join me in recognizing Ellsworth's Sestercentennial and its 250 Committee. Thank you for your time and attention.

On motion by Senator **LANGLEY** of Hancock, the Joint Order was **PASSED**.

Sent down for concurrence.

THE PRESIDENT: The Chair is pleased to recognize in the rear of the chamber from the Ellsworth 250 Committee; Thelma Beal, Gary Fortier, Alan Fitch, Terry Carlisle, and Fred Erlenbach. They are here as the guests of the Senator from Hancock, Senator Langley. Will they please rise and accept the warm greetings of the Maine State Senate.

The Chair laid before the Senate the following Tabled and Later Assigned (5/9/13) matter:

HOUSE REPORT - from the Committee on **MARINE RESOURCES**, pursuant to Joint Rule 204, on Bill "An Act To Require the Development of a Statewide Approach to Seaweed Management"

H.P. 404 L.D. 585

Report - **Ought to Pass as Amended by Committee Amendment "A" (H-126)**

Tabled - May 9, 2013, by Senator **JACKSON** of Aroostook

Pending - **ACCEPTANCE OF REPORT**, in concurrence

(In House, May 8, 2013, Report **READ** and **ACCEPTED** and Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-126)**.)

(In Senate, May 9, 2013, Report **READ**.)

Report **ACCEPTED**, in concurrence.

READ ONCE.

Committee Amendment "A" (H-126) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

The Chair laid before the Senate the following Tabled and Later Assigned (5/9/13) matter:

Resolve, To Provide for Livable, Affordable Neighborhoods
H.P. 1101 L.D. 1528

Tabled - May 9, 2013, by Senator **BOYLE** of Cumberland

Pending - **REFERENCE**

(In House, May 9, 2013, **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.

Senate at Ease.

Senate called to order by the President.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Promote the Delivery of Natural Gas to Central Maine"

H.P. 1105 L.D. 1537

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

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

Resolve, To Establish a Task Force on Poverty and Personal Responsibility

H.P. 1106 L.D. 1538

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

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

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

Bill "An Act To Provide Maine's Businesses Tax Relief for Destroyed or Stolen Products"

H.P. 1102 L.D. 1535

Off Record Remarks

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

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

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

On motion by Senator **GOODALL** of Sagadahoc, **ADJOURNED** to Wednesday, May 15, 2013, at 10:00 in the morning.

**Pursuant to Statute
Revisor of Statutes**

The **Revisor of Statutes**, pursuant to the Maine Revised Statutes, Title 1, section 94 asked leave to report that the accompanying Bill "An Act To Correct Errors and Inconsistencies in the Laws of Maine"

H.P. 1103 L.D. 1536

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

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

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

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

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

Senator **PATRICK** of Oxford was granted unanimous consent to address the Senate off the Record.

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

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