

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

In Senate Chamber
Wednesday
March 20, 2013

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

Prayer by Senator Margaret M. Craven, Androscoggin County.

SENATOR CRAVEN: Thank you Mr. President. Mr. President, men and women of the Senate, this is the holiday that seems to never go away this year. I am here to honor St. Patrick and people of Irish heritage. The Irish have their own very unique language and it is still spoken, in especially rural areas in Ireland. I learned my prayers in Irish and I will recite the Lord's Prayer in Irish this morning and then follow up with an English language blessing.

Ar n-Ather ata ar neamh, Go naofar d'ainim, Go dtagfada do riocht, Go ndeantar do thoil ar an talamh mar a dheantar ar neamh. Ar n-aran laethuil tabhair duinn inniu, agus maith duinn ar bhfiacha mar a mhaithimidne dar bhfeichiuna fein Ach na lig sinn l gcathu, ach saor sinn o olc, Amen. That means the blessing of St. Patrick and God by with every Senator and every person in this house today.

May the blessings of each day be the blessings you need most. We cannot share a sorrow if we haven't grieved a while nor can we feel another's joy until we've learned to smile. May the Leprechauns be near you to spread luck along your way and may all the Irish angels smile on you St. Patrick's Day. May the saddest day of your future be no worse than the happiest day of your past. Amen.

Pledge of Allegiance led by Senator Rebecca J. Millett of
Cumberland County.

Reading of the Journals of Thursday, March 14, 2013 and
Tuesday, March 19, 2013.

Doctor of the day, Senator Geoffrey M. Gratwick, M.D. of Bangor.

Off Record Remarks

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Increase Access to Higher Education"
H.P. 676 L.D. 962

Bill "An Act To Expand Access to Early Postsecondary Education"
H.P. 677 L.D. 963

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

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

Bill "An Act To Require Notice to and Input from Municipalities in
Which Certain Group Homes Are Located"
H.P. 556 L.D. 805

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

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

Senate at Ease.

Senate called to order by the President.

COMMUNICATIONS

The Following Communication: H.P. 720

**CITY OF SOUTH PORTLAND
PO BOX 9422
SOUTH PORTLAND, MAINE 04116-9422**

**IN CITY COUNCIL
RESOLVE #3-12/13**

RESOLVE, Expressing the Opposition of the City Council of the
City of South Portland to Proposals to Shift the Burden of Funding
State Government to the Property Tax and Property Tax Payer.

WHEREAS, the State Administration has submitted a proposed
budget for the coming biennium that will dramatically shift the
burden of funding state government to the property tax by
eliminating or significantly modifying long-standing property tax
relief programs; and

WHEREAS, the proposal to suspend municipal revenue sharing
would result in a \$1.8 million revenue loss to the City of South
Portland, representing 6.4% of the City's general fund operating
budget and \$0.53 on the property tax rate; and

WHEREAS, the proposal to redirect the excise tax on tractor trailers will reduce the City's revenues by an additional \$424,540 or \$0.13 cents on the tax rate; and

WHEREAS, eliminating the homestead exemption in FY 15 for those under 65 will increase taxes for no longer qualifying residents by \$165 on the net median home value in that year if the City's tax rate remains unchanged, representing a tax increase of over 5.41% for most of those losing the exemption; and

WHEREAS, low and moderate income residents under the age of 65 who now qualify for the state property tax circuit breaker program will no longer qualify for it in the coming budget year; and

WHEREAS, starting in the second year of the biennium, the business equipment tax reimbursement program (BETR), under which businesses are fully reimbursed for property taxes paid on certain business equipment, will be eliminated with most qualifying property transferred to the business equipment tax exemption program (BETE). Under this program, the City will be reimbursed by the State for 60% of the taxes due, reducing City revenues by an estimated \$761,807 in FY 15, or \$.023 cents on the tax rate; and

WHEREAS, the elimination of the business equipment tax reimbursement (BETR) and the modification to the business equipment tax exemption (BETE) will have a significant impact on the City's commercial taxpayers, many of whom make-up the economic engine for the State of Maine, providing jobs and good paying salaries and benefits. The elimination of the BETR program will adversely impact the retail sector, a sector who will not qualify under the BETE program. Additionally, all businesses within the BETR program will experience an 18 month void in State reimbursement until those businesses qualify for BETE program funds; and

WHEREAS, if enacted, these changes will reduce City revenues by at least \$2,034,460 in FY 14 and \$2,796,267 in FY 15, excluding certain impacts on the school budget; and

WHEREAS, to replace these revenues through property taxation, the City's tax rate would have to increase by approximately \$0.60 in FY 14 and an additional \$0.23 in FY 15 before considering any other expenditure increases that may be required; and

WHEREAS, alternatively, reducing expenditures by this amount would require eliminating general fund expenditures and dramatically reducing community services and staffing over and above the reductions that have been implemented since 2007; and

WHEREAS, further staffing and expenditure reductions of this magnitude would undermine the City's ability to provide local public services; and

WHEREAS, even a balance between tax increases and spending cuts would result in much higher property taxes in return for services that would no longer meet resident expectations or needs.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOUTH PORTLAND, that the City Council hereby expresses its strong opposition to provisions included in the recently proposed state budget that would significantly shift the burden of funding state government to the property tax and property taxpayer. These proposals will dramatically increase property taxes in South Portland, taxes which often are unrelated to the ability of property owners to pay, and will require spending reductions which will call into question our ability to protect the health and welfare of our community and provide our residents with government services.

BE IT FURTHER RESOLVED, that the City Clerk is directed to provide copies of this RESOLVE to the members of the Legislature representing the City of South Portland, members of the Appropriations and Taxation Committees, the Governor, the Speaker of the House, the President of the Senate and the Legislative leadership.

Fiscal Note: Less than \$1,000

Dated: February 4, 2013

A TRUE COPY ATTEST:

S/Karen L. Morrill

Assistant City Clerk, City of South Portland, Maine

March 12, 2013

Comes from the House, **READ** and **REFERRED** to the Committees on **APPROPRIATIONS AND FINANCIAL AFFAIRS AND TAXATION**.

READ and **ORDERED PLACED ON FILE**.

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

The Following Communication: H.P. 733

**TOWN OF LIVERMORE FALLS
2 MAIN STREET
LIVERMORE FALLS, MAINE 04254**

We, the undersigned Officials of the Town of Livermore Falls, on March 11, 2013, the following resolution for our 2013/2014 Budget Year was signed.

WHEREAS, the Governor's unprecedented biennial budget places towns in an untenable fiscal position; and

WHEREAS, the proposal includes the elimination of \$283 million in municipal revenue sharing, falls \$200 million short of funding local schools at the 55% level passed in referendum; would eliminate the Homestead Exemption for anyone under the age of 65; would eliminate the "Circuit Breaker" property tax and rent revenue from towns; and would fail to reimburse towns for the 50% of the costs for the Business Equipment Tax Exemption Program; and

WHEREAS, the Governor's proposal also contains cuts to health and human services, clean election, the wage benefits of public workers, and other initiatives necessary for strong communities and who's under-funding continues to shift costs to towns; be it

RESOLVED, the Officials of the Town of Livermore Falls have called upon the Maine Legislature to reject these proposals, identify less harmful cost savings, and raise revenue in an equitable fashion in order to avoid a regressive tax shift to municipalities.

S/William Demaray, Chair, Livermore Falls
S/James Collins, Selectmen, Livermore Falls
S/Louise Chabot, Selectmen, Livermore Falls
S/Jeffrey Bryant, Selectmen, Livermore Falls
S/Kenneth Pelletier, Selectmen, Livermore Falls
S/Kristal Flagg, Town Manager, Livermore Falls

Comes from the House, **READ** and **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS**.

READ and **ORDERED PLACED ON FILE**.

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

The Following Communication: S.C. 152

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

March 8, 2013

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

Dear President Alfond and Speaker Eves:

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

L.D. 366 An Act To Adjust the Values of Property That Define the Class of Crime for Theft Offenses

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

Sincerely,

S/Sen. Stanley J. Gerzofsky
Senate Chair

S/Rep. Mark N. Dion
House Chair

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

The Following Communication: S.C. 153

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

March 12, 2013

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

Dear President Alfond and Speaker Eves:

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

L.D. 384 An Act To Allow Spouses and Children of Veterans Killed in the Line of Duty To Receive the State Tuition Waiver

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

Sincerely,

S/Sen. Rebecca J. Millett
Senate Chair

S/Rep. W. Bruce MacDonald
House Chair

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

The Following Communication: S.C. 154

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

March 13, 2013

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

Dear President Alfond and Speaker Eves:

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

L.D. 676 Resolve, To Direct the Public Utilities
Commission To Review Telecommunications
Services in Northern Oxford County

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

Sincerely,

S/Sen. John J. Cleveland
Senate Chair

S/Rep. Barry J. Hobbins
House Chair

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

The Following Communication: S.C. 156

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

March 8, 2013

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

Dear President Alfond and Speaker Eves:

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

L.D. 337 An Act To Require That Burn Injuries and
Wounds Be Reported to the Office of the State
Fire Marshal

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

Sincerely,

S/Sen. Margaret M. Craven
Senate Chair

S/Rep. Richard R. Farnsworth
House Chair

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

The Following Communication: S.C. 157

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

March 13, 2013

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

Dear President Alfond and Speaker Eves:

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

L.D. 374 An Act To Eliminate the Child Support
Collecting Fee Charged to a Person Who Has
Never Received Assistance under a State
Program

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

Sincerely,

S/Sen. Margaret M. Craven
Senate Chair

S/Rep. Richard R. Farnsworth
House Chair

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

The Following Communication: S.C. 155

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

March 11, 2013

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

Dear President Alfond and Speaker Eves:

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

L.D. 224 An Act To Streamline the Change of Name Process for Persons Getting Married

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

Sincerely,

S/Sen. Linda M. Valentino
Senate Chair

S/Rep. Charles R. Priest
House Chair

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

The Following Communication: S.C. 162

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

March 11, 2013

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

Dear President Alfond and Speaker Eves:

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

L.D. 450 An Act To Permit Real Estate Agents To Assist Property Owners in Obtaining Relief in the Mortgage Foreclosure Process

Sincerely,

S/Sen. Linda M. Valentino
Senate Chair

S/Rep. Charles R. Priest
House Chair

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

The Following Communication: S.C. 158

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

March 14, 2013

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

Dear President Alfond and Speaker Eves:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Labor, Commerce, Research and Economic Development has voted unanimously to report the following bills out "Ought Not to Pass":

L.D. 348 An Act Concerning the Scope of Practice of Cardiovascular Technologists

L.D. 461 An Act To Allow Businesses with More than 5,000 Square Feet of Interior Customer Selling Space To Open on Easter Day, Thanksgiving Day and Christmas Day

L.D. 509 An Act To Exempt Certain Supervised Medical Assistants from Licensing under the Medical Radiation Health and Safety Laws

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

Sincerely,

S/Sen. John L. Patrick
Senate Chair

S/Rep. Erin D. Herbig
House Chair

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

The Following Communication: S.C. 159

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

March 12, 2013

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

Dear President Alfond and Speaker Eves:

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

- L.D. 397 An Act To Amend the Laws Governing the Development and Administration of Municipal Budgets in Unorganized Territories

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

Sincerely,

S/Sen. Colleen M. Lachowicz
Senate Chair

S/Rep. Anne P. Graham
House Chair

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

The Following Communication: S.C. 160

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

March 13, 2013

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

Dear President Alfond and Speaker Eves:

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

- L.D. 406 An Act To Require Antique Automobiles That Are Operated on the Highways To Be Inspected
- L.D. 479 An Act To Require Center Line Markings on All State and State Aid Highways
- L.D. 501 An Act Regarding Enforcement of Commercial Vehicle Laws
- L.D. 570 An Act To Create a Vintage Car Category in the Motor Vehicle Laws

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

Sincerely,

S/Sen. Edward J. Mazurek
Senate Chair

S/Rep. Charles K. Theriault
House Chair

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

The Following Communication: S.C. 161

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

March 12, 2013

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

Dear President Alfond and Speaker Eves:

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

- L.D. 174 An Act To Prohibit the Placement of Political Signs within 25 Feet of a Cemetery or Burial Site
- L.D. 214 An Act To Require Registered Voter Lists To Be Provided to Candidates for Legislative Office
- L.D. 320 An Act To Ensure the Integrity of the Election Process

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

Sincerely,

S/Sen. John L. Tuttle
Senate Chair

S/Rep. Louis J. Luchini
House Chair

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

SENATE PAPERS

Bill "An Act To Encourage Development in the Logging Industry"
S.P. 385 L.D. 1103

Presented by Senator JACKSON of Aroostook.
Cosponsored by Representative STANLEY of Medway and
Senators: HASKELL of Cumberland, PATRICK of Oxford,
TUTTLE of York, Representatives: AYOTTE of Caswell, JONES
of Freedom, THERIAULT of Madawaska.

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

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

Sent down for concurrence.

Bill "An Act To Authorize a General Fund Bond Issue To Expand
Nursing Programs at Maine's Seven Community Colleges"
S.P. 372 L.D. 1090

Presented by Senator HASKELL of Cumberland.
Cosponsored by Representative RUSSELL of Portland and
Senators: BURNS of Washington, GRATWICK of Penobscot,
KATZ of Kennebec, PATRICK of Oxford, Representatives:
CHIPMAN of Portland, FARNSWORTH of Portland, GRAHAM of
North Yarmouth, GRANT of Gardiner.

Bill "An Act To Authorize a General Fund Bond Issue To Improve
Highways, Bridges and Multimodal Facilities"
S.P. 377 L.D. 1095

Presented by Senator FLOOD of Kennebec. (GOVERNOR'S
BILL)
Cosponsored by Representative THERIAULT of Madawaska and
Senators: COLLINS of York, HILL of York, Representatives:
CHASE of Wells, GILLWAY of Searsport, NUTTING of Oakland,
PARRY of Arundel, VEROW of Brewer, WERTS of Auburn.

Bill "An Act To Authorize a General Fund Bond Issue To Support
Waterfront Development"
S.P. 383 L.D. 1101

Presented by Senator HASKELL of Cumberland.
Cosponsored by Representative CAREY of Lewiston and
Senators: President ALFOND of Cumberland, BOYLE of
Cumberland, CAIN of Penobscot, GOODALL of Sagadahoc,
MAZUREK of Knox, Representatives: FARNSWORTH of
Portland, GATTINE of Westbrook, PEOPLES of Westbrook.

Bill "An Act To Authorize a General Fund Bond Issue To
Revitalize Maine's Downtowns through Innovative Business
Development and the Creative Economy"
S.P. 388 L.D. 1105

Presented by President ALFOND of Cumberland.
Cosponsored by Representative GRANT of Gardiner and
Senators: GOODALL of Sagadahoc, VALENTINO of York,
WOODBURY of Cumberland, Representatives: BERRY of
Bowdoinham, JOHNSON of Greenville, MASTRACCIO of
Sanford.

On motion by Senator **HILL** of York, **REFERRED** to the
Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS**
and ordered printed.

Sent down for concurrence.

Bill "An Act To Provide for Alternatives for the Courts To Address
Settlement of Fines in Certain Cases"
S.P. 361 L.D. 1079

Presented by Senator CUSHING of Penobscot.
Cosponsored by Representative CROCKETT of Bethel and
Senators: BURNS of Washington, MASON of Androscoggin,
PLUMMER of Cumberland, Representatives: CAREY of
Lewiston, FREDETTE of Newport, MARKS of Pittston.

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

Sent down for concurrence.

Resolve, Directing the Department of Education To Develop a
Process To Provide Alternative Pathways To Learning for Certain
High School Students
S.P. 365 L.D. 1083

Presented by Senator MASON of Androscoggin.

Bill "An Act To Amend the Laws Governing Students
Experiencing Education Disruption"
S.P. 378 L.D. 1096

Presented by Senator LANGLEY of Hancock.

Bill "An Act To Encourage Teacher Input in Education Policy"
S.P. 380 L.D. 1098

Presented by Senator PATRICK of Oxford.
Cosponsored by Representative GILBERT of Jay and Senators:
JACKSON of Aroostook, TUTTLE of York, Representatives:
CAREY of Lewiston, LAJOIE of Lewiston, STANLEY of Medway,
THERIAULT of Madawaska.

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

Sent down for concurrence.

Bill "An Act To Update and Revise the Laws Governing the Maine Arts Commission"

S.P. 382 L.D. 1100

Presented by Senator MILLETT of Cumberland.
Cosponsored by Representative MAKER of Calais and Senators: JOHNSON of Lincoln, LANGLEY of Hancock, Representatives: DAUGHTRY of Brunswick, HUBBELL of Bar Harbor, JOHNSON of Greenville, NELSON of Falmouth, RANKIN of Hiram.

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

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

Bill "An Act To Establish the Renewable Energy Feed-in Tariff"
S.P. 367 L.D. 1085

Presented by Senator JOHNSON of Lincoln.
Cosponsored by Representative RUSSELL of Portland and Senators: BOYLE of Cumberland, HASKELL of Cumberland, LACHOWICZ of Kennebec, MILLETT of Cumberland, WOODBURY of Cumberland, Representatives: BERRY of Bowdoinham, HARVELL of Farmington.

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

Sent down for concurrence.

Bill "An Act To Improve Efficiency in the Collection of Beverage Containers"

S.P. 362 L.D. 1080

Presented by Senator HAMPER of Oxford.

Bill "An Act Regarding Reconstruction of Residential Structures on Sand Dunes" (EMERGENCY)

S.P. 384 L.D. 1102

Presented by Senator GOODALL of Sagadahoc.
Cosponsored by Representative WELSH of Rockport and Senators: BOYLE of Cumberland, SAVIELLO of Franklin, Representative: HARLOW of Portland.

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

Sent down for concurrence.

Resolve, To Allow York County To Renegotiate with the Department of Health and Human Services a Decision Regarding Transportation Services

S.P. 371 L.D. 1089

Presented by Senator TUTTLE of York.
Cosponsored by Senators: COLLINS of York, DUTREMBLE of York, VALENTINO of York.

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

Sent down for concurrence.

Bill "An Act To Increase the Use of Long-term Care Insurance"
S.P. 374 L.D. 1092

Presented by Senator CRAVEN of Androscoggin.
Cosponsored by Representative GRAHAM of North Yarmouth and Senators: President ALFOND of Cumberland, GOODALL of Sagadahoc, HASKELL of Cumberland, LACHOWICZ of Kennebec, VALENTINO of York, Representatives: GATTINE of Westbrook, LAJOIE of Lewiston.

Committee on **HEALTH AND HUMAN SERVICES** suggested and ordered printed.

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

Resolve, To Establish the Task Force on the Creation of a State of Maine Partnership Bank (EMERGENCY)
S.P. 360 L.D. 1078

Presented by Senator JOHNSON of Lincoln.
Cosponsored by Representative BEAVERS of South Berwick and Senators: HILL of York, LACHOWICZ of Kennebec, WOODBURY of Cumberland, Representatives: DEVIN of Newcastle, EVANGELOS of Friendship, KUSIAK of Fairfield, MacDONALD of Boothbay, MASTRACCIO of Sanford, MOONEN of Portland, RYKERSON of Kittery, SHAW of Standish.

Bill "An Act To Fully Implement Health Insurance Exchanges and To Make Maine Law Consistent with Federal Law"
S.P. 376 L.D. 1094

Presented by Senator WOODBURY of Cumberland.

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

Sent down for concurrence.

Bill "An Act To Establish Legislative Standing in Judicial Proceedings"

S.P. 363 L.D. 1081

Presented by Senator CUSHING of Penobscot.
Cosponsored by Representative LOCKMAN of Amherst and
Senators: BURNS of Washington, KATZ of Kennebec,
Representatives: DUNPHY of Embden, FREDETTE of Newport,
GUERIN of Glenburn, HARVELL of Farmington, SANDERSON of
Chelsea.

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

Sent down for concurrence.

Bill "An Act Concerning Workers' Compensation and Short-term
Disability Insurance in Maine"

S.P. 369 L.D. 1087

Presented by Senator TUTTLE of York.
Cosponsored by Senators: GRATWICK of Penobscot, PATRICK
of Oxford.

Bill "An Act To Clarify the Criteria of the Health Professions Loan
Program as It Affects Physicians Practicing Neurology-psychiatry"
S.P. 375 L.D. 1093

Presented by Senator CRAVEN of Androscoggin.
Cosponsored by Representative GRAHAM of North Yarmouth
and Senators: President ALFOND of Cumberland, GOODALL of
Sagadahoc, LACHOWICZ of Kennebec, VALENTINO of York,
Representatives: CASSIDY of Lubec, FARNSWORTH of
Portland, GATTINE of Westbrook, LAJOIE of Lewiston.

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

Sent down for concurrence.

Bill "An Act To Require Nonprofit Corporations To Disclose the
Salaries of Their Employees"

S.P. 373 L.D. 1091

Presented by Senator THOMAS of Somerset.
Cosponsored by Representative LOCKMAN of Amherst and
Senators: HAMPER of Oxford, LANGLEY of Hancock, SAVIELLO
of Franklin, Representatives: CRAFTS of Lisbon, GIFFORD of
Lincoln, TURNER of Burlington, WOOD of Sabattus.

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

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

Bill "An Act To Provide an Internship Employment Tax Credit"
S.P. 381 L.D. 1099

Presented by Senator GOODALL of Sagadahoc.
Cosponsored by Senators: CAIN of Penobscot, KATZ of
Kennebec, LANGLEY of Hancock, MILLETT of Cumberland,
Representative: McCABE of Skowhegan.

Joint Select Committee on **MAINE'S WORKFORCE AND
ECONOMIC FUTURE** suggested and ordered printed.

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

Bill "An Act To Allow the Sale of Incidentally Caught Lobsters"
S.P. 379 L.D. 1097

Presented by Senator HASKELL of Cumberland.

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

Sent down for concurrence.

Bill "An Act To Amend the Androscoggin County Charter"
S.P. 366 L.D. 1084

Presented by Senator MASON of Androscoggin.

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

Sent down for concurrence.

Bill "An Act Concerning the Ability of Off-premises Liquor
Licensees To Dispense Liquor in Sealed Refillable Containers"
S.P. 364 L.D. 1082

Presented by Senator GRATWICK of Penobscot.
Cosponsored by Senator BOYLE of Cumberland, Representative
CAMPBELL of Orrington and Senators: COLLINS of York,
CUSHING of Penobscot, DUTREMBLE of York, LACHOWICZ of
Kennebec, LANGLEY of Hancock, Representatives: BEAVERS of
South Berwick, DORNEY of Norridgewock.

Bill "An Act To Revise the Laws Governing Candidate Nominations by Petition"

S.P. 368 L.D. 1086

Presented by Senator VALENTINO of York. Cosponsored by Representative LONGSTAFF of Waterville and Senators: MASON of Androscoggin, PATRICK of Oxford, TUTTLE of York, Representatives: CHENETTE of Saco, RUSSELL of Portland.

Bill "An Act To Provide Another Funding Source To Better Maintain Veterans' Cemeteries"

S.P. 370 L.D. 1088

Presented by Senator TUTTLE of York. Cosponsored by Senator MASON of Androscoggin, Representative BEAULIEU of Auburn and Senator: PATRICK of Oxford, Representative: LUCHINI of Ellsworth.

Bill "An Act Relating to Sales of Lottery Tickets by Convenience Stores"

S.P. 386 L.D. 1104

Presented by Senator JACKSON of Aroostook. Cosponsored by Representative LUCHINI of Ellsworth and Senators: PATRICK of Oxford, TUTTLE of York, Representatives: CAREY of Lewiston, RUSSELL of Portland, THERIAULT of Madawaska.

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

Sent down for concurrence.

All matters thus acted upon, with exception of those matters being held, were ordered sent down forthwith for concurrence.

Senate at Ease.

Senate called to order by the President.

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

REPORTS OF COMMITTEES

House

Ought to Pass As Amended

The Committee on MARINE RESOURCES on Bill "An Act To Cap Certain Marine Resources Licenses Issued by the Passamaquoddy Tribe"

H.P. 301 L.D. 451

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-8).

Comes from the House with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-8).

Report READ and ACCEPTED, in concurrence.

READ ONCE.

Committee Amendment "A" (H-8) READ and ADOPTED, in concurrence.

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

All matters thus acted upon, with exception of those matters being held, were ordered sent down forthwith for concurrence.

ORDERS

Joint Resolution

On motion by Senator CRAVEN of Androscoggin (Cosponsored by Senators: President ALFOND of Cumberland, BOYLE of Cumberland, BURNS of Washington, CAIN of Penobscot, CLEVELAND of Androscoggin, COLLINS of York, CUSHING of Penobscot, DUTREMBLE of York, FLOOD of Kennebec, GERZOFOSKY of Cumberland, GOODALL of Sagadahoc, GRATWICK of Penobscot, HAMPER of Oxford, HASKELL of Cumberland, HILL of York, JACKSON of Aroostook, JOHNSON of Lincoln, KATZ of Kennebec, LACHOWICZ of Kennebec, LANGLEY of Hancock, MASON of Androscoggin, MAZUREK of Knox, MILLETT of Cumberland, PATRICK of Oxford, PLUMMER of Cumberland, SAVIELLO of Franklin, SHERMAN of Aroostook, THIBODEAU of Waldo, THOMAS of Somerset, TUTTLE of York, VALENTINO of York, WHITTEMORE of Somerset, WOODBURY of Cumberland, YOUNGBLOOD of Penobscot, Representatives: AYOTTE of Caswell, BEAR of the Houlton Band of Maliseet Indians, BEAUDOIN of Biddeford, BEAULIEU of Auburn, BEAVERS of South Berwick, BECK of Waterville, BENNETT of Kennebunk, BERRY of Bowdoinham, BLACK of Wilton, BOLAND of Sanford, BOLDUC of Auburn, BRIGGS of Mexico, BROOKS of Winterport, CAMPBELL of Newfield, CAMPBELL of Orrington, CAREY of Lewiston, CASAVANT of Biddeford, CASSIDY of Lubec, CHAPMAN of Brooksville, CHASE of Wells, CHENETTE of Saco, CHIPMAN of Portland, CLARK of Easton, COOPER of Yarmouth, COTTA of China, CRAY of Palmyra, CROCKETT of Bethel, DAUGHTRY of Brunswick, DAVIS of Sangerville, DeCHANT of Bath, DEVIN of Newcastle, DICKERSON of Rockland, DILL of Old Town, DION of Portland, DOAK of Columbia Falls, DORNEY of Norridgewock, DUNPHY of Embden, DUPREY of Hampden, ESPLING of New Gloucester, EVANGELOS of Friendship, Speaker EVES of North Berwick, FARNSWORTH of Portland, FITZPATRICK of Houlton, FOWLE of Vassalboro, FREDETTE of Newport, FREY of Bangor, GATTINE of Westbrook, GIDEON of Freeport, GIFFORD of

Lincoln, GILBERT of Jay, GILLWAY of Searsport, GOODE of Bangor, GRAHAM of North Yarmouth, GRANT of Gardiner, GUERIN of Glenburn, HAMANN of South Portland, HARLOW of Portland, HARVELL of Farmington, HAYES of Buckfield, HERBIG of Belfast, HICKMAN of Winthrop, HOBBS of Saco, HUBBELL of Bar Harbor, JACKSON of Oxford, JOHNSON of Eddington, JOHNSON of Greenville, JONES of Freedom, JORGENSEN of Portland, KAENRATH of South Portland, KENT of Woolwich, KESCHL of Belgrade, KINNEY of Limington, KNIGHT of Livermore Falls, KORNFELD of Bangor, KRUGER of Thomaston, KUMIEGA of Deer Isle, KUSIAK of Fairfield, LAJOIE of Lewiston, LIBBY of Waterboro, LIBBY of Lewiston, LOCKMAN of Amherst, LONG of Sherman, LONGSTAFF of Waterville, LUCHINI of Ellsworth, MacDONALD of Old Orchard Beach, MacDONALD of Boothbay, MAKER of Calais, MALABY of Hancock, MAREAN of Hollis, MARKS of Pittston, MASON of Topsham, MASTRACCIO of Sanford, McCABE of Skowhegan, McCLELLAN of Raymond, McELWEE of Caribou, McGOWAN of York, McLEAN of Gorham, MITCHELL of the Penobscot Nation, MONAGHAN-DERRIG of Cape Elizabeth, MOONEN of Portland, MORRISON of South Portland, NADEAU of Fort Kent, NADEAU of Winslow, NELSON of Falmouth, NEWENDYKE of Litchfield, NOON of Sanford, NUTTING of Oakland, PARRY of Arundel, PEASE of Morrill, PEAVER HASKELL of Milford, PEOPLES of Westbrook, PETERSON of Rumford, PLANTE of Berwick, POULIOT of Augusta, POWERS of Naples, PRIEST of Brunswick, RANKIN of Hiram, REED of Carmel, ROCHELO of Biddeford, ROTUNDO of Lewiston, RUSSELL of Portland, RYKERSON of Kittery, SANBORN of Gorham, SANDERSON of Chelsea, SAUCIER of Presque Isle, SAXTON of Harpswell, SCHNECK of Bangor, SHAW of Standish, SHORT of Pittsfield, SIROCKI of Scarborough, SOCTOMAH of the Passamaquoddy Tribe, STANLEY of Medway, STUCKEY of Portland, THERIAULT of Madawaska, TIMBERLAKE of Turner, TIPPING-SPITZ of Orono, TREAT of Hallowell, TURNER of Burlington, TYLER of Windham, VEROW of Brewer, VILLA of Harrison, VOLK of Scarborough, WALLACE of Dexter, WEAVER of York, WELSH of Rockport, WERTS of Auburn, WILLETTE of Mapleton, WILSON of Augusta, WINCHENBACH of Waldoboro, WINSOR of Norway, WOOD of Sabattus), the following Joint Resolution:

S.P. 387

**JOINT RESOLUTION
IN HONOR OF ST. PATRICK'S DAY AND IN RECOGNITION
OF THE IRISH CONTRIBUTION TO MAINE AND TO THE
UNITED STATES**

WHEREAS, St. Patrick is the patron saint of Ireland, known for bringing Christianity to Ireland and, it is said, for instilling a sense of literacy and learning that allowed Ireland to become the "isle of saints and scholars" when the rest of Europe was in the Dark Ages; and

WHEREAS, the feast day of St. Patrick is a national holiday that is given recognition outside its native land, which indicates the Irish influence throughout the world; and

WHEREAS, the modern secular holiday of St. Patrick's Day was first celebrated in America in Boston during colonial days and the first St. Patrick's Day Parade in New York City was in 1766, and now St. Patrick's Day is celebrated all over America with pride; and

WHEREAS, millions of Irish people emigrated from Ireland in the 1800s to escape brutal poverty and starvation due to the Irish potato famine, and most of those people came to America to start new lives and to embrace and contribute to a new land; and

WHEREAS, tens of thousands of Irish immigrants arrived in New England and many came to Maine, and the Irish have been an important part of Maine's culture, history and society ever since; and

WHEREAS, within a few years of their arrival in the United States and in Maine, these Irish immigrants became part of the American cultural landscape while preserving the best of their native culture, and they dedicated themselves to helping build this Nation and State; and

WHEREAS, the Maine Irish Heritage Center, housed in the former St. Dominic's Church in Portland, is dedicated to preserving the history of Irish culture in Maine; and

WHEREAS, four signers of the Declaration of Independence were Irish-born and nine signers were of Irish ancestry and 19 Presidents of the United States have proudly claimed Irish heritage, including George Washington, the father of our country; John Fitzgerald Kennedy; and Ronald Reagan; and

WHEREAS, the 44,000,000 Americans of Irish ancestry, like their forebears, continue to enrich all aspects of life in the United States, in science, education, art, agriculture, business, industry, literature, music, athletics, entertainment and military and government service; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-sixth Legislature now assembled in the First Regular Session, on behalf of the people we represent, take this opportunity to encourage the celebration of St. Patrick's Day, and, recognizing the valuable contribution to our State and to our Nation of all Irish-American citizens, we urge the citizens of the State to commend and celebrate the integrity and richness of the Irish culture.

READ.

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

Senator **CRAVEN:** Thank you Mr. President. Men and women of the Senate, I humbly request that members read the text in the Resolution because it is time that we all respected each other, no matter where we hail from, and that we all enjoy the richness that every single person and every single culture brings to this great country. I know that there is a lot of talk often about the Irish culture being drunkards and being other than what they really are. Sometimes it is hurtful. St. Patrick's Day in Ireland is a holy day. In the United States St. Patrick's Day was an initiative to have people create an event in an attempt to combat the distain and the hate with which the Irish were held. That worked, but sometimes it backfires. I ask you to read the Resolution, so I won't take up your time to do that, so that you can see the contributions that the Irish have made to this state and to this country. Today Senator Cain has graciously agreed to sing

"Danny Boy" and I really want you to listen to the song in a different way. People think this is a love song. This is a song that was written by a father whose son was going off to war. It is heartbreaking. This is an Irish boy who is going off to war. Senator Cain's going to sing it for us. Thank you.

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

Senator **CAIN:** Thank you Mr. President. A number of years ago, when I was serving in the other Body, the good Senator from Knox, Senator Mazurek, who at the time was a member of the other Body with me, and his wife visiting. She's quite Irish, as I recall. He made a request through the Speaker of the House that I would sing "Danny Boy" on the floor of the House. It has just gone from there. I appreciate the opportunity and the request of Senator Craven to do the same today. I ask, in the same spirit of reflection and celebration of St. Patrick, and offer the song.

Senator **CAIN** of Penobscot performed Danny Boy.

Oh Danny boy, the pipes, the pipes are calling
From glen to glen, and down the mountain side
The summer's gone, and all the flowers are dying
'Tis you, 'tis you must go and I must bide.
But come ye back when summer's in the meadow
Or when the valley's hushed and white with snow
'Tis I'll be here in sunshine or in shadow
Oh Danny boy, oh Danny boy, I love you so.

And if you come, when all the flowers are dying
And I am dead, as dead I well may be
You'll come and find the place where I am lying
And kneel and say an "Ave" there for me.

And I shall hear, tho' soft you tread above me
And all my dreams will warm and sweeter be
If you'll not fail to tell me that you love me
I'll simply sleep in peace until you come to me.

I'll simply sleep in peace until you come to me.

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

Senator **TUTTLE:** Thank you Mr. President. Men and women of the Senate, forgive me for not wearing green today, but for those of us of Irish decent every day is St. Patrick's Day. Mr. President, my grandmother was a Doherty, her mother was a Donovan, we came from Donegal and Sligo many years ago. We came over during the famine of the 1850's and, as I always say jokingly, we haven't stopped eating since. Mr. President, may the Lord have mercy on our souls and may St. Michael sing along and may we be dead two hours before the Devil knows we're gone. Erin go bragh. Happy St. Patrick's Day.

On motion by Senator **CRAVEN** of Androscoggin, **ADOPTED.**

Sent down for concurrence.

REPORTS OF COMMITTEES

House

Change of Committee

The Committee on **TRANSPORTATION** on Bill "An Act To Provide Vehicle Owners and Repair Facilities Access to Vehicle Diagnostic and Repair Information and Equipment"
H.P. 539 L.D. 788

Reported that the same be **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT.**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT.**

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

On motion by Senator **MAZUREK** of Knox, **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT**, in concurrence.

Ought to Pass

The Committee on **TRANSPORTATION** on Resolve, To Name Bridge Number 2975 in Kenduskeag the Kenduskeag Veterans Bridge

H.P. 387 L.D. 568

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

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED.**

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

READ ONCE.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Ought to Pass As Amended

The Committee on **TRANSPORTATION** on Resolve, Directing the Department of Transportation To Name a Bridge between Kennebunk and Kennebunkport the Mathew Lanigan Bridge (EMERGENCY)

H.P. 18 L.D. 14

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-3).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-3).**

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

READ ONCE.

Committee Amendment "A" (H-3) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Senate

Ought to Pass

Senator PATRICK for the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Allow Complainants in Disciplinary Actions To Attend Informal Conferences Held by the State Board of Nursing in Executive Session"

S.P. 158 L.D. 416

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

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

READ ONCE.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Senator LACHOWICZ for the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Establish July 27th as Maine Korean War Veteran Recognition Day" (EMERGENCY)

S.P. 91 L.D. 255

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

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

READ ONCE.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Divided Report

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Establish Uniform Quorum, Meeting and Chair Requirements for Professional and Occupational Licensing Boards"

S.P. 73 L.D. 237

Reported that the same be **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT**.

Signed:

Senators:

LACHOWICZ of Kennebec
COLLINS of York

Representatives:

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

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

Signed:

Representative:

CHENETTE of Saco

Reports **READ**.

On motion by Senator **LACHOWICZ** of Kennebec, the Majority Report **ACCEPTED** and the Bill **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT**.

Sent down for concurrence.

All matters thus acted upon, with exception of those matters being held, were ordered sent down forthwith for concurrence.

SECOND READERS

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

House

Bill "An Act To Modify Administration of the Fund Insurance Review Board"

H.P. 132 L.D. 157

Bill "An Act To Clarify Physicians' Delegation of Medical Care"

H.P. 159 L.D. 198

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

Senate

Bill "An Act To Amend the Duties of the Division of Forestry"
S.P. 117 L.D. 284

READ A SECOND TIME and PASSED TO BE ENGROSSED.

Sent down for concurrence.

All matters thus acted upon, with exception of those matters being held, were ordered sent down forthwith for concurrence.

ORDERS OF THE DAY

Unfinished Business

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

The Chair laid before the Senate the following Tabled and Later Assigned (3/12/13) matter:

Resolve, To Direct Eastern Maine Community College To Create Industry-specific Workplace Transition Educational Programming
H.P. 674 L.D. 960

Tabled - March 12, 2013, by Senator **MILLETT** of Cumberland

Pending - **REFERENCE**

(In House, March 12, 2013, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed.)

On motion by Senator **MILLETT** of Cumberland, **REFERRED** to the Joint Select Committee on **MAINE'S WORKFORCE AND ECONOMIC FUTURE**, in **NON-CONCURRENCE**.

Sent down for concurrence.

The Chair laid before the Senate the following Tabled and Later Assigned (3/14/13) matter:

Bill "An Act To Enhance Enforcement of the Mandatory Reporting of Abuse and Neglect"
S.P. 349 L.D. 1024

Tabled - March 14, 2013, by Senator **VALENTINO** of York

Pending - **REFERENCE**

(Committee on **JUDICIARY** suggested and ordered printed.)

On motion by Senator **VALENTINO** of York, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES**.

Sent down for concurrence.

The Chair laid before the Senate the following Tabled and Later Assigned (3/14/13) matter:

SENATE REPORTS - from the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Reduce Youth Cancer Risk"

S.P. 105 L.D. 272

Majority - **Ought to Pass** (8 members)

Minority - **Ought Not to Pass** (4 members)

Tabled - March 14, 2013, by Senator **JACKSON** of Aroostook

Pending - motion by Senator **CRAVEN** of Androscoggin to **ACCEPT** the Majority **OUGHT TO PASS** Report (Roll Call Ordered)

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

Senator **KATZ** of Kennebec requested and received leave of the Senate to withdraw his request for a Roll Call.

On motion by Senator **CRAVEN** of Androscoggin, the Majority **OUGHT TO PASS** Report **ACCEPTED**.
READ ONCE.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Clarify the Authority and Responsibility of Forest Rangers"

H.P. 744 L.D. 1051

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

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

Bill "An Act To Authorize a General Fund Bond Issue To Improve Intermodal Infrastructure"

H.P. 745 L.D. 1052

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

On motion by Senator **HILL** of York, **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed, in concurrence.

Bill "An Act Regarding a Retired Law Enforcement Officer Carrying a Concealed Handgun without a Permit"
H.P. 746 L.D. 1053

Bill "An Act To Prohibit Enforcement by a Federal or State Official or Others of the National Defense Authorization Act For Fiscal Year 2012"
H.P. 747 L.D. 1054

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

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

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Create a Maine Financial Education Portal"
H.P. 748 L.D. 1055

Bill "An Act To Require Local Voter Approval for Charter Schools"
H.P. 749 L.D. 1056

Bill "An Act Related to Public Funding of Charter Schools"
H.P. 750 L.D. 1057

Bill "An Act To Develop a Grant Program To Establish a Teacher-led School Model"
H.P. 775 L.D. 1106

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

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

Bill "An Act To Address Rising Electric Transmission Rates"
H.P. 753 L.D. 1060

Bill "An Act To Regulate Meteorological Data-gathering Towers in Maine"
H.P. 754 L.D. 1061

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

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

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

PAPERS FROM THE HOUSE

House Papers

Resolve, Directing the Department of Environmental Protection To Set the Motor Vehicle Fuel Volatility Level for the State
H.P. 751 L.D. 1058

Bill "An Act To Protect Maine's Environment and Natural Resources Jeopardized by Mining"
H.P. 752 L.D. 1059

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

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

Bill "An Act To Add Conditions That Qualify for Medical Marijuana Use"
H.P. 755 L.D. 1062

Bill "An Act To Remove a Conflict in the Law Restricting the Sale or Purchase of Targeted Methamphetamine Precursors" (EMERGENCY)
H.P. 756 L.D. 1063

Resolve, To Establish the Task Force on Independence from Public Assistance (EMERGENCY)
H.P. 757 L.D. 1064

Bill "An Act Regarding Patient-directed Care at the End of Life"
H.P. 758 L.D. 1065

Bill "An Act To Increase Access to Health Coverage and Qualify Maine for Federal Funding"
H.P. 759 L.D. 1066

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

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

Bill "An Act To Modify the Qualifications for a Person To Be Able To Teach Driver's Education"

H.P. 777 L.D. 1108

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

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Allow Certain Small Retail Businesses To Pass Credit and Debit Card Transaction Fees on to Consumers"

H.P. 760 L.D. 1067

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

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

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

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Establish Minimum Fuel Economy Standards for State Vehicles"

H.P. 766 L.D. 1073

Bill "An Act To Prevent the Reduction in Adoption Subsidy after an Agreement Has Been Signed by the Prospective Adoptive Parents and the Department of Health and Human Services" (EMERGENCY)

H.P. 761 L.D. 1068

Bill "An Act To Deny Employment-related Benefits to State Employees Convicted of a Felony Involving the Misuse or Theft of Government Funds"

H.P. 767 L.D. 1074

Bill "An Act To Provide a Uniform Process for the Use of Orders Awarding Parental Rights and Responsibilities To Dispose of a Child Protective Case"

H.P. 776 L.D. 1107

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

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

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

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

Bill "An Act To Clarify the Maine New Markets Capital Investment Program Tax Credit" (EMERGENCY)

H.P. 778 L.D. 1109

Bill "An Act To Provide Flexibility in the State Prevailing Wage and Benefit Rates"

H.P. 762 L.D. 1069

Bill "An Act To Simplify the Tax Code"

H.P. 779 L.D. 1110

Resolve, Directing the Department of Professional and Financial Regulation To Conduct a Sunrise Review Regarding the Proposal To License Certain Mechanical Trades

H.P. 763 L.D. 1070

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

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

Bill "An Act Regarding Qualifications for Real Estate Licensees"

H.P. 764 L.D. 1071

Bill "An Act To Allow Motorists To Proceed through an Intersection after Stopping for a Red Light"

H.P. 768 L.D. 1075

Bill "An Act To Provide Accountability in the Handling of Affordable Housing Tenants' Security Deposits"

H.P. 765 L.D. 1072

Bill "An Act To Allow for the Equalization of Truck Weights between Maine and Canada for Limited Use at the Border Crossings"

H.P. 769 L.D. 1076

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

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

Bill "An Act To Amend the Maine Clean Election Act and Campaign Finance Laws"

H.P. 770 L.D. 1077

Bill "An Act To Allow Maine's Harness Racing Industry To Compete with Casino Gaming"

H.P. 780 L.D. 1111

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

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

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

PAPERS FROM THE HOUSE

**Pursuant to Statute
Criminal Law Advisory Commission**

The **Criminal Law Advisory Commission**, pursuant to the Maine Revised Statutes, Title 17-A, section 1354, subsection 2 asked leave to report that the accompanying Bill "An Act To Amend the Maine Juvenile Code and Related Statutes"

H.P. 782 L.D. 1112

Be **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed pursuant to Joint Rule 218.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed pursuant to Joint Rule 218.

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

On motion by Senator **GERZOFISKY** of Cumberland, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed pursuant to Joint Rule 218, in concurrence.

All matters thus acted upon, with exception of those matters being held, were ordered sent down forthwith for concurrence.

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

Senator **CAIN** of Penobscot was granted unanimous consent to address the Senate off the Record.

Senator **GRATWICK** of Penobscot was granted unanimous consent to address the Senate off the Record.

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

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

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

On motion by Senator **GOODALL** of Sagadahoc, **ADJOURNED** to Thursday, March 21, 2013, at 10:00 in the morning.