

# MAINE STATE LEGISLATURE

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**Legislative Record**  
**House of Representatives**  
**One Hundred and Twenty-Fifth Legislature**  
**State of Maine**

**Daily Edition**

**Second Regular Session**

January 4, 2012 – May 31, 2012

pages 1084 - 1604

ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE  
SECOND REGULAR SESSION  
1st Legislative Day  
Wednesday, January 4, 2012

Pursuant to Article IV, Part 3, Section 1 of the Constitution and Laws of the State of Maine, the Representatives to the One Hundred and Twenty-Fifth Legislature assembled in the Hall of the House and were called to order by ROBERT W. NUTTING of Oakland, Speaker of the House.

Prayer by Reverend Renee U. Garrett, All Souls Congregational Church, Bangor.

National Anthem by Messalonskee High School Mastersingers, Oakland.

Pledge of Allegiance.

Doctor of the day, Nancy Cummings, M.D., Wilton and Chris Pezzullo, D.O., Cape Elizabeth.

At this point, a message was received from the Senate, borne by Senator PLOWMAN of Penobscot of that body, announcing a quorum present and that the Senate was ready to transact any business that might properly come before it.

A roll call was taken. 141 out of 153 members answered to their names and accordingly the Chair declared a quorum present.

Those absent were:

Representative BEAUDOIN of Biddeford  
Representative BEAULIEU of Auburn  
Representative BERRY of Bowdoinham  
Representative BOLDUC of Auburn  
Representative BURNS of Whiting  
Representative CELLI of Brewer  
Representative KAENRATH of South Portland  
Representative KNAPP of Gorham  
Representative LAJOIE of Lewiston  
Representative RICHARDSON of Carmel  
Representative STUCKEY of Portland  
Representative WALLACE of Dexter

**ORDERS**

On motion of Representative CURTIS of Madison, the following House Order: (H.O. 31)

ORDERED, that a Committee of ten be appointed to wait upon His Excellency, Governor Paul Richard LePage, and inform him that a quorum of the House of Representatives was assembled in the Hall of the House for the consideration of such business as may come before the House.

**READ and PASSED.**

The Speaker appointed the following Members to the Committee to wait upon the Governor and inform him that a quorum of the members of the House of Representatives had assembled in the Hall of the House for the consideration of such business as may come before the House:

Representative COTTA of China  
Representative HARVELL of Farmington  
Representative MOULTON of York  
Representative TURNER of Burlington  
Representative BOLAND of Sanford  
Representative CASAVANT of Biddeford  
Representative GRAHAM of North Yarmouth

On motion of Representative CUSHING of Hampden, the following House Order: (H.O. 32)

ORDERED, that a message be conveyed to the Senate that a quorum of the House of Representatives is present for the consideration of such business as may come before the House.

**READ and PASSED.**

The Speaker appointed Representative CURTIS of Madison to inform the Senate that a quorum of the members of the House of Representatives had assembled in the Hall of the House for the consideration of such business as may come before the House.

**COMMUNICATIONS**

The Following Communication: (H.C. 261)

**STATE OF MAINE  
OFFICE OF THE  
SECRETARY OF STATE  
AUGUSTA, MAINE 04333-0148**

November 14, 2011

The Honorable Heather J.R. Priest

Clerk of the House

2 State House Station

Augusta, Maine 04333

Dear Clerk Priest:

Please find enclosed a certified copy of the final results from the November 8, 2011 Special Election held in State Representative District 24.

Sincerely,

S/Charles E. Summers, Jr.

Secretary of State

**STATE OF MAINE  
OFFICE OF THE SECRETARY OF STATE**

November 14, 2011

I, Charles E. Summers, Jr., Secretary of State, in accordance with the provisions of the proclamation issued by the Governor on September 19, 2011, calling for a Special Election to be held on November 8, 2011, to elect a State Representative in District 24 and having tabulated the return of the votes cast; REPORT AS FOLLOWS; that Raymond A. Wallace of Dexter, having received a plurality of the votes cast, appears to have been elected a State Representative in the 125th Legislature in District 24:

**SPECIAL ELECTION – November 8, 2011  
STATE REPRESENTATIVE  
DISTRICT 24**

Maynard, Lesley A., Charleston 186

Pearson, David Brookes, Dexter 1026

Wallace, Raymond A., Dexter 1170

I, Charles E. Summers, Jr., Secretary of State, hereby certify that the foregoing report is a true tabulation of the votes cast at the Special Election for State Representative in District 24, as reported to me on the returns of votes from the municipalities in State Representative District 24.

S/Charles E. Summers, Jr.

Secretary of State

Received by the Governor

S/Paul R. LePage

Governor

**READ and ORDERED PLACED ON FILE.**

The Following Communication: (H.C. 262)

**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
SPEAKER'S OFFICE  
AUGUSTA, MAINE 04333-0002**

December 2, 2011

The Honorable Heather J.R. Priest

Clerk of the House

2 State House Station

Augusta, Maine 04333

Dear Clerk Priest:

Pursuant to my authority under House Rule 201.1 (l) (a), I am rescinding the appointment of Representative Andre E. Cushing III of Hampden to the Joint Standing Committee on Labor, Commerce, Research and Economic Development and pursuant to my authority under House Rule 201.1(l) (a), I am appointing Representative Raymond A. Wallace of Dexter to the Joint Standing Committee on Labor, Commerce, Research and Economic Development effective immediately.

Furthermore, pursuant to my authority under House Rule 401.1, I am assigning Representative Raymond A. Wallace of Dexter to seat 95 effective immediately.

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

Sincerely,

S/Robert W. Nutting

Speaker of the House

**READ and ORDERED PLACED ON FILE.**

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At this point, the Speaker recognized the Representative from Dexter, Representative WALLACE, and he was added to the roll call of the Second Regular Session of the 125th Legislature.

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Subsequently, Representative COTTA of China reported that the Committee had delivered the message with which it was charged.

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Subsequently, Representative CURTIS of Madison reported that he had delivered the message with which he was charged.

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At this point, the Speaker recognized the Representative from Carmel, Representative RICHARDSON and the Representative from South Portland, Representative KAENRATH, and they were added to the roll call of the Second Regular Session of the 125th Legislature.

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The following item was taken up out of order by unanimous consent:

**PETITIONS, BILLS AND RESOLVES REQUIRING  
REFERENCE**

Bill "An Act To Make Technical Corrections to the Laws Governing the Indian Representatives to the Legislature" (EMERGENCY)

(H.P. 1276) (L.D. 1726)

Sponsored by Speaker NUTTING of Oakland.

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

Committee on JUDICIARY suggested.

Under suspension of the rules, the Bill was given its **FIRST READING WITHOUT REFERENCE** to a committee.

Under further suspension of the rules, the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on Bills in the Second Reading.

Under further suspension of the rules, the Bill was **PASSED TO BE ENGROSSED** and sent for concurrence.

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By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH.**

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The Following Communication: (H.P. 1200)

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

November 28, 2011

The Honorable Robert W. Nutting

Speaker of the House

125th Legislature

The Honorable Kevin L. Raye

President of the Senate

125th Legislature

Dear Mr. Speaker and Mr. President:

On November 28, 2011, 3 bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 308.2, these bills were referred to the Joint Standing Committees on November 28, 2011, as follows:

**Education and Cultural Affairs**

Bill "An Act To Update the Laws Concerning the Maine School of Science and Mathematics" (H.P. 1197) (L.D. 1592) (Sponsored by Representative AYOTTE of Caswell) (Cosponsored by Senator JACKSON of Aroostook and Representatives: EDGECOMB of Caribou, WILLETTE of Mapleton, WILLETTE of Presque Isle, Senator: SHERMAN of Aroostook) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Judiciary**

Bill "An Act To Clarify the Requirements of Income Withholding Orders" (H.P. 1199) (L.D. 1594) (Sponsored by Representative NASS of Acton) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Transportation**

Resolve, To Name Route 1-A between Brewer and Ellsworth the Korean War Veterans Highway (H.P. 1198) (L.D. 1593) (Sponsored by Representative ROSEN of Bucksport) (Cosponsored by Senator ROSEN of Hancock) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Sincerely,

S/Heather J.R. Priest

Clerk of the House

S/Joseph G. Carleton, Jr.

Secretary of the Senate

**READ and ORDERED PLACED ON FILE.**

Sent for concurrence.

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The Following Communication: (H.P. 1202)

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

December 5, 2011  
The Honorable Robert W. Nutting  
Speaker of the House  
125th Legislature  
The Honorable Kevin L. Raye  
President of the Senate  
125th Legislature

Dear Mr. Speaker and Mr. President:  
On December 1, 2011, 1 bill was received by the Clerk of the House.  
Pursuant to the provisions of Joint Rule 308.2, this bill was referred to a Joint Standing Committee on December 1, 2011, as follows:

**Judiciary**

Bill "An Act To Impose a Penalty for Making False Claims Regarding Affiliation with a Federally Recognized Tribe" (H.P. 1201) (L.D. 1595) (Sponsored by Representative SOCTOMAH of the Passamaquoddy Tribe) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Sincerely,  
S/Heather J.R. Priest  
Clerk of the House  
S/Joseph G. Carleton, Jr.  
Secretary of the Senate

**READ and ORDERED PLACED ON FILE.**

Sent for concurrence.

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The Following Communication: (H.P. 1205)

**STATE OF MAINE  
CLERK'S OFFICE**

**2 STATE HOUSE STATION  
AUGUSTA, MAINE 04333-0002**

December 12, 2011  
The Honorable Robert W. Nutting  
Speaker of the House  
125th Legislature  
The Honorable Kevin L. Raye  
President of the Senate  
125th Legislature

Dear Mr. Speaker and Mr. President:  
On December 9, 2011, 2 bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 308.2, these bills were referred to the Joint Standing Committee on December 9, 2011, as follows:

**Criminal Justice and Public Safety**

Bill "An Act To Ensure Confidentiality of Juvenile Case Records" (H.P. 1203) (L.D. 1597) (Sponsored by Representative HASKELL of Portland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Clarify the Court's Authority To Grant Credit Given for Jail Time toward Payment of Fines" (H.P. 1204) (L.D. 1598) (Sponsored by Representative HASKELL of Portland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Sincerely,  
S/Heather J.R. Priest  
Clerk of the House  
S/David R. Madore  
Assistant Secretary of the Senate

**READ and ORDERED PLACED ON FILE.**

Sent for concurrence.

The Following Communication: (H.P. 1207)

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

December 13, 2011  
The Honorable Robert W. Nutting  
Speaker of the House  
125th Legislature  
The Honorable Kevin L. Raye  
President of the Senate  
125th Legislature

Dear Mr. Speaker and Mr. President:  
On December 12, 2011, 1 bill was received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 308.2, this bill was referred to a Joint Standing Committee on December 12, 2011, as follows:

**Criminal Justice and Public Safety**

Bill "An Act To Amend Deferred Disposition under the Maine Juvenile Code" (H.P. 1206) (L.D. 1599) (Submitted by the Criminal Law Advisory Commission pursuant to the Maine Revised Statutes, Title 17-A, section 1354, subsection 2.)

Sincerely,  
S/Heather J.R. Priest  
Clerk of the House  
S/David R. Madore  
Assistant Secretary of the Senate

**READ and ORDERED PLACED ON FILE.**

Sent for concurrence.

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The Following Communication: (H.P. 1210)

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

December 14, 2011  
The Honorable Robert W. Nutting  
Speaker of the House  
125th Legislature  
The Honorable Kevin L. Raye  
President of the Senate  
125th Legislature

Dear Mr. Speaker and Mr. President:  
On December 14, 2011, 2 bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 308.2, these bills were referred to the Joint Standing Committees on December 14, 2011, as follows:

**Education and Cultural Affairs**

Resolve, To Amend the Resolve Establishing the Task Force on Franco-Americans (EMERGENCY) (H.P. 1209) (L.D. 1601) (Sponsored by Representative FREDETTE of Newport) (Cosponsored by Representative MARTIN of Eagle Lake) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Labor, Commerce, Research and Economic Development**

Bill "An Act To Provide That Persons Hiring Assistants To Provide Home Care for Relatives Are Not Employers for Purposes of Unemployment Compensation Laws" (EMERGENCY) (H.P. 1208) (L.D. 1600) (Sponsored by Representative WATERHOUSE of Bridgton) (Cosponsored by Senator HASTINGS of Oxford and Representatives: Speaker NUTTING of Oakland, SARTY of Denmark) (Approved for

introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Sincerely,  
S/Heather J.R. Priest  
Clerk of the House  
S/David R. Madore

Assistant Secretary of the Senate

**READ and ORDERED PLACED ON FILE.**

Sent for concurrence.

The Following Communication: (H.P. 1234)

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

December 19, 2011

The Honorable Robert W. Nutting

Speaker of the House

125th Legislature

The Honorable Kevin L. Raye

President of the Senate

125th Legislature

Dear Mr. Speaker and Mr. President:

On December 16, 2011, 23 bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 308.2, these bills were referred to the Joint Standing Committees on December 16, 2011, as follows:

**Agriculture, Conservation and Forestry**

Bill "An Act To Remove the \$100 Reporting Fee for Fertilizer and Agricultural Liming Materials Sold" (H.P. 1211) (L.D. 1602) (Sponsored by Representative LIBBY of Waterboro) (Cosponsored by Senator SHERMAN of Aroostook and Representatives: BLACK of Wilton, CRAY of Palmyra, MAKER of Calais, McCABE of Skowhegan, TIMBERLAKE of Turner, WILLETTE of Mapleton, Senators: MASON of Androscoggin, THIBODEAU of Waldo) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Criminal Justice and Public Safety**

Bill "An Act To Amend the Law Relating to Concealed Firearms Locked in Vehicles" (EMERGENCY) (H.P. 1212) (L.D. 1603) (Sponsored by Representative CRAFTS of Lisbon) (Cosponsored by Senator MASON of Androscoggin and Representatives: BURNS of Whiting, CRAY of Palmyra, DAVIS of Sangerville, TIMBERLAKE of Turner, TURNER of Burlington) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Increase to a Class C Crime the Failure To Report a Missing Child within 24 Hours" (H.P. 1223) (L.D. 1633) (Sponsored by Representative OLSEN of Phippsburg) (Cosponsored by Representatives: MAKER of Calais, McCABE of Skowhegan, TIMBERLAKE of Turner, Senator THIBODEAU of Waldo and Representatives: ESPLING of New Gloucester, SANDERSON of Chelsea, VOLK of Scarborough, Senators: LANGLEY of Hancock, MASON of Androscoggin, SNOWE-MELLO of Androscoggin) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Establish Certain Crimes Relating to Missing or Deceased Children" (H.P. 1224) (L.D. 1634) (Sponsored by Representative BLODGETT of Augusta) (Cosponsored by Representatives: MAKER of Calais, McCABE of Skowhegan, TIMBERLAKE of Turner, Senator THIBODEAU of Waldo, Senator ALFOND of Cumberland and Representatives: BEAVERS of South Berwick, GRAHAM of North Yarmouth,

HARLOW of Portland, MALONEY of Augusta, VALENTINO of Saco, VOLK of Scarborough, Senators: KATZ of Kennebec, MASON of Androscoggin) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act Regarding Inmates on Public Works Projects" (EMERGENCY) (H.P. 1225) (L.D. 1635) (Sponsored by Representative CLARKE of Bath) (Cosponsored by Senator GERZOFISKY of Cumberland, Senator GOODALL of Sagadahoc and Representatives: BURNS of Whiting, FOSSEL of Alna, GRAHAM of North Yarmouth, KENT of Woolwich, MacDONALD of Boothbay, OLSEN of Phippsburg) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Inland Fisheries and Wildlife**

Bill "An Act To Strengthen the Relationship between Land Users and Landowners" (H.P. 1222) (L.D. 1613) (Sponsored by Representative CUSHING of Hampden) (Cosponsored by Senator SAVIELLO of Franklin and Representatives: CLARK of Millinocket, MARTIN of Eagle Lake, NASS of Acton, SARTY of Denmark, TURNER of Burlington, WALLACE of Dexter, Senators: President RAYE of Washington, THOMAS of Somerset) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Insurance and Financial Services**

Bill "An Act To Extend Certain Insurance Protection to Emergency Responders" (H.P. 1226) (L.D. 1636) (Sponsored by Representative LUCHINI of Ellsworth) (Cosponsored by Senator LANGLEY of Hancock and Representatives: CLARKE of Bath, GOODE of Bangor, MAKER of Calais, Senator: BRANNIGAN of Cumberland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Permit Financial Institutions To Share Certain Information for the Purpose of Preventing Electronic Bank Card Losses and Other Fraud" (H.P. 1227) (L.D. 1637) (Sponsored by Representative RICHARDSON of Warren) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Judiciary**

Bill "An Act To Promote Agricultural Activity in Maine by Limiting the Liability for Agritourism Activities" (H.P. 1214) (L.D. 1605) (Sponsored by Representative LIBBY of Waterboro) (Cosponsored by Senator THIBODEAU of Waldo and Representatives: BLACK of Wilton, CRAY of Palmyra, DAVIS of Sangerville, McCABE of Skowhegan, OLSEN of Phippsburg, TIMBERLAKE of Turner, Senators: MASON of Androscoggin, SHERMAN of Aroostook) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Provide Magistrates To Assist the Court in Handling Small Claims and Landlord-tenant Cases" (EMERGENCY) (H.P. 1215) (L.D. 1606) (Sponsored by Representative PRIEST of Brunswick) (Cosponsored by Senator GERZOFISKY of Cumberland and Representatives: CAIN of Orono, CAREY of Lewiston, CUSHING of Hampden, MALONEY of Augusta, MARTIN of Eagle Lake, TREAT of Hallowell, Senators: HASTINGS of Oxford, WOODBURY of Cumberland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Labor, Commerce, Research and Economic Development**

Bill "An Act To Preserve the Integrity of the Maine Certified Public Accountant Examination" (EMERGENCY) (H.P. 1216) (L.D. 1607) (Sponsored by Representative CUSHING of Hampden) (Cosponsored by Senator RECTOR of Knox and Representatives: HUNT of Buxton, MAKER of Calais, Speaker NUTTING of Oakland, Senators: COURTNEY of York, KATZ of Kennebec, President RAYE of Washington) (Approved for

introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Clarify the Laws Governing Pharmacy Interns" (H.P. 1217) (L.D. 1608) (Sponsored by Speaker NUTTING of Oakland) (Cosponsored by Senator RECTOR of Knox and Representative: CUSHING of Hampden) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Enhance the Duties and Responsibilities of the Director of the Division for the Deaf, Hard of Hearing and Late Deafened" (H.P. 1228) (L.D. 1638) (Sponsored by Representative GILBERT of Jay) (Cosponsored by Representatives: AYOTTE of Caswell, BLODGETT of Augusta, CHIPMAN of Portland, CLARK of Millinocket, O'BRIEN of Lincolnville, WALLACE of Dexter) (Submitted by the Department of Labor pursuant to Joint Rule 204.)

**Marine Resources**

Bill "An Act To Ensure the Safety of Bait Used in Maine's Fishery" (H.P. 1218) (L.D. 1609) (Sponsored by Representative PARRY of Arundel) (Submitted by the Department of Marine Resources pursuant to Joint Rule 204.)

**State and Local Government**

Bill "An Act To Allow the Adjutant General To Address a Joint Session of the Legislature" (EMERGENCY) (H.P. 1229) (L.D. 1639) (Sponsored by Representative FREDETTE of Newport) (Cosponsored by Senator HASTINGS of Oxford and Representatives: CAIN of Orono, CLARK of Millinocket, DAVIS of Sangerville, FOSSEL of Alna, KESCHL of Belgrade, PRIEST of Brunswick, WALLACE of Dexter, WINSOR of Norway) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Promote POW/MIA Recognition Day" (H.P. 1230) (L.D. 1640) (Sponsored by Representative TURNER of Burlington) (Cosponsored by President RAYE of Washington and Representatives: BLACK of Wilton, CRAFTS of Lisbon, CUSHING of Hampden, MAKER of Calais, MOULTON of York, WILLETTE of Mapleton, Senators: ALFOND of Cumberland, THOMAS of Somerset) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Taxation**

Bill "An Act To Amend the Law Regarding the Sale of Wood Pellets" (EMERGENCY) (H.P. 1219) (L.D. 1610) (Sponsored by Representative McKANE of Newcastle) (Cosponsored by Senator THOMAS of Somerset and Representatives: HARLOW of Portland, HARMON of Palermo, Senators: SNOWE-MELLO of Androscoggin, THIBODEAU of Waldo) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Ensure Equal Tax Treatment for Private-pay and MaineCare-participating Providers of Residential Care to Persons Who Are Elderly or Disabled" (EMERGENCY) (H.P. 1231) (L.D. 1641) (Sponsored by Representative HARMON of Palermo) (Cosponsored by President RAYE of Washington and Representatives: CUSHING of Hampden, Speaker NUTTING of Oakland, STRANG BURGESS of Cumberland, Senators: COURTNEY of York, CRAVEN of Androscoggin, McCORMICK of Kennebec, SNOWE-MELLO of Androscoggin, THIBODEAU of Waldo) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Transportation**

Resolve, Directing the Department of Public Safety, Bureau of State Police To Review Motor Vehicle Inspection Rules (H.P. 1213) (L.D. 1604) (Sponsored by Representative MARTIN of Eagle Lake) (Cosponsored by Senator THOMAS of Somerset and Representatives: HOGAN of Old Orchard Beach, MAZUREK

of Rockland, PEOPLES of Westbrook, THERIAULT of Madawaska, Senators: DIAMOND of Cumberland, KATZ of Kennebec) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Resolve, To Create a License Plate To Recognize the 2014 World Acadian Congress (H.P. 1220) (L.D. 1611) (Sponsored by Representative MARTIN of Eagle Lake) (Cosponsored by Senator JACKSON of Aroostook and Representatives: AYOTTE of Caswell, THERIAULT of Madawaska, Senator: President RAYE of Washington) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Resolve, To Direct the Department of Transportation To Restrict Spending on the Ricker Hill Bridge in the Town of Turner (EMERGENCY) (H.P. 1232) (L.D. 1642) (Sponsored by Representative TIMBERLAKE of Turner) (Cosponsored by Senator MASON of Androscoggin and Representatives: BLACK of Wilton, CRAY of Palmyra, McCABE of Skowhegan, O'BRIEN of Lincolnville, WILLETTE of Mapleton, Senators: SHERMAN of Aroostook, THOMAS of Somerset) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Veterans and Legal Affairs**

Bill "An Act Relating to the Liquor Laws Governing Off-premises Catering at Planned Public Events or Gatherings" (H.P. 1221) (L.D. 1612) (Sponsored by Representative HARMON of Palermo) (Cosponsored by Senator THIBODEAU of Waldo and Representatives: LONGSTAFF of Waterville, McKANE of Newcastle, Speaker NUTTING of Oakland, TURNER of Burlington, WILLETTE of Mapleton, Senators: COURTNEY of York, PLOWMAN of Penobscot, SNOWE-MELLO of Androscoggin) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Enhance a Community's Ability To Establish or Update Its Veterans Honor Roll" (H.P. 1233) (L.D. 1643) (Sponsored by Representative JOHNSON of Greenville) (Cosponsored by Representatives: BLACK of Wilton, DAVIS of Sangerville, HARMON of Palermo, SARTY of Denmark, WALLACE of Dexter, WEAVER of York, WILLETTE of Mapleton) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Sincerely,

S/Heather J.R. Priest

Clerk of the House

S/David R. Madore

Assistant Secretary of the Senate

**READ and ORDERED PLACED ON FILE.**

Sent for concurrence.

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The Following Communication: (H.P. 1268)

**STATE OF MAINE**

**CLERK'S OFFICE**

**2 STATE HOUSE STATION**

**AUGUSTA, MAINE 04333-0002**

December 21, 2011

The Honorable Robert W. Nutting

Speaker of the House

125th Legislature

The Honorable Kevin L. Raye

President of the Senate

125th Legislature

Dear Mr. Speaker and Mr. President:

On December 21, 2011, 33 bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 308.2, these bills were referred to the Joint Standing Committees on December 21, 2011, as follows:

**Agriculture, Conservation and Forestry**

Resolve, To Exempt Maple Sugarhouses from the 1,000-foot Setback Requirement of the Maine Land Use Regulation Commission (H.P. 1241) (L.D. 1689) (Sponsored by Representative BLACK of Wilton) (Cosponsored by Representatives: CLARK of Millinocket, CRAY of Palmyra, DAVIS of Sangerville, JOHNSON of Greenville, McCABE of Skowhegan, O'BRIEN of Lincolnville, TIMBERLAKE of Turner, WILLETTE of Mapleton) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Appropriations and Financial Affairs**

Bill "An Act To Provide Funding To Operate the Dolby Landfill in the Town of East Millinocket" (H.P. 1235) (L.D. 1683) (Sponsored by Representative CLARK of Millinocket) (Cosponsored by Senator THOMAS of Somerset and Representatives: CUSHING of Hampden, DAVIS of Sangerville, MARTIN of Eagle Lake, Senator: SHERMAN of Aroostook) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Restore Supplemental Health Insurance Coverage for Disabled Children of State Retirees" (EMERGENCY) (H.P. 1265) (L.D. 1713) (Sponsored by Representative SARTY of Denmark) (Cosponsored by Senator COLLINS of York and Representatives: CEBRA of Naples, CLARK of Millinocket, COTTA of China, CUSHING of Hampden, HARMON of Palermo, WILLETTE of Mapleton, Senators: COURTNEY of York, RECTOR of Knox) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Criminal Justice and Public Safety**

Resolve, To Establish a Pilot Program in Penobscot County for Assessment and Treatment of Individuals Arrested for Unlawful Possession of Drugs (H.P. 1253) (L.D. 1701) (Sponsored by Representative STEVENS of Bangor) (Cosponsored by Senator FARNHAM of Penobscot and Representatives: BLODGETT of Augusta, CUSHING of Hampden, DAMON of Bangor, GOODE of Bangor, HASKELL of Portland, Senators: GERZOFSKY of Cumberland, MASON of Androscoggin, PLOWMAN of Penobscot) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Amend the Maine Bail Code To Protect Victims of Domestic Violence" (H.P. 1256) (L.D. 1704) (Sponsored by Representative FREDETTE of Newport) (Cosponsored by Senator PLOWMAN of Penobscot and Representatives: CAIN of Orono, CUSHING of Hampden, FOSSEL of Alna, MARTIN of Eagle Lake, SANDERSON of Chelsea, SIROCKI of Scarborough, WALLACE of Dexter, WINSOR of Norway) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Define, Prevent and Suppress Gang Activity in the State" (EMERGENCY) (H.P. 1259) (L.D. 1707) (Sponsored by Representative VOLK of Scarborough) (Cosponsored by Senator MASON of Androscoggin and Representatives: BLODGETT of Augusta, BURNS of Whiting, MALONEY of Augusta, MOULTON of York, Senators: ALFOND of Cumberland, DIAMOND of Cumberland, GERZOFSKY of Cumberland, SNOWE-MELLO of Androscoggin) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Mandate the Use of Standardized Risk Assessment in the Management of Domestic Violence Crimes" (H.P. 1263) (L.D. 1711) (Sponsored by Representative CAIN of Orono) (Cosponsored by Senator COURTNEY of York and Representatives: FREDETTE of Newport, HASKELL of Portland, PRIEST of Brunswick, Senators: ALFOND of Cumberland,

GERZOFSKY of Cumberland, WOODBURY of Cumberland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Education and Cultural Affairs**

Bill "An Act To Modify the Alternative Organizational Structure Budget Approval Process" (H.P. 1248) (L.D. 1696) (Sponsored by Representative BURNS of Whiting) (Cosponsored by Senator MASON of Androscoggin and Representatives: DAVIS of Sangerville, HARMON of Palermo, MAKER of Calais, McKANE of Newcastle, TURNER of Burlington, WILLETTE of Mapleton, Senators: GERZOFSKY of Cumberland, President RAYE of Washington) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Energy, Utilities and Technology**

Bill "An Act To Create the New Gloucester Water District" (EMERGENCY) (H.P. 1255) (L.D. 1703) (Sponsored by Representative ESPLING of New Gloucester) (Cosponsored by Senator SNOWE-MELLO of Androscoggin and Representative: Speaker NUTTING of Oakland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Protect Maine's Biomass and Forest Products Industries by Allowing Biomass Generators To Enter into Short-term Contracts" (H.P. 1258) (L.D. 1706) (Sponsored by Representative FITTS of Pittsfield) (Cosponsored by Representative: WILLETTE of Mapleton) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Environment and Natural Resources**

Bill "An Act To Amend the Process for Issuing State Water Quality Certificates to Hydropower Projects That Withdraw Water from Great Ponds" (H.P. 1238) (L.D. 1686) (Sponsored by Representative SARTY of Denmark) (Cosponsored by Representatives: BRYANT of Windham, CEBRA of Naples, DAVIS of Sangerville, SHAW of Standish, Senator: HASTINGS of Oxford) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Health and Human Services**

Bill "An Act To Clarify the Status of Patients Held under Involuntary Commitment Applications" (H.P. 1240) (L.D. 1688) (Sponsored by Representative MOULTON of York) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Clarify Case Management Supervision Authority and Ensure Access to Case Management Services" (EMERGENCY) (H.P. 1244) (L.D. 1692) (Sponsored by Representative EVES of North Berwick) (Cosponsored by Senator CRAVEN of Androscoggin and Representatives: FOSSEL of Alna, O'CONNOR of Berwick, PETERSON of Rumford, STRANG BURGESS of Cumberland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Resolve, Directing the Department of Health and Human Services To Review Rules Governing Reimbursement to MaineCare Recipients for Transportation to Freestanding Methadone Clinics (H.P. 1246) (L.D. 1694) (Sponsored by Representative BURNS of Whiting) (Cosponsored by Senator THOMAS of Somerset and Representatives: CRAY of Palmyra, DAVIS of Sangerville, HANLEY of Gardiner, VOLK of Scarborough, WILLETTE of Mapleton, Senators: LANGLEY of Hancock, MASON of Androscoggin, President RAYE of Washington) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Provide an Alternative Method of Calculating Minimum Staffing Levels in Nursing Homes" (EMERGENCY) (H.P. 1252) (L.D. 1700) (Sponsored by Representative STRANG



BURGESS of Cumberland) (Cosponsored by Senator McCORMICK of Kennebec and Representatives: EVES of North Berwick, FOSSEL of Alna, O'CONNOR of Berwick, SANBORN of Gorham, SANDERSON of Chelsea, SIROCKI of Scarborough, Senators: CRAVEN of Androscoggin, FARNHAM of Penobscot) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Resolve, To Create the Task Force on the Prevention of Sexual Abuse of Children (EMERGENCY) (H.P. 1257) (L.D. 1705) (Sponsored by Representative MAKER of Calais) (Cosponsored by President RAYE of Washington and Representatives: BURNS of Whiting, ESPLING of New Gloucester, OLSEN of Phippsburg, VOLK of Scarborough, Senators: ALFOND of Cumberland, DIAMOND of Cumberland, MASON of Androscoggin, PLOWMAN of Penobscot) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Restrict Further the Amount of Methamphetamine Precursors That May Be Bought or Sold" (H.P. 1266) (L.D. 1714) (Sponsored by Representative WILLETTE of Mapleton) (Cosponsored by Senator McCORMICK of Kennebec and Representatives: BURNS of Whiting, COTTA of China, DAVIS of Sangerville, FREDETTE of Newport, SANDERSON of Chelsea, TIMBERLAKE of Turner, WALLACE of Dexter, Senator: MASON of Androscoggin) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Insurance and Financial Services**

Bill "An Act Related to Specialty Tiers in Prescription Medication Pricing" (H.P. 1243) (L.D. 1691) (Sponsored by Representative FITTS of Pittsfield) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Correct Inconsistencies and Ambiguities in the Maine Guaranteed Access Reinsurance Association Act" (H.P. 1254) (L.D. 1702) (Sponsored by Representative RICHARDSON of Warren) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Judiciary**

Bill "An Act To Amend the Uniform Commercial Code Regarding Motor Vehicle Warranties" (H.P. 1236) (L.D. 1684) (Sponsored by Representative CUSHING of Hampden) (Cosponsored by Senator RECTOR of Knox and Representatives: CLARK of Easton, Speaker NUTTING of Oakland, WILLETTE of Mapleton, Senators: COLLINS of York, COURTNEY of York, PLOWMAN of Penobscot, THOMAS of Somerset) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Clarify the Liability of 3rd-party Building Inspectors" (EMERGENCY) (H.P. 1239) (L.D. 1687) (Sponsored by Representative MOULTON of York) (Cosponsored by Senator RECTOR of Knox and Representative: TURNER of Burlington) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Protect the Privacy of Social Workers" (EMERGENCY) (H.P. 1242) (L.D. 1690) (Sponsored by Representative HAYES of Buckfield) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Establish Veterans Treatment Courts" (EMERGENCY) (H.P. 1250) (L.D. 1698) (Sponsored by Representative MALONEY of Augusta) (Cosponsored by Senator GOODALL of Sagadahoc and Representatives: BEAVERS of South Berwick, CLARKE of Bath, COTTA of China, GRAHAM of North Yarmouth, LONGSTAFF of Waterville, MOULTON of York, SARTY of Denmark, WEAVER of York) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Labor, Commerce, Research and Economic Development**

Bill "An Act To Conform Maine Law to Federal Law Regarding Payment of Overtime to Truck Drivers and Driver's Helpers" (H.P. 1237) (L.D. 1685) (Sponsored by Representative O'CONNOR of Berwick) (Cosponsored by Senator RECTOR of Knox and Representatives: DAVIS of Sangerville, HAYES of Buckfield, PARRY of Arundel, SIROCKI of Scarborough, VOLK of Scarborough, WINSOR of Norway, Senators: SNOWE-MELLO of Androscoggin, THOMAS of Somerset) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Provide Additional In-store Space for Maine's Businesses by Removing License and Permit Posting Requirements" (H.P. 1247) (L.D. 1695) (Sponsored by Representative PRESCOTT of Topsham) (Cosponsored by Senator RECTOR of Knox and Representatives: BENNETT of Kennebunk, McKANE of Newcastle, OLSEN of Phippsburg, VOLK of Scarborough, Senators: LANGLEY of Hancock, MARTIN of Kennebec, SNOWE-MELLO of Androscoggin) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act Relating to the Calculation of Population for Purposes of the Maine Uniform Building and Energy Code and Public Safety Answering Point Assessments" (EMERGENCY) (H.P. 1249) (L.D. 1697) (Sponsored by Representative RICHARDSON of Warren) (Cosponsored by Senator: RECTOR of Knox) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Prevent the Theft and Illegal Sale of Copper and Other Metals" (EMERGENCY) (H.P. 1260) (L.D. 1708) (Sponsored by Representative LONGSTAFF of Waterville) (Cosponsored by Senator RECTOR of Knox and Representatives: CAREY of Lewiston, CHIPMAN of Portland, CUSHING of Hampden, HANLEY of Gardiner, MALONEY of Augusta, VALENTINO of Saco, VOLK of Scarborough, Senator: PATRICK of Oxford) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Allow for Timely Access to and Enhanced Administration of All Vaccines" (H.P. 1267) (L.D. 1715) (Sponsored by Representative STRANG BURGESS of Cumberland) (Cosponsored by Senator RECTOR of Knox and Representatives: CUSHING of Hampden, FOSSEL of Alna, MOULTON of York, Speaker NUTTING of Oakland, VOLK of Scarborough, WALLACE of Dexter, Senators: DIAMOND of Cumberland, MARTIN of Kennebec) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Marine Resources**

Bill "An Act To Amend the Limited-entry Program for Taking Lobsters in the Monhegan Lobster Conservation Area" (H.P. 1261) (L.D. 1709) (Sponsored by Representative WEAVER of York) (Submitted by the Department of Marine Resources pursuant to Joint Rule 204.)

**State and Local Government**

Bill "An Act Regarding the School Fund in the Town of Burlington" (H.P. 1264) (L.D. 1712) (Sponsored by Representative TURNER of Burlington) (Cosponsored by Senator ROSEN of Hancock and Representatives: BLACK of Wilton, FREDETTE of Newport, MAKER of Calais, NELSON of Falmouth, WILLETTE of Mapleton, Senators: ALFOND of Cumberland, LANGLEY of Hancock, MASON of Androscoggin) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Taxation**

Bill "An Act To Amend the Law Governing Abatements of Property Taxes for Infirmity or Poverty" (H.P. 1245) (L.D. 1693)

(Sponsored by Representative KESCHL of Belgrade) (Cosponsored by Senator KATZ of Kennebec and Representatives: BLACK of Wilton, CLARK of Easton, FLOOD of Winthrop, FREDETTE of Newport, HARMON of Palermo, O'CONNOR of Berwick, SANDERSON of Chelsea, Senator: THOMAS of Somerset) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Create Excise Tax Equity and Consistency for Buses" (H.P. 1251) (L.D. 1699) (Sponsored by Representative KNAPP of Gorham) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Transportation**

Bill "An Act To Amend the Motor Vehicle Laws" (H.P. 1262) (L.D. 1710) (Sponsored by Representative CEBRA of Naples) (Cosponsored by Senator COLLINS of York and Representatives: McKANE of Newcastle, OLSEN of Phippsburg, Senators: COURTNEY of York, PLOWMAN of Penobscot, THIBODEAU of Waldo, THOMAS of Somerset) (Submitted by the Secretary of State pursuant to Joint Rule 204.)

Sincerely,

S/Heather J.R. Priest

Clerk of the House

S/Joseph G. Carleton, Jr.

Secretary of the Senate

**READ and ORDERED PLACED ON FILE.**

Sent for concurrence.

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The Following Communication: (H.P. 1274)

**STATE OF MAINE**

**CLERK'S OFFICE**

**2 STATE HOUSE STATION**

**AUGUSTA, MAINE 04333-0002**

December 27, 2011

The Honorable Robert W. Nutting

Speaker of the House

125th Legislature

The Honorable Kevin L. Raye

President of the Senate

125th Legislature

Dear Mr. Speaker and Mr. President:

On December 23, 2011, 3 bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 308.2, these bills were referred to the Joint Standing Committees on December 23, 2011, as follows:

**Energy, Utilities and Technology**

Bill "An Act To Improve Maine's Capacity To Produce Low-cost Renewable Energy through Hydroelectric Power" (H.P. 1271) (L.D. 1718) (Sponsored by Representative JOHNSON of Greenville) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Insurance and Financial Services**

Bill "An Act To Require Funds for Prearranged Funerals To Be Invested Subject to the Requirements of the Maine Uniform Prudent Investor Act and To Update Related Provisions" (H.P. 1269) (L.D. 1716) (Sponsored by Representative BECK of Waterville) (Cosponsored by Senator SULLIVAN of York and Representatives: CORNELL du HOUX of Brunswick, DRISCOLL of Westbrook, MARTIN of Eagle Lake, MORISSETTE of Winslow, TUTTLE of Sanford, Senators: ALFOND of Cumberland, WHITTEMORE of Somerset) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Establish a Preneed Life Insurance Producer License and Preneed Life Insurance Product for Prearranged Funeral Plans" (H.P. 1270) (L.D. 1717) (Sponsored by Representative McKANE of Newcastle) (Cosponsored by Representatives: CORNELL du HOUX of Brunswick, DRISCOLL of Westbrook, TUTTLE of Sanford, VOLK of Scarborough, Senators: ALFOND of Cumberland, SULLIVAN of York) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Sincerely,

S/Heather J.R. Priest

Clerk of the House

S/David R. Madore

Assistant Secretary of the Senate

**READ and ORDERED PLACED ON FILE.**

Sent for concurrence.

---

The Following Communication: (H.P. 1275)

**STATE OF MAINE**

**CLERK'S OFFICE**

**2 STATE HOUSE STATION**

**AUGUSTA, MAINE 04333-0002**

December 28, 2011

The Honorable Robert W. Nutting

Speaker of the House

125th Legislature

The Honorable Kevin L. Raye

President of the Senate

125th Legislature

Dear Mr. Speaker and Mr. President:

On December 27, 2011, 2 bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 308.2, these bills were referred to the Joint Standing Committee on December 27, 2011, as follows:

**Education and Cultural Affairs**

Resolve, Regarding Legislative Review of Chapter 122: Grant Application and Award Procedure: Fund for the Efficient Delivery of Educational Services, a Major Substantive Rule of the Department of Education (EMERGENCY) (H.P. 1272) (L.D. 1723) (Submitted by the Department of Education pursuant to the Maine Revised Statutes, Title 5, section 8072.)

Resolve, Regarding Legislative Review of Portions of Chapter 101: Maine Unified Special Education Regulation Birth to Age Twenty, a Major Substantive Rule of the Department of Education (EMERGENCY) (H.P. 1273) (L.D. 1724) (Submitted by the Department of Education pursuant to the Maine Revised Statutes, Title 5, section 8072.)

Sincerely,

S/Heather J.R. Priest

Clerk of the House

S/David R. Madore

Assistant Secretary of the Senate

**READ and ORDERED PLACED ON FILE.**

Sent for concurrence.

---

The Following Communication: (H.C. 263)

**STATE OF MAINE**

**HOUSE OF REPRESENTATIVES**

**SPEAKER'S OFFICE**

**AUGUSTA, MAINE 04333-0002**

December 2, 2011

The Honorable Heather J.R. Priest

Clerk of the House  
2 State House Station  
Augusta, Maine 04333  
Dear Clerk Priest:

Due to the resignation of Representative Stephen D. Lovejoy of Portland from the Government Oversight Committee and pursuant to my authority under Joint Rule 371, I am appointing Representative Chuck Kruger of Thomaston to the Government Oversight Committee effective immediately.

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

Sincerely,  
S/Robert W. Nutting  
Speaker of the House

**READ and ORDERED PLACED ON FILE.**

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The Following Communication: (H.C. 264)

**STATE OF MAINE  
125TH LEGISLATURE  
OFFICE OF THE GOVERNOR**

December 27, 2011  
The Honorable Robert W. Nutting  
Speaker of the House  
2 State House Station  
Augusta, Maine 04333

Dear Speaker Nutting:

This is to inform you that I am today nominating Judge Joseph H. Field of Freeport for appointment as an Active Retired Judge of the Maine District Court.

Pursuant to Title 4 MRSA §157-B, this appointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Judiciary.

Sincerely,  
S/Paul R. LePage  
Governor

**READ and ORDERED PLACED ON FILE.**

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At this point, the Speaker recognized the Representative from Bowdoinham, Representative BERRY, and he was added to the roll call of the Second Regular Session of the 125th Legislature.

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The Following Communication: (H.C. 265)

**STATE OF MAINE  
125TH LEGISLATURE  
OFFICE OF THE GOVERNOR**

December 27, 2011  
The Honorable Robert W. Nutting  
Speaker of the House  
2 State House Station  
Augusta, Maine 04333

Dear Speaker Nutting:

This is to inform you that I am today nominating Nancy D. Carlson of Dixfield for appointment as a District Court Judge.

Pursuant to Title 4 MRSA §157, this appointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Judiciary.

Sincerely,  
S/Paul R. LePage  
Governor

**READ and ORDERED PLACED ON FILE.**

The Following Communication: (H.C. 266)

**STATE OF MAINE  
125TH LEGISLATURE  
OFFICE OF THE GOVERNOR**

December 27, 2011

The Honorable Robert W. Nutting

Speaker of the House

2 State House Station

Augusta, Maine 04333

Dear Speaker Nutting:

This is to inform you that I am today nominating Judge E. Paul Eggert of Portland for reappointment as a District Court Judge.

Pursuant to Title 4 MRSA §157, this appointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Judiciary.

Sincerely,  
S/Paul R. LePage  
Governor

**READ and ORDERED PLACED ON FILE.**

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The Following Communication: (H.C. 267)

**STATE OF MAINE  
125TH LEGISLATURE  
OFFICE OF THE GOVERNOR**

December 27, 2011

The Honorable Robert W. Nutting

Speaker of the House

2 State House Station

Augusta, Maine 04333

Dear Speaker Nutting:

This is to inform you that I am today nominating Evert N. Fowle, Jr. of Vassalboro for appointment as a District Court Judge.

Pursuant to Title 4 MRSA §157, this appointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Judiciary.

Sincerely,  
S/Paul R. LePage  
Governor

**READ and ORDERED PLACED ON FILE.**

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The Following Communication: (H.C. 274)

**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
SPEAKER'S OFFICE  
AUGUSTA, MAINE 04333-0002**

January 4, 2012

The Honorable Heather J.R. Priest

Clerk of the House

2 State House Station

Augusta, Maine 04333

Dear Clerk Priest:

Pursuant to my authority, I have appointed the following to serve on boards, commissions and councils:

Maine-Canadian Legislative Advisory Commission, Title 3, MRSA, §227

Daniel V. Deveau of Cyr Plantation

Maine Library of Geographic Information Board, Title 5, MRSA, Chapter 163, §2003

Jon Giles of Lewiston as a member of the private sector representing a geographic information vendor

Child Care Advisory Council, Title 22, MRSA, §3739

Representative Deborah J. Sanderson of Chelsea

Representative Linda F. Sanborn of Gorham

Maine Jobs Council, Title 29, USC, §2821  
Representative Peter B. Johnson of Greenville  
Representative Amy Fern Volk of Scarborough  
Regulatory Fairness Board, Public Law 2011, Chapter 304, §90-T  
Mark A. Tyler of Oakland will serve as a public member  
Sincerely,  
S/Robert W. Nutting  
Speaker of the House

**READ and ORDERED PLACED ON FILE.**

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The Following Communication: (H.C. 275)  
**SENATE OF MAINE  
125TH LEGISLATURE  
OFFICE OF THE PRESIDENT**

January 3, 2012

The Honorable Heather J.R. Priest  
Clerk of the House  
2 State House Station  
Augusta, Maine 04333

Dear Clerk Priest:

Pursuant to my authority under Senate Rule 201.3, I am pleased to appoint Senator Courtney to the Joint Standing Committee on Taxation, effective immediately. With this appointment the Senator from York, Senator Courtney, will be replacing the former Senator from Lincoln, Senator Trahan and serving as the Senate Chair of the Committee.

If you have any questions regarding this appointment please do not hesitate to contact my office.

Sincerely,  
S/Kevin L. Raye

President of the Senate

**READ and ORDERED PLACED ON FILE.**

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The Following Communication: (H.C. 268)  
**STATE OF MAINE  
DEPARTMENT OF PUBLIC SAFETY  
MAINE STATE POLICE  
42 STATE HOUSE STATION  
AUGUSTA, MAINE 04333-0042**

September 15, 2011

The Honorable Robert W. Nutting  
Speaker of the House  
125th Legislature  
Augusta, Maine 04333

Dear Speaker Nutting:

It is my privilege to submit to you and the members of the 125th Legislature the "2010 Crimes in Maine Annual Report" pursuant to section 1544 of Title 25 of the Maine Revised Statutes Annotated. This report is the product of the cooperative collection and submission efforts of more than 134 municipal, county and state law enforcement agencies in Maine to the Uniform Crime Reporting Unit of the Maine State Police.

Uniform Crime Reporting data provides law enforcement administrators, lawmakers, special interest groups and the general public with valuable information that supports the formulation of public safety in the areas of law enforcement and crime prevention. It is encouraging to note that the 2010 statistics continue to show that Maine is one of the safest places in the nation to live. This fact is related directly, I believe in no small part, to the spirit of hard work and cooperation that exists within Maine's law enforcement community and its many partners in the public and private sectors.

We are sincerely grateful for the continued participation by Maine's police chiefs and sheriffs in the valuable program.

Sincerely,  
S/Colonel Robert Williams  
Chief, Maine State Police

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

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The Following Communication: (H.C. 269)  
**STATE OF MAINE  
MAINE REVENUE SERVICES  
24 STATE HOUSE STATION  
AUGUSTA, MAINE 04333-0024**

October 1, 2011

Senate President Kevin L. Raye  
Speaker of the House Robert W. Nutting  
Members of the 125th Maine Legislature:

Pursuant to 5 MRSA Section 13070-J, the State Tax Assessor is required to submit a report to the Legislature identifying the revenue foregone as the result of the Jobs and Investment Tax Credit (JITC), the Research Expense Tax Credit (R&D), the Seed Capital Investment Tax Credit, the Shipbuilding Facility Credit, the Credit for Pollution-Reducing Boilers, and public funds spent on the Business Equipment Tax Reimbursement Program (BETR). Attached are four reports that provide you with this information.

The first attachment shows the number of individual and corporate Jobs and Investment, R&D, and Seed Capital credits for tax year 2009, as well as the value of those credits. Tax year 2009 is the last year for which we have full information on both corporate and individual filers. Statutes governing the release of confidential taxpayer information prevent us from reporting the names of the corporations or individuals that benefited from these tax credits. No taxpayer took advantage of the Credit for Pollution-Reducing Boilers for tax year 2009.

The second attachment explains the Shipbuilding Facility credit. As required by statute, the report provides information on the level of employment, yearly investment and the cumulative amount of investment. Since the inception of the credit, the level of employment has been such that the annual cost to the state treasury has exceeded the base credit amount of \$3 million per year.

The third attachment is a list of BETR recipients. For purposes of this report, businesses that filed for reimbursement during the fiscal year ending June 30, 2011 are listed. BETR recipients filed between August 1, 2010 and December 31, 2010 for eligible property taxes paid during calendar year 2009. For that period the state reimbursed \$55,263,656 to almost 1,800 companies.

Public Law 2009, Chapter 337 (LD 1468) enacted during the last legislative session amended the definition of "economic development incentive" in Section 13070-J to include not only the incentives listed above, but "federal and state statutorily defined programs that receive state funds, dedicated revenue funds and tax expenditures as defined by section 1666 whose purposes are to create, attract or retain business entities related to business development in the State." The additional incentives identified in this new law can be found in the Maine State Tax Expenditure Report 2012 – 2013 prepared for the Joint Standing Committee on Taxation on December 29, 2010.

If you have any questions on this report please do not hesitate to contact me.

Sincerely,  
S/Michael J. Allen  
Director of Econometric Research

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

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The Following Communication: (H.C. 270)

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

November 3, 2011

The Honorable Robert W. Nutting  
Speaker of the House  
2 State House Station  
Augusta, Maine 04333

Dear Speaker Nutting:

Pursuant to Joint Rule 310, the following Joint Standing Committee has reported out the following bill "Ought Not to Pass:"

Taxation

L.D. 876 An Act To Convert Vacant Commercial Property to Occupied Commercial Property

The sponsor and cosponsors has been notified of the Committee's action.

Sincerely,

S/Heather J.R. Priest

Clerk of House

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

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The Following Communication: (H.C. 271)

**MAINE STATE LEGISLATURE  
OFFICE OF PROGRAM EVALUATION AND  
GOVERNMENT ACCOUNTABILITY**

November 15, 2011

TO: The Honorable Kevin L. Raye, President of the Senate  
The Honorable Robert W. Nutting, Speaker of the House

FROM: S/Beth L. Ashcroft, Director

RE: Health Care Services in State Correctional Facilities

Enclosed please find the final report from the Office of Program Evaluation and Government Accountability on the Health Care Services in State Correctional Facilities. The report is also available on our website at <http://www.maine.gov/legis/oepaga/Reports.html>. The public comment period on this Report has been scheduled for Tuesday, December 20, 2011 at 9:00 a.m. in Room 214 Cross Building.

If you have any questions, please do not hesitate to give me a call.

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

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The Following Communication: (H.C. 272)

**STATE OF MAINE  
OFFICE OF THE  
SECRETARY OF STATE  
AUGUSTA, MAINE 04333-0148**

December 22, 2011

The Honorable Robert W. Nutting  
Speaker of the House  
2 State House Station  
Augusta, Maine 04333

Dear Speaker Nutting:

The following is a summary of the final results of the November 8, 2011 Referendum Election, as derived from the accompanying

copies of the Governor's Proclamations and the Secretary of State's Official Tabulation of the election results.

Question 1: People's Veto

Number of Votes in Favor 237,024

Number of Votes Opposed 155,156

Question 2: Citizen Initiative

Number of Votes in Favor 176,718

Number of Votes Opposed 215,115

Question 3: Citizen Initiative

Number of Votes in Favor 143,127

Number of Votes Opposed 248,467

Question 4: Constitutional Amendment

Number of Votes in Favor 197,026

Number of Votes Opposed 175,112

Sincerely,

S/Charles E. Summers, Jr.

Secretary of State

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

---

The Following Communication: (H.C. 273)

**STATE OF MAINE  
DEPARTMENT OF LABOR  
45 COMMERCE DRIVE  
54 STATE HOUSE STATION  
AUGUSTA, MAINE 04333-0054**

December 29, 2011

The Honorable Robert W. Nutting

Speaker of the House

2 State House Station

Augusta, Maine 04333

Dear Speaker Nutting:

I am pleased to submit to you the report on the Maine Livable Wage in 2010, calculated pursuant to MRSA Title 26, §1405. This report includes summary tables with livable wages for households in the State's counties, metropolitan statistical areas and as a statewide average by family size. The estimates are based on an annual basic needs budget for the following family sizes:

Single person;

Single parent and one child;

Single parent and 2 children;

Two parents, with one earner and 2 children; and

Two parents, with 2 earners and 2 children.

Also included are detailed tables for each geographical region and a description of the methodology used for determining the basic needs budget used in calculating the livable wage.

If you have any questions regarding this report, please feel free to contact Chris Boudreau, Director of the Maine Department of Labor Center for Workforce Research and Information at 621-5186.

Sincerely,

S/Robert J. Winglass

Commissioner

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

---

The Following Communication: (S.C. 627)

**MAINE SENATE  
125TH LEGISLATURE  
OFFICE OF THE SECRETARY**

September 27, 2011

The Honorable Robert W. Nutting

Speaker of the House  
2 State House Station  
Augusta, Maine 04333-0002

Dear Speaker Nutting:

In accordance with 3 M.R.S.A. §158 and Joint Rule 506 of the 125th Maine Legislature, please be advised that the Senate today confirmed the following nominations:

**Upon the recommendations of the Committee on Agriculture, Conservation and Forestry:**

The Honorable Gary W. Reed of Falmouth for appointment to the State Harness Racing Commission.

Colon E. Durrell of Farmington for reappointment to the Maine Milk Commission.

Ernest L. Carle of Big Lake Twp for appointment to the Land Use Regulation Commission.

Robert A. Dunphy of North Anson for appointment to the Land Use Regulation Commission.

Bruce V. Flewelling of Easton for appointment to the Board of Pesticides Control.

Clark A. Granger of Woolwich for appointment to the Board of Pesticides Control.

**Upon the recommendations of the Committee on Criminal Justice and Public Safety:**

The Honorable David E. Bowles of Sanford for appointment to the State Board of Corrections.

Douglas F. Beaulieu of Madawaska for appointment to the State Board of Corrections.

Mark A. Westrum of Bath for appointment to the State Board of Corrections.

**Upon the recommendations of the Committee on Education and Cultural Affairs:**

Ann R. Robinson of Portland for appointment to the Maine Public Broadcasting Corporation, Board of Trustees.

Donald W. Miller of West Bath for reappointment to the School Board of the Governor Baxter School for the Deaf.

Joan P. Nason of Bath for reappointment to the School Board of the Governor Baxter School for the Deaf.

Frances Frost of Peaks Island for reappointment to the School Board of the Governor Baxter School for the Deaf.

Terri Thompson of Gorham for reappointment to the School Board of the Governor Baxter School for the Deaf.

Jason White of Rockland for appointment to the School Board of the Governor Baxter School for the Deaf.

Matthew M. Hoidal of Falmouth for appointment to the School Board of the Governor Baxter School for the Deaf.

Laurel Kelly of Dixmont for appointment to the School Board of the Governor Baxter School for the Deaf.

Lisa S. Penny of New Gloucester for reappointment to the School Board of the Governor Baxter School for the Deaf.

David R. Gaul of Damariscotta for reappointment to the School Board of the Governor Baxter School for the Deaf.

Diane St. Lawrence of New Portland for reappointment to the School Board of the Governor Baxter School for the Deaf.

Lance Meadows of Castine for reappointment to the Maine Maritime Academy Board of Trustees.

Jean E. Mattimore of Portland for appointment to the Maine Maritime Academy Board of Trustees.

Earle A. Cianchette of Saco for appointment to the Maine Maritime Academy Board of Trustees.

Steven C. Howe of Ogunquit for appointment to the Maine Community College System Board of Trustees.

The Honorable James D. Libby of Buxton for appointment to the Maine Community College System Board of Trustees.

Christopher J. McCormick of Cumberland Foreside for reappointment to the Maine Community College System Board of Trustees.

Dr. Charles Wray of Mount Desert for appointment to the Maine School of Science and Mathematics Board of Trustees.

Kalevi E. Kotkas of North Yarmouth for appointment to the Maine School of Science and Mathematics Board of Trustees.

Frederick M. Woodman, Jr. of Lincoln for appointment to the Maine School of Science and Mathematics Board of Trustees.

Jason Judd of Pittsfield for appointment to the Maine School of Science and Mathematics Board of Trustees.

Dr. David C. Haines of Auburn for reappointment to the Maine School of Science and Mathematics Board of Trustees.

Dr. Walter A. Specht of Topsham for reappointment to the Maine School of Science and Mathematics Board of Trustees.

Michael L. Edgecomb of Spruce Head for reappointment to the Maine School of Science and Mathematics Board of Trustees.

Dr. Susan J. Hunter of Orono for reappointment to the Maine School of Science and Mathematics Board of Trustees.

**Upon the recommendations of the Committee on Energy, Utilities and Technology:**

The Honorable Douglas M. Smith of Dover-Foxcroft for appointment to the Efficiency Maine Trust Board.

Albert E. Hodsdon, III of Fairfield for appointment to the Efficiency Maine Trust Board.

**Upon the recommendations of the Committee on Environment and Natural Resources:**

Patricia W. Aho of Newcastle for appointment as the Commissioner of the Department of Environmental Protection.

Susan M. Lessard of Hampden for reappointment to the Board of Environmental Protection.

Alvin K. Ahlers of North Yarmouth for appointment to the Board of Environmental Protection.

Robert A. Foley of Wells for appointment to the Board of Environmental Protection.

Gary Curtis of Bethel for appointment to the Board of Environmental Protection.

Dr. Peter Garrett of Winslow for appointment to the Outdoor Heritage Fund Board.

**Upon the recommendations of the Committee on Inland Fisheries and Wildlife:**

Richard C. Thurston of Scarborough for reappointment to the Inland Fisheries and Wildlife Advisory Council.

Robert S. Savage of Limington for appointment to the Inland Fisheries and Wildlife Advisory Council.

**Upon the recommendations of the Committee on Judiciary:**

The Honorable G. Arthur Brennan of York for appointment as an Active Retired Superior Court Justice.

John H. O'Neil, Jr. of Kennebunk for appointment as a Superior Court Justice.

David J. Mitchell of Calais for appointment to the Maine Commission on Indigent Legal Services.

Deborah L. Whitworth of Portland for appointment to the Maine Human Rights Commission.

Arnold S. Clark of Durham for appointment to the Maine Human Rights Commission.

Harold W. Clossey of Robbinston for appointment to the Maine Indian Tribal-State Commission.

John J. Boland of New Gloucester for appointment to the Maine Indian Tribal-State Commission.

**Upon the recommendations of the Committee on Insurance and Financial Services:**

Eric A. Cioppa of China for appointment as the Superintendent of Insurance.

The Honorable Joseph Bruno of Raymond for reappointment to the Dirigo Health Board.

The Honorable John R. Brautigam of Falmouth for appointment to the Dirigo Health Board.

**Upon the recommendations of the Committee on Labor, Commerce, Research and Economic Development:**

Susan L. Higgins of Kennebunk for appointment to the Maine Labor Relations Board.

Jennifer J. Duddy of Cape Elizabeth for appointment to the Maine Unemployment Insurance Commission.

Jason W. Elliott of Bangor for appointment to the Maine Rural Development Authority.

Renee W. Kelly of Carmel for appointment to the Maine Rural Development Authority.

Michael A. Duguay of Waterville for appointment to the Maine Rural Development Authority.

Michael L. Edgecomb of Spruce Head for appointment to the Loring Development Authority of Maine.

Daniel LaPointe of Van Buren for appointment to the Loring Development Authority of Maine.

Carol S. Bell of Presque Isle for appointment to the Loring Development Authority of Maine.

Janet A. McGillan of Fort Fairfield for appointment to the Loring Development Authority of Maine.

John Shattuck of New Gloucester for appointment to the Midcoast Regional Redevelopment Authority.

Daniel A. Daggett of Woolwich for appointment to the Midcoast Regional Redevelopment Authority.

Lois Napier Skillings of Brunswick for appointment to the Midcoast Regional Redevelopment Authority.

John Dorrer of Brunswick for appointment to the Midcoast Regional Redevelopment Authority.

Marianne Moore of Calais for appointment to the Washington County Development Authority.

The Honorable Harry W. Bailey of Grand Lake Stream for appointment to the Washington County Development Authority.

William A. Daye of Lubec for appointment to the Washington County Development Authority.

Linda S. Pagels-Wentworth of Baileyville for appointment to the Washington County Development Authority.

S. Dean Pike of Eastport for appointment to the Washington County Development Authority.

Peter Anastos of Yarmouth for appointment to the Maine State Housing Authority.

John C. Turner of Auburn for appointment to the Maine State Housing Authority.

Lincoln J. Merrill, Jr. of North Yarmouth for appointment to the Maine State Housing Authority.

Donald F. Capoldo of Bath for appointment to the Maine State Housing Authority.

Larry G. Mitchell of Winslow for appointment to the Finance Authority of Maine.

Raymond J. Nowak of Brunswick for appointment to the Finance Authority of Maine.

Daniel J. O'Halloran of Yarmouth for appointment to the Maine Educational Loan Authority.

Barbara Campbell Harvey of Portland for appointment to the Maine Educational Loan Authority.

John C. Atkinson of Topsham for appointment to the Maine Educational Loan Authority.

Anthony M. Payne of Falmouth for appointment to the Maine Educational Loan Authority.

Betsy H. Libby of New Gloucester for appointment to the Maine Educational Loan Authority.

**Upon the recommendations of the Committee on Marine Resources:**

Jennifer Bichrest of Topsham for appointment to the Marine Resources Advisory Council.

Sebastian M. Belle of Hallowell for appointment to the Marine Resources Advisory Council.

**Upon the recommendations of the Committee on State and Local Government:**

Joel Allumbaugh of Gardiner for appointment to the Maine Governmental Facilities Authority.

Timothy L. Thompson of Cape Elizabeth for appointment to the Maine Governmental Facilities Authority.

**Upon the recommendations of the Committee on Transportation:**

The Honorable S. Peter Mills of Cornville for appointment as the Executive Director of the Maine Turnpike Authority.

Robert D. Stone of Auburn for appointment to the Maine Turnpike Authority.

Matthew C. Jacobson of Cumberland for appointment to the Northern New England Passenger Rail Authority.

**Upon the recommendations of the Committee on Veterans and Legal Affairs:**

Timothy S. Doyle of Greene for appointment to the Gambling Control Board.

The Honorable Jane A. Amero of South Portland for appointment to the Commission on Governmental Ethics and Election Practices.

Sincerely,  
S/ Joseph G. Carleton, Jr.

Secretary of the Senate

**READ and ORDERED PLACED ON FILE.**

**PETITIONS, BILLS AND RESOLVES REQUIRING REFERENCE**

Bill "An Act To Ensure That the Public Is Duly Informed When Certain Juvenile Crimes Are Committed"

(H.P. 1277) (L.D. 1727)

Sponsored by Representative PLUMMER of Windham.

Submitted by the Department of Public Safety pursuant to Joint Rule 204.

Bill "An Act To Strengthen the Integrity of Nonresident Concealed Handgun Permits"

(H.P. 1278) (L.D. 1728)

Sponsored by Representative PLUMMER of Windham.

Submitted by the Department of Public Safety pursuant to Joint Rule 204.

Bill "An Act Regarding the Interception of Oral or Wire Communications of Residents of State Correctional Facilities and Jails"

(H.P. 1282) (L.D. 1737)

Sponsored by Representative PLUMMER of Windham.

Submitted by the Department of the Attorney General pursuant to Joint Rule 204.

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

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

Sent for concurrence.

Bill "An Act To Make Minor Adjustments to Laws Administered by the Department of Environmental Protection"

(H.P. 1283) (L.D. 1738)

Sponsored by Representative HAMPER of Oxford.

Submitted by the Department of Environmental Protection pursuant to Joint Rule 204.

Committee on **ENVIRONMENT AND NATURAL RESOURCES** suggested and ordered printed.

**REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES** and ordered printed.

Sent for concurrence.

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Bill "An Act To Clarify the Minimum Wage Law as It Relates to People with Disabilities"

(H.P. 1279) (L.D. 1729)

Sponsored by Representative VOLK of Scarborough.

Cosponsored by Senator RECTOR of Knox.

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

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

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

Sent for concurrence.

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**Pursuant to Statute**

**Department of Agriculture, Food and Rural Resources,  
Board of Pesticides Control**

Representative EDGECOMB for the **Department of Agriculture, Food and Rural Resources, Board of Pesticides Control** pursuant to the Maine Revised Statutes, Title 5, section 8072 asks leave to report that the accompanying Resolve, Regarding Legislative Review of Portions of Chapter 41: Special Restrictions on Pesticide Use, a Major Substantive Rule of the Department of Agriculture, Food and Rural Resources, Board of Pesticides Control (EMERGENCY)

(H.P. 1281) (L.D. 1734)

Be **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and printed pursuant to Joint Rule 218.

Report was **READ** and **ACCEPTED** and the Resolve **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed pursuant to Joint Rule 218.

Sent for concurrence.

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**ORDERS**

On motion of Representative KNIGHT of Livermore Falls, the following Joint Order: (H.P. 1280)

**ORDERED**, the Senate concurring, that the Joint Rules be amended by adding Joint Rule 319 to read:

**Rule 319. Review of proposed tax expenditures.**

Whenever legislation proposes a new tax expenditure or a change that prolongs or expands an existing tax expenditure, the joint standing committee of the Legislature having jurisdiction over the proposal shall hold a public hearing on the legislation and subsequently determine the level of support for the proposal among the members of the committee. If there is support for the proposal among a majority of the members of the committee of jurisdiction, they shall request the joint standing committee of the Legislature having jurisdiction over taxation matters to review and evaluate the proposal. The joint standing committee of the Legislature having jurisdiction over taxation matters shall report to the committee of jurisdiction with an advisory opinion on the legislation. A new tax expenditure or a change that prolongs or

expands an existing tax expenditure may not be enacted into law without the review and evaluation by the joint standing committee of the Legislature having jurisdiction over taxation matters.

Joint Select Committee on **JOINT RULES** suggested.

**READ** and **REFERRED** to the Joint Select Committee on **JOINT RULES**.

Sent for concurrence.

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By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH**.

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The following items were taken up out of order by unanimous consent:

**COMMUNICATIONS**

The Following Communication: (S.P. 523)

**STATE OF MAINE  
125TH LEGISLATURE**

December 9, 2011

The Honorable Kevin L. Raye

President of the Senate

125th Legislature

The Honorable Robert W. Nutting

Speaker of the House

125th Legislature

Dear Mr. President and Mr. Speaker:

On December 9, 2011, 1 bill was received by the Secretary of the Senate.

Pursuant to the provisions of Joint Rule 308.2, this bill was referred to a Joint Standing Committee on December 9, 2011, as follows:

**State and Local Government**

Bill "An Act To Amend the Laws Governing Discontinued Town Ways" (S.P. 522) (L.D. 1596) (Sponsored by Senator SAVIELLO of Franklin) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Sincerely,

S/David R. Madore

Assistant Secretary of the Senate

S/Heather J.R. Priest

Clerk of the House

Came from the Senate, **READ** and **ORDERED PLACED ON FILE**.

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

---

The Following Communication: (S.P. 581)

**STATE OF MAINE  
125TH LEGISLATURE**

December 16, 2011

The Honorable Kevin L. Raye

President of the Senate

125th Legislature

The Honorable Robert W. Nutting

Speaker of the House

125th Legislature

Dear Mr. President and Mr. Speaker:

On December 16, 2011, 19 bills were received by the Secretary of the Senate.

Pursuant to the provisions of Joint Rule 308.2, these bills were referred to the Joint Standing Committees on December 16, 2011, as follows:

**Appropriations and Financial Affairs**



Bill "An Act To Amend Provisions Limiting the Return to Work after Retirement by Teachers, School Employees and State Employees" (S.P. 542) (L.D. 1632) (Sponsored by Senator HILL of York) (Cosponsored by Representative MARTIN of Eagle Lake, Representative NELSON of Falmouth and Senator: KATZ of Kennebec, Representatives: BEAVERS of South Berwick, FREDETTE of Newport) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

#### **Energy, Utilities and Technology**

Bill "An Act To Create Efficiency in E-9-1-1 Call Centers" (S.P. 524) (L.D. 1614) (Sponsored by Senator THIBODEAU of Waldo) (Cosponsored by Representative CRAY of Palmyra and Senators: RECTOR of Knox, THOMAS of Somerset, PLOWMAN of Penobscot) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Amend the Charter of the Ogunquit Sewer District" (S.P. 530) (L.D. 1620) (Sponsored by Senator HILL of York) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Clarify the Laws Governing Electric Industry Restructuring" (S.P. 532) (L.D. 1622) (Sponsored by Senator SHERMAN of Aroostook) (Cosponsored by Senator: SNOWE-MELLO of Androscoggin) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

#### **Health and Human Services**

Bill "An Act To Lessen the Regulatory Burden on Medical Laboratories by Removing Outdated Requirements from the Maine Medical Laboratory Act" (S.P. 534) (L.D. 1624) (Sponsored by Senator McCORMICK of Kennebec) (Cosponsored by Representative STRANG BURGESS of Cumberland) (Submitted by the Department of Health and Human Services pursuant to Joint Rule 204.)

Bill "An Act To Amend the Organization of the Quality Assurance Review Committee" (S.P. 535) (L.D. 1625) (Sponsored by Senator McCORMICK of Kennebec) (Cosponsored by Representative STRANG BURGESS of Cumberland) (Submitted by the Department of Health and Human Services pursuant to Joint Rule 204.)

Bill "An Act To Clarify the Authority of the Department of Health and Human Services To Impose Administrative Sanctions upon Vendors, Providers and Participants in the Women, Infants and Children Special Supplemental Food Program" (S.P. 536) (L.D. 1626) (Sponsored by Senator McCORMICK of Kennebec) (Cosponsored by Representative STRANG BURGESS of Cumberland) (Submitted by the Department of Health and Human Services pursuant to Joint Rule 204.)

Bill "An Act Regarding the Filing of Birth, Death and Marriage Data" (S.P. 537) (L.D. 1627) (Sponsored by Senator McCORMICK of Kennebec) (Cosponsored by Representative STRANG BURGESS of Cumberland) (Submitted by the Department of Health and Human Services pursuant to Joint Rule 204.)

Bill "An Act To Limit Payment for Care and Treatment of Residents of State Institutions" (S.P. 538) (L.D. 1628) (Sponsored by Senator McCORMICK of Kennebec) (Cosponsored by Representative STRANG BURGESS of Cumberland) (Submitted by the Department of Health and Human Services pursuant to Joint Rule 204.)

Bill "An Act To Allow for a Contingency Fee Agreement with a MaineCare Recovery Audit Contractor" (S.P. 539) (L.D. 1629) (Sponsored by Senator McCORMICK of Kennebec) (Cosponsored by Representative STRANG BURGESS of Cumberland) (Submitted by the Department of Health and Human Services pursuant to Joint Rule 204.)

#### **Labor, Commerce, Research and Economic Development**

Bill "An Act To Resolve Conflicts in the Implementation of the Maine Uniform Building and Energy Code" (S.P. 529) (L.D. 1619) (Sponsored by Senator SAVIELLO of Franklin) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

#### **State and Local Government**

Bill "An Act Concerning Copying Fees for Users of County Registries of Deeds" (EMERGENCY) (S.P. 526) (L.D. 1616) (Sponsored by Senator THOMAS of Somerset) (Cosponsored by Representative MOULTON of York and Senators: SNOWE-MELLO of Androscoggin, SULLIVAN of York, PLOWMAN of Penobscot, Representatives: TURNER of Burlington, WEAVER of York) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Address Research and Teaching in Maine's Institutions of Higher Education by Amending the Laws Governing the Purchase of Goods and Services by the State Involving Institutions of Higher Education" (S.P. 541) (L.D. 1631) (Sponsored by Senator MASON of Androscoggin) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

#### **Transportation**

Resolve, To Name 2 Bridges in the Town of Harmony (S.P. 525) (L.D. 1615) (Sponsored by Senator THOMAS of Somerset) (Cosponsored by Representative HOGAN of Old Orchard Beach and Senator: MARTIN of Kennebec, Representatives: DAVIS of Sangerville, STEVENS of Bangor, HAYES of Buckfield, CLARK of Millinocket, STRANG BURGESS of Cumberland, CRAY of Palmyra) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Ensure the Alignment of Truck Weight Limitations on the Interstate with Those Allowed under Federal Law" (EMERGENCY) (S.P. 527) (L.D. 1617) (Sponsored by Senator SCHNEIDER of Penobscot) (Cosponsored by President RAYE of Washington, Senator COLLINS of York and Senators: SHERMAN of Aroostook, LANGLEY of Hancock, KATZ of Kennebec, DIAMOND of Cumberland, THOMAS of Somerset, PLOWMAN of Penobscot, THIBODEAU of Waldo, PATRICK of Oxford, COURTNEY of York, Representatives: DUCHESNE of Hudson, BURNS of Whiting, CUSHING of Hampden, STEVENS of Bangor, FREDETTE of Newport, HARMON of Palermo, MAKER of Calais, TIMBERLAKE of Turner, WILLETTE of Mapleton, TURNER of Burlington, RICHARDSON of Carmel, CAIN of Orono, MAZUREK of Rockland, AYOTTE of Caswell, PEOPLES of Westbrook, CRAY of Palmyra, THERIAULT of Madawaska, MARTIN of Eagle Lake, WALLACE of Dexter, DAVIS of Sangerville, LUCHINI of Ellsworth) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Remove a Barrier to Response by Emergency Medical Personnel" (S.P. 531) (L.D. 1621) (Sponsored by Senator SULLIVAN of York) (Cosponsored by Representative WILLETTE of Mapleton and Senators: HOBBS of York, President RAYE of Washington, SNOWE-MELLO of Androscoggin, GERZOFKY of Cumberland, DIAMOND of Cumberland, THOMAS of Somerset, Representative: CUSHING of Hampden) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Simplify Toll Discounts and Amend Certain Powers and Procedures of the Maine Turnpike Authority" (EMERGENCY) (S.P. 533) (L.D. 1623) (Sponsored by Senator COLLINS of York) (Cosponsored by Representative PEOPLES of Westbrook and Senator: DIAMOND of Cumberland, Representatives: MOULTON of York, SARTY of Denmark, CUSHING of Hampden, MAZUREK of Rockland, HOGAN of Old

Orchard Beach) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Veterans and Legal Affairs**

Bill "An Act To Amend the Laws Governing the Maine Clean Election Act" (S.P. 528) (L.D. 1618) (Sponsored by Senator FARNHAM of Penobscot) (Submitted by the Commission on Governmental Ethics and Election Practices pursuant to Joint Rule 204.)

Resolve, To Establish a Stakeholder Group for the Development of a Plan for the Inventory and Proper Care of Veterans' Graves (S.P. 540) (L.D. 1630) (Sponsored by President RAYE of Washington) (Cosponsored by Representative DAVIS of Sangerville and Senators: ALFOND of Cumberland, KATZ of Kennebec, PLOWMAN of Penobscot, Representatives: BURNS of Whiting, CUSHING of Hampden, BLACK of Wilton, MORISSETTE of Winslow, WILLETTE of Mapleton, TURNER of Burlington) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Sincerely,

S/David R. Madore

Assistant Secretary of the Senate

S/Heather J.R. Priest

Clerk of the House

Came from the Senate, **READ** and **ORDERED PLACED ON FILE**.

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

---

The Following Communication: (S.P. 583)

**STATE OF MAINE  
125TH LEGISLATURE**

December 19, 2011

The Honorable Kevin L. Raye

President of the Senate

125th Legislature

The Honorable Robert W. Nutting

Speaker of the House

125th Legislature

Dear Mr. President and Mr. Speaker:

On December 21, 2011, 39 bills were received by the Secretary of the Senate.

Pursuant to the provisions of Joint Rule 308.2, these bills were referred to the Joint Standing Committees on December 21, 2011, as follows:

**Agriculture, Conservation and Forestry**

Bill "An Act To Authorize the Registration of Farmland in 2012 and 2013" (EMERGENCY) (S.P. 548) (L.D. 1649) (Sponsored by Senator SAVIELLO of Franklin) (Cosponsored by Representative BLACK of Wilton) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Appropriations and Financial Affairs**

Bill "An Act To Clarify Health Insurance Benefits for Disabled Participants in the Maine Public Employees Retirement System" (EMERGENCY) (S.P. 550) (L.D. 1651) (Sponsored by Senator KATZ of Kennebec) (Cosponsored by Senators: HASTINGS of Oxford, HILL of York) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Amend the Laws Governing Health Insurance for Certain State Employees" (EMERGENCY) (S.P. 556) (L.D. 1657) (Sponsored by Senator MARTIN of Kennebec) (Cosponsored by Senators: SNOWE-MELLO of Androscoggin, SAVIELLO of Franklin, Representatives: PICCHIOTTI of Fairfield, RICHARDSON of Warren) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Provide for an Advisory Referendum on the Approval of Tax-exempt Student Loan Revenue Bonds" (S.P. 561) (L.D. 1662) (Sponsored by President RAYE of Washington) (Cosponsored by Senators: SNOWE-MELLO of Androscoggin, LANGLEY of Hancock, Representative: MOULTON of York) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Clarify Authorization for a Court Facilities Bond" (S.P. 566) (L.D. 1667) (Sponsored by Senator HASTINGS of Oxford) (Cosponsored by Representative NASS of Acton and Senator: President RAYE of Washington, Representative: PRIEST of Brunswick) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Provide Funding to the Department of Transportation for a Feasibility Study of an East-west Highway" (EMERGENCY) (S.P. 570) (L.D. 1671) (Sponsored by Senator THOMAS of Somerset) (Cosponsored by Representative TURNER of Burlington and Senators: President RAYE of Washington, SNOWE-MELLO of Androscoggin, SHERMAN of Aroostook, LANGLEY of Hancock, MARTIN of Kennebec, KATZ of Kennebec, PLOWMAN of Penobscot, Representatives: CUSHING of Hampden, WALLACE of Dexter, HAYES of Buckfield, CLARK of Millinocket) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Criminal Justice and Public Safety**

Bill "An Act To Prohibit Verbal Sexual Solicitation of a Child" (EMERGENCY) (S.P. 572) (L.D. 1673) (Sponsored by Senator HOBBS of York) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Amend the Laws Governing Stalking and Domestic Violence" (S.P. 577) (L.D. 1678) (Sponsored by Senator MASON of Androscoggin) (Cosponsored by Senator SNOWE-MELLO of Androscoggin and Senator: PLOWMAN of Penobscot, Representatives: BLODGETT of Augusta, ESPLING of New Gloucester, MAKER of Calais, MALONEY of Augusta, SANDERSON of Chelsea, VOLK of Scarborough, STRANG BURGESS of Cumberland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Education and Cultural Affairs**

Bill "An Act To Require the Maine Community College System, the University of Maine System and the Maine Maritime Academy To Report the Number of Students Enrolled in Remedial Courses" (S.P. 544) (L.D. 1645) (Sponsored by Senator ALFOND of Cumberland) (Cosponsored by Representative CAIN of Orono and Senators: HOBBS of York, GERZOSKY of Cumberland, GOODALL of Sagadahoc, LANGLEY of Hancock, PATRICK of Oxford, COURTNEY of York, Representatives: BLODGETT of Augusta, NELSON of Falmouth) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Improve the Regional School Unit Budget Approval and Validation Process" (S.P. 567) (L.D. 1668) (Sponsored by Senator SNOWE-MELLO of Androscoggin) (Cosponsored by Representative McCLELLAN of Raymond and Senator: MASON of Androscoggin) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Energy, Utilities and Technology**

Bill "An Act To Expand the Availability of Natural Gas to Maine Residents" (S.P. 543) (L.D. 1644) (Sponsored by Senator KATZ of Kennebec) (Cosponsored by Representative BLODGETT of Augusta and Senator: McCORMICK of Kennebec, Representative: MARTIN of Eagle Lake) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Increase Energy Options" (S.P. 575) (L.D. 1676) (Sponsored by President RAYE of Washington) (Cosponsored by

Senators: SNOWE-MELLO of Androscoggin, RECTOR of Knox, Representatives: MOULTON of York, BURNS of Whiting, CRAFTS of Lisbon, MAKER of Calais, MORISSETTE of Winslow, TURNER of Burlington) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Environment and Natural Resources**

Bill "An Act To Facilitate the Use of Alternative Methods for Biomedical Waste Treatment and Disposal" (S.P. 545) (L.D. 1646) (Sponsored by Senator SAVIELLO of Franklin) (Cosponsored by Senator DILL of Cumberland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Clarify the Site Location of Development Laws Regarding Exemptions for Previously Developed Sites" (S.P. 547) (L.D. 1648) (Sponsored by Senator SAVIELLO of Franklin) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Health and Human Services**

Bill "An Act To Conform Maine's Prescription Drug Privacy Laws with the United States Constitution" (S.P. 578) (L.D. 1679) (Sponsored by Senator McCORMICK of Kennebec) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Inland Fisheries and Wildlife**

Bill "An Act To Ensure a Reliable Funding Stream for the Department of Inland Fisheries and Wildlife" (S.P. 551) (L.D. 1652) (Sponsored by President RAYE of Washington) (Cosponsored by Representative DAVIS of Sangerville and Senators: MARTIN of Kennebec, PATRICK of Oxford, Representatives: BURNS of Whiting, BLACK of Wilton, HARMON of Palermo, TURNER of Burlington) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Insurance and Financial Services**

Bill "An Act To Guarantee Basic Preventive Dental Health Services for Children in Maine" (S.P. 565) (L.D. 1666) (Sponsored by Senator KATZ of Kennebec) (Cosponsored by Representative TREAT of Hallowell and Representatives: BLODGETT of Augusta, CUSHING of Hampden) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Extend the Scope of the Maine Guaranteed Access Reinsurance Association" (S.P. 569) (L.D. 1670) (Sponsored by Senator COURTNEY of York) (Cosponsored by Senators: President RAYE of Washington, SNOWE-MELLO of Androscoggin, LANGLEY of Hancock, WHITTEMORE of Somerset, PLOWMAN of Penobscot, Representatives: MORISSETTE of Winslow, McKANE of Newcastle) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Allow Employees of the Small Enterprise Growth Board To Participate in the State's Group Health Plan" (EMERGENCY) (S.P. 582) (L.D. 1682) (Sponsored by Senator RECTOR of Knox) (Cosponsored by Speaker NUTTING of Oakland and Senators: GOODALL of Sagadahoc, COURTNEY of York, Representatives: CUSHING of Hampden, PRESCOTT of Topsham) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Judiciary**

Bill "An Act To Define 'Person Aggrieved' in Proceedings before the Department of Environmental Protection and the Maine Land Use Regulation Commission" (S.P. 546) (L.D. 1647) (Sponsored by Senator SAVIELLO of Franklin) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Repeal the Automatic Suspension of Child Support Obligations" (EMERGENCY) (S.P. 549) (L.D. 1650)

(Sponsored by Senator McCORMICK of Kennebec) (Cosponsored by Representative STRANG BURGESS of Cumberland) (Submitted by the Department of Health and Human Services pursuant to Joint Rule 204.)

Bill "An Act To Facilitate Recovery of Debts Owed to the State for Indigent Legal Services" (S.P. 558) (L.D. 1659) (Sponsored by Senator HASTINGS of Oxford) (Cosponsored by Representative NASS of Acton and Senator: KATZ of Kennebec, Representative: PRIEST of Brunswick) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Provide Tort Claims Immunity for Out-of-state Regional Transit Organizations That Provide Regular Service in Maine" (S.P. 559) (L.D. 1660) (Sponsored by Senator HILL of York) (Cosponsored by Representative BEAVERS of South Berwick and Representative: EVES of North Berwick) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Clarify the Process for Removing a Person from a Dormitory Operated by a Nonprofit Organization and the Municipal Regulation of Such Facilities" (S.P. 568) (L.D. 1669) (Sponsored by Senator HASTINGS of Oxford) (Cosponsored by Representative NASS of Acton and Senators: ALFOND of Cumberland, LANGLEY of Hancock, KATZ of Kennebec, Representative: PRIEST of Brunswick) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Labor, Commerce, Research and Economic Development**

Bill "An Act To Protect Gasoline Marketers from Liability for Selling Federally Mandated Gasoline" (S.P. 557) (L.D. 1658) (Sponsored by Senator HASTINGS of Oxford) (Cosponsored by Representative NASS of Acton and Senators: SHERMAN of Aroostook, KATZ of Kennebec, THOMAS of Somerset, THIBODEAU of Waldo, Representatives: SARTY of Denmark, CRAY of Palmyra) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Resolve, To Direct the Department of Economic and Community Development To Convene a Task Force To Bolster and Expand Exports of Maine Products and Services (EMERGENCY) (S.P. 564) (L.D. 1665) (Sponsored by Senator HOBBS of York) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Resolve, To Establish the Task Force To Facilitate the Development of Unoccupied Mills (EMERGENCY) (S.P. 574) (L.D. 1675) (Sponsored by Senator HOBBS of York) (Cosponsored by Senator: SULLIVAN of York) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Marine Resources**

Bill "An Act To Establish the Seafood Export Certification Program" (EMERGENCY) (S.P. 553) (L.D. 1654) (Sponsored by Senator LANGLEY of Hancock) (Cosponsored by Representative PARRY of Arundel and Senators: SNOWE-MELLO of Androscoggin, RECTOR of Knox, Representatives: TILTON of Harrington, BEAVERS of South Berwick, CHAPMAN of Brooksville, LUCHINI of Ellsworth, MALABY of Hancock, OLSEN of Phippsburg) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Resolve, Directing the Department of Marine Resources To Examine the Role of 3rd-party Laboratories in Conducting Testing for the Department (S.P. 573) (L.D. 1674) (Sponsored by Senator SNOWE-MELLO of Androscoggin) (Cosponsored by Representative WEAVER of York and Senators: SULLIVAN of York, GERZOFKY of Cumberland, Representatives: Speaker NUTTING of Oakland, BEAVERS of South Berwick, OLSEN of Phippsburg, VOLK of Scarborough, PRESCOTT of Topsham,

McKANE of Newcastle) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**State and Local Government**

Bill "An Act To Amend the Charter of the Lucerne-in-Maine Village Corporation" (EMERGENCY) (S.P. 580) (L.D. 1681) (Sponsored by Senator ROSEN of Hancock) (Cosponsored by Representative JOHNSON of Eddington) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Taxation**

Bill "An Act To Make Fisheries and Wildlife Projects Eligible for Tax Increment Financing" (S.P. 552) (L.D. 1653) (Sponsored by President RAYE of Washington) (Cosponsored by Representative CRAFTS of Lisbon and Senators: MARTIN of Kennebec, HASTINGS of Oxford, PATRICK of Oxford, WOODBURY of Cumberland, Representatives: BURNS of Whiting, HARMON of Palermo, TURNER of Burlington) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Create a Sales Tax Exemption for the Sale and Delivery of Off-peak Electricity for Electric Thermal Storage Devices" (EMERGENCY) (S.P. 554) (L.D. 1655) (Sponsored by Senator COURTNEY of York) (Cosponsored by Representative HARMON of Palermo and Senators: HOBBS of York, ALFOND of Cumberland, HASTINGS of Oxford, Representative: BERRY of Bowdoinham) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Amend the Circuitbreaker Program To Include Claimants Occupying Property Pursuant to a Trust and To Require Proof of Payment of Rent" (S.P. 579) (L.D. 1680) (Sponsored by Senator PLOWMAN of Penobscot) (Cosponsored by Representative KNIGHT of Livermore Falls and Senators: SHERMAN of Aroostook, WHITTEMORE of Somerset, HASTINGS of Oxford, THIBODEAU of Waldo, Representatives: CUSHING of Hampden, MORISSETTE of Winslow) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Transportation**

Bill "An Act To Clarify the Registration Exemption of Tractors under the Motor Vehicle Laws" (S.P. 555) (L.D. 1656) (Sponsored by Senator WHITTEMORE of Somerset) (Cosponsored by Representative RICHARDSON of Warren and Senators: SNOWE-MELLO of Androscoggin, RECTOR of Knox, THIBODEAU of Waldo, Representatives: FITZPATRICK of Houlton, PICCHIOTTI of Fairfield, BEAUDOIN of Biddeford, McKANE of Newcastle) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Resolve, To Allow Signs along Interstate 95 for the Town of Kittery and Its Businesses and Other Establishments (S.P. 560) (L.D. 1661) (Sponsored by Senator HILL of York) (Cosponsored by Representative BEAVERS of South Berwick) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Allow Disabled Veterans To Receive 2 Sets of Special Designating License Plates" (S.P. 571) (L.D. 1672) (Sponsored by Senator KATZ of Kennebec) (Cosponsored by Representative CUSHING of Hampden and Senator: HASTINGS of Oxford, Representative: BLODGETT of Augusta) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Modernize Maine's Motor Vehicle Inspection Program" (S.P. 576) (L.D. 1677) (Sponsored by Senator MASON of Androscoggin) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Veterans and Legal Affairs**

Bill "An Act To Correct Errors in Recently Enacted Laws Governing Agency Liquor Stores" (EMERGENCY) (S.P. 562) (L.D. 1663) (Sponsored by Senator PLOWMAN of Penobscot) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Amend the Election Laws" (S.P. 563) (L.D. 1664) (Sponsored by Senator FARNHAM of Penobscot) (Cosponsored by Senators: COLLINS of York, SAVIELLO of Franklin, MASON of Androscoggin, PLOWMAN of Penobscot, THIBODEAU of Waldo, COURTNEY of York) (Submitted by the Secretary of State pursuant to Joint Rule 204.)

Sincerely,

S/Joseph G. Carleton, Jr.

Secretary of the Senate

S/Heather J.R. Priest

Clerk of the House

Came from the Senate, **READ** and **ORDERED PLACED ON FILE**.

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

The Following Communication: (S.P. 588)

**STATE OF MAINE  
125TH LEGISLATURE**

December 23, 2011

The Honorable Kevin L. Raye

President of the Senate

125th Legislature

The Honorable Robert W. Nutting

Speaker of the House

125th Legislature

Dear Mr. President and Mr. Speaker:

On December 29, 2011, 4 bills were received by the Secretary of the Senate.

Pursuant to the provisions of Joint Rule 308.2, these bills were referred to the Joint Standing Committees on December 29, 2011, as follows:

**Marine Resources**

Bill "An Act To Improve the Method of Classifying Shellfish Harvesting Areas and Providing Notification of Changes" (S.P. 586) (L.D. 1721) (Sponsored by Senator LANGLEY of Hancock) (Submitted by the Department of Marine Resources pursuant to Joint Rule 204.)

Bill "An Act To Make Technical Changes to Maine's Marine Resources Laws" (S.P. 587) (L.D. 1722) (Sponsored by Senator SNOWE-MELLO of Androscoggin) (Submitted by the Department of Marine Resources pursuant to Joint Rule 204.)

**Veterans and Legal Affairs**

Bill "An Act To Update the Powers and Duties of the Bureau of Maine Veterans' Services" (S.P. 584) (L.D. 1719) (Sponsored by Senator FARNHAM of Penobscot) (Submitted by the Department of Defense, Veterans and Emergency Management pursuant to Joint Rule 204.)

Bill "An Act To Increase the Membership of the Homeland Security Advisory Council" (S.P. 585) (L.D. 1720) (Sponsored by Senator MASON of Androscoggin) (Submitted by the Department of Defense, Veterans and Emergency Management pursuant to Joint Rule 204.)

Sincerely,

S/David R. Madore

Assistant Secretary of the Senate

S/Heather J.R. Priest

Clerk of the House

Came from the Senate, **READ** and **ORDERED PLACED ON FILE**.

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

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At this point, the Speaker recognized the Representative from Auburn, Representative BOLDUC, and he was added to the roll call of the Second Regular Session of the 125th Legislature.

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**ENACTORS**  
**Emergency Measure**

An Act To Make Technical Corrections to the Laws Governing the Indian Representatives to the Legislature

(H.P. 1276) (L.D. 1726)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 139 voted in favor of the same and 0 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

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By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH**.

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On motion of Representative CAREY of Lewiston, the House adjourned at 11:13 a.m., until 10:00 a.m., Thursday, January 5, 2012.