

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

In Senate Chamber
Wednesday
March 27, 2013

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

Prayer by Reverend Susan Crane, Henderson Memorial Baptist
Church in Farmington.

REVEREND CRANE: Good morning. In a letter to a friend
J.R.R. Tolkien once said, "I am a Christian, so I do not expect
history to be anything but a long defeat." Though it contains
some glimpses of final victory, I expect you can all relate to that
feeling. You come here to make policy decisions, no doubt you
feel passionately about the issues and you hope that others will
agree with you, but voting yields winners and losers. When you
are on the losing side of an important issue it can feel like you are
fighting a long defeat. One step forward, two steps back. Some
days it feels like that on the front lines of ministry too. There is
another quote about history that also rings true for me. In the
words of theologian Walter Wink, "History belongs to the
intercessors who pray the future into being." Intercessors do not
pray for their side to win. Intercessors stand with the people they
represent. They stand beside the vulnerable. They stand for
what is right and just. Intercessors pray for God's plan to win.
Ultimately, this is how Tolkien's glimpses of final victory will
someday be realized. The long defeat will eventually become the
future we long for in part because we stand here today to pray it
into being. The greatest power we have to shape the future is in
the hands of the one we call on now in prayer. Let us pray.

Our Farther in Heaven, we are Your people who long for
Your ways to become our ways; for justice and righteousness to
govern our world. We turn to You now to ask for an outpouring of
grace, for it is Your grace which makes all things possible. Where
there is scarcity, inspire generosity. Where there is failure, give
us new vision. Where there is fear, help us find a path to peace.
Where people are self-serving, give us courage to choose the
way of love instead. Here in Maine, according to the road signs, it
is the way life should be. We confess, Lord, that life could be
better and we need Your help to make improvements. You know
the plans You have for us, Lord, plans for our wellbeing, not for
harm, to give us a future with hope. It is Your victory we seek
today, Lord. We know real victory may take a long time to come
and so we pray this day for Your will to be done on earth as it is in
heaven for the sake of all who dwell in this beautiful state of
Maine. Amen.

Pledge of Allegiance led by Senator Gary E. Plummer of
Cumberland County.

Reading of the Journal of Tuesday, March 26, 2013.

Doctor of the day, Lisa Letourneau, MD, MPH of Portland.

Off Record Remarks

PAPERS FROM THE HOUSE

House Paper

Bill "An Act To Strengthen Basic Telephone Service"
H.P. 548 L.D. 797

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

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

Senate at Ease.

Senate called to order by the President.

COMMUNICATIONS

The Following Communication: H.P. 825

**TOWN OF ARROWSIC
340 ARROWSIC ROAD
ARROWSIC, MAINE 04530**

March 11, 2013

Honorable Mark W. Eves
Speaker of the House
2 State House Station
Augusta, Maine 04333

Dear Speaker Eves:

As members of the Town of Arrowsic Select Board, we are
concerned over the direction of the State budget and economic
plans as laid out in the recently proposed biennial budget. Like
many small towns in Maine, Arrowsic has one primary source of
revenue - property taxes - that are assessed without regard to a
person's income and therefore unrelated to his or her ability to
pay taxes. Property taxes are the only revenue we can raise to
provide the basic services - schooling, roads, garbage collection,
emergency response - that our citizens need.

The State of Maine, on the other hand, has the power to establish a fairer tax system that takes personal and corporate income into account and that distributes the burden across wealthier and poorer towns. We have a joint responsibility to the citizens of Maine to create a State-Municipal mix of revenues and spending on services that serve our common goals and interests.

For this reason, we urge you to work with the State legislature to craft a biennial budget that fully funds the State's obligations to municipalities in terms of revenue sharing, General Assistance, and the 55% contribution to local schools that was passed by referendum. We ask that you refrain from expanding property tax exemptions, an action which reduces the Town's tax base and which exacerbates inequities in the property tax burden.

In order to do this, we recognize that the State will need to raise revenues. However, the State has the authority and instruments to do this in an equitable fashion that avoids the harsh impact that would otherwise result from shifting the burden so massively to property taxes.

S/Sukey Heard
S/Michele Gaillard
S/William Savedoff

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

READ and **PLACED ON FILE**.

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

The Following Communication: H.P. 856

**TOWN OF BENTON
BOARD OF SELECTMEN
RESOLUTION 01-13**

A RESOLUTION PROVIDING FOR:
URGING THE MAINE STATE LEGISLATURE TO CRAFT A
BIENNIAL STATE BUDGET THAT PREVENTS A SIGNIFICANT
INCREASE IN PROPERTY TAXES

BE IT RESOLVED by the Selectmen of the Town of Benton, acting as the municipal officers as follows:

WHEREAS, the Governor's proposed biennial budget includes the suspension of municipal revenue sharing and other revenue sources that would result in an estimated \$200,000.00 or more in lost revenue to the Town of Benton; and

WHEREAS, the proposed budget includes the elimination of the \$10,000 Homestead Exemption for those under 65 years of age; and

WHEREAS, the proposed budget includes changes to the Business Equipment Tax Reimbursement Program and the shifting of some commercial excise taxes from Municipalities to the State; and

WHEREAS, these proposed changes in state policy would shift a significant financial burden onto property taxpayers, which would result in an estimated \$200.00 increase in property taxes for the average Benton household owned by persons under 65 years of age with a property assessed at \$100,000.00, without corresponding cuts that would have a far-reaching and detrimental impact on essential municipal services; and

WHEREAS, the property tax implications referenced above do not include the additional tax levy from the School District as a result of the proposed biennial budget;

NOW, THEREFORE BE IT RESOLVED

THAT the Selectmen of Benton, Maine hereby urge the Maine State Legislature to craft a biennial budget compromise that considers the already high property tax burden, seeks balance, progressivity, and a comprehensive approach with respect to tax policy, and identifies alternative cost savings and tax reforms that would prevent a significant increase in property taxes and protect essential municipal services from detrimental cuts.

Read, voted on, and adopted by the Selectmen of the Town of Benton on March 18, 2013.

Benton Board of Selectmen
S/Antoine Morin
S/Melissa Patterson
S/Daniel Chamberlain

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

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

The Following Communication: H.P. 869

**MAINE SCHOOL ADMINISTRATIVE DISTRICT #49
OFFICE OF THE SUPERINTENDENT OF SCHOOLS
8 SCHOOL STREET
FAIRFIELD, MAINE 04937**

March 21, 2013

Honorable Mark W. Eves
Speaker of the House
2 State House Station
Augusta, Maine 04333

Dear Speaker Eves:

The M.S.A.D. #49 Board of School Directors, representing the towns of Albion, Benton, Clinton and Fairfield, has asked that I forward the enclosed resolution to you. The Board adopted this resolution at our meeting on March 7, 2013. We are all concerned that a permanent shift of responsibility for teacher retirement from the state to local districts will have a detrimental effect. The retirement payments must be paid at the expense of

other urgent operating costs, if necessary. The shift of net cost is not merely an accounting exercise but a structural transfer of funding responsibility. Any state subsidy directed at retirement in the current proposal would create the false impression that the state is increasing its percentage of support required by LD #1. Unfortunately, the opposite would be the clear effect.

The Board appreciates the support historically shown by our legislative representatives for education. If you have any questions, please feel free to contact me or the superintendent. Thank you.

Sincerely,

S/Steven Grenier
Chair, MSAD 49 Board of School Directors

Maine Administrative School District #49
Board of Directors

A RESOLUTION PROVIDING FOR:
URGING THE MAINE STATE LEGISLATURE TO CRAFT A
BIENNIAL STATE BUDGET THAT PREVENTS A SIGNIFICANT
INCREASE IN PROPERTY TAXES.

BE IT RESOLVED by the Board of Directors of Maine School Administrative District #49, as follows:

WHEREAS, the Governor's proposed biennial budget includes shifting more than \$28 million in retirement costs onto school districts--a cost shift the state says it will partially subsidize for now, but for which there are no guarantees for the future; and

WHEREAS, under the Maine Constitution the sole responsibility and authority for public education is given to the Maine Legislature; and

WHEREAS, more than 60 years ago, the Maine Legislature established the Maine State Retirement System, mandating that all teachers be included in the retirement system; and

WHEREAS, the teacher retirement system is a defined benefit plan where retirement benefits are determined based on earnings and years of service; and

WHEREAS, the state is proposing shifting \$28 million of the state retirement obligation to local school systems to be funded by property taxes; and

WHEREAS, the relative property wealth of individual school districts varies widely from district to district, which directly affects the amount of money which a local school district can raise for the support of education; and

WHEREAS, the state is proposing funding only 50% and not the 55% as mandated by the school funding formula.

NOW, THEREFORE, BE IT RESOLVED.

THAT the Board of Directors of School Administrative District #49, hereby urges the Maine State Legislature to craft a biennial budget compromise that considers the already high property tax

burden, and which does not add to this burden by transferring the Legislature's fiduciary responsibility for teacher retirement to local school districts, and further that the state continue to fully fund teacher retirement now and in the future.

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

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

SENATE PAPERS

Bill "An Act To Establish the Computer Crimes Unit Fund and Authorize the Department of Public Safety To Accept Donations for the Fund"

S.P. 428 L.D. 1234

Presented by Senator GERZOFKY of Cumberland. Cosponsored by Representative DION of Portland and Senator: PLUMMER of Cumberland, Representatives: CASAVANT of Biddeford, KAENRATH of South Portland, LAJOIE of Lewiston, LONG of Sherman, MARKS of Pittston, TYLER of Windham, WILSON of Augusta.

Resolve, Directing the Department of Corrections To Amend Its Rules Pertaining to Certification of Batterer Intervention Programs (EMERGENCY)

S.P. 431 L.D. 1237

Presented by Senator CAIN of Penobscot. (GOVERNOR'S BILL) Cosponsored by Representative FREDETTE of Newport.

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

Sent down for concurrence.

Bill "An Act Regarding School Construction"

S.P. 429 L.D. 1235

Presented by President ALFOND of Cumberland. Cosponsored by Representative MacDONALD of Boothbay and Senators: CRAVEN of Androscoggin, FLOOD of Kennebec, GOODALL of Sagadahoc, HASKELL of Cumberland, JACKSON of Aroostook, MILLETT of Cumberland, Representatives: CHIPMAN of Portland, MAKER of Calais.

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 Regarding Cyberbullying"
S.P. 427 L.D. 1233

Presented by Senator CRAVEN of Androscoggin.
Cosponsored by Representative GATTINE of Westbrook and
Senators: LACHOWICZ of Kennebec, VALENTINO of York,
Representatives: BEAULIEU of Auburn, CASSIDY of Lubec,
FARNSWORTH of Portland, KINNEY of Limington, LAJOIE of
Lewiston, LIBBY of Lewiston.

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 Amend the Maine Insurance Code To Ensure Fair
and Reasonable Coverage and Reimbursement of Chiropractic
Services"

S.P. 430 L.D. 1236

Presented by President ALFOND of Cumberland.
Cosponsored by Representative CAMPBELL of Orrington and
Senators: CAIN of Penobscot, GERZOFISKY of Cumberland,
HASKELL of Cumberland, TUTTLE of York, Representatives:
BECK of Waterville, HOBBSINS of Saco.

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 Improve Professional Training for Licensed Mental
Health Clinicians"

S.P. 432 L.D. 1238

Presented by Senator CAIN of Penobscot.

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**.

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

REPORTS OF COMMITTEES

Senate

Ought to Pass

Senator PATRICK for the Committee on **LABOR, COMMERCE,
RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act
To Amend the Laws Regulating Suppliers of Agricultural,
Construction, Industrial and Forestry Equipment"
S.P. 144 L.D. 364

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

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

READ ONCE.

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

Ought to Pass As Amended

Senator HASKELL for the Committee on **TAXATION** on Bill "An
Act To Provide Tax Treatment Consistency for Limited Liability
Companies and S Corporations"

S.P. 70 L.D. 234

Reported that the same **Ought to Pass as Amended by
Committee Amendment "A" (S-11)**.

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

READ ONCE.

Committee Amendment "A" (S-11) **READ** and **ADOPTED**.

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

Senator HASKELL for the Committee on **TAXATION** on Bill "An
Act To Amend the Laws Regarding Who May Appeal a
Reconsideration Decision to the Maine Board of Tax Appeals"
S.P. 161 L.D. 430

Reported that the same **Ought to Pass as Amended by
Committee Amendment "A" (S-13)**.

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

READ ONCE.

Committee Amendment "A" (S-13) **READ** and **ADOPTED**.

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

Senator HASKELL for the Committee on **TAXATION** on Bill "An
Act To Raise the Maximum 529 Plan Contribution Tax Deduction"
S.P. 168 L.D. 436

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-10).**

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

READ ONCE.

Committee Amendment "A" (S-10) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Divided Report

The Majority of the Committee on **TAXATION** on Bill "An Act To Provide a Sales Tax Exemption to Incorporated Nonprofit Performing Arts Organizations"

S.P. 47 L.D. 126

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

Signed:

Senator:

THOMAS of Somerset

Representatives:

GOODE of Bangor
BENNETT of Kennebunk
JACKSON of Oxford
KNIGHT of Livermore Falls
LIBBY of Lewiston
MAREAN of Hollis
STANLEY of Medway

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-12).**

Signed:

Senators:

HASKELL of Cumberland
MILLETT of Cumberland

Representatives:

BROOKS of Winterport
MOONEN of Portland
TIPPING-SPITZ of Orono

Reports **READ**.

Senator **HASKELL** of Cumberland moved the Senate **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report.

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

SECOND READERS

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

Senate

Bill "An Act To Allow Motor Fuel Taxable Sales Disclosure"
S.P. 76 L.D. 240

Bill "An Act To Transfer the Responsibilities of the Department of Public Safety, Maine Communications System Policy Board to the Bureau of Consolidated Emergency Communications"
S.P. 152 L.D. 372

Bill "An Act Regarding Permits for Final Disposition of Dead Human Bodies"
S.P. 224 L.D. 634

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

Sent down for concurrence.

Senate As Amended

Bill "An Act To Provide for the 2013 and 2014 Allocations of the State Ceiling on Private Activity Bonds"
S.P. 82 L.D. 246
(C "A" S-9)

Bill "An Act To Extend Funding for the Loring Job Increment Financing Fund"
S.P. 93 L.D. 260
(C "A" S-7)

Bill "An Act To Authorize the Provision of Insurance on Student Loans" (EMERGENCY)
S.P. 131 L.D. 351
(C "A" S-8)

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

Sent down for concurrence.

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

ENACTORS

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

Emergency Measure

An Act To Amend the Charter of the Ogunquit Sewer District
S.P. 32 L.D. 81
(C "A" S-5)

This being an Emergency Measure and having received the affirmative vote of 34 Members of the Senate, with no Senators having voted in the negative, and 34 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Ordered sent down forthwith.

Emergency Resolve

Resolve, Regarding Revenue from the World Acadian Congress Commemorative Registration Plate
S.P. 151 L.D. 371

This being an Emergency Measure and having received the affirmative vote of 34 Members of the Senate, with no Senators having voted in the negative, and 34 being more than two-thirds of the entire elected Membership of the Senate, was **FINALLY PASSED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Ordered sent down forthwith.

Senate at Ease.

Senate called to order by the President.

Off Record Remarks

Acts

An Act To Amend the Motor Vehicle Laws Governing Requisite Tire Size and Frame Height
S.P. 13 L.D. 21
(C "A" S-4)

An Act To Lower the Cost of Copies of Medical Records
S.P. 15 L.D. 23

An Act To Clarify Physicians' Delegation of Medical Care
H.P. 159 L.D. 198

An Act Regarding Registration and Correction of Death Information on Death Certificates
S.P. 88 L.D. 252

An Act To Reduce Reporting Responsibilities of the Department of Agriculture, Conservation and Forestry
S.P. 119 L.D. 286

An Act To Allow Young Adult Offenders To Be Confined in Juvenile Correctional Facilities and To Comply with Federal Law Requirements
S.P. 133 L.D. 353

An Act To Amend the County Jail Inspection Requirement for Nationally Accredited Facilities
S.P. 134 L.D. 354

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

Ordered sent down forthwith.

An Act To Modify Administration of the Fund Insurance Review Board
H.P. 132 L.D. 157

On motion by Senator **GOODALL** of Sagadahoc, **TABLED** until Later in Today's Session, pending **ENACTMENT**, in 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 (3/21/13) matter:

Bill "An Act To Promote the Production of Maine Beverages"
H.P. 793 L.D. 1121

Tabled - March 21, 2013, by Senator **BOYLE** of Cumberland

Pending - **REFERENCE**

(In House, March 21, 2013, **REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES** and ordered printed.)

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

The Chair laid before the Senate the following Tabled and Later Assigned (3/21/13) matter:

Bill "An Act To Establish Superior Court as the Forum in Which Appeals of Agency Decisions Must Be Taken"
H.P. 791 L.D. 1119

Tabled - March 21, 2013, by Senator **VALENTINO** of York

Pending - **REFERENCE**

(In House, March 21, 2013, **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.

The Chair laid before the Senate the following Tabled and Later Assigned (3/26/13) matter:

Bill "An Act To Prohibit Coal Tar Pavement Products"
H.P. 857 L.D. 1212

Tabled - March 26, 2013, by Senator **JACKSON** of Aroostook

Pending - motion by Senator **BOYLE** of Cumberland to **REFER** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES**, in concurrence

(In House, March 26, 2013, **REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES** and ordered printed.)

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

Senate at Ease.

Senate called to order by the President.

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

Bill "An Act To Improve Professional Training for Licensed Mental Health Clinicians"
S.P. 432 L.D. 1238

Tabled - March 27, 2013, by Senator **PATRICK** of Oxford

Pending - **REFERENCE**

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

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.

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, Streamline and Promote Fair Animal Welfare Laws"

H.P. 873 L.D. 1239

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 Promote the Safe Use and Sale of Firearms"
H.P. 874 L.D. 1240

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

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

Bill "An Act To Protect School Athletes from Head Injuries"
H.P. 875 L.D. 1241

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

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

Bill "An Act To Dissolve the Anson Water District"
H.P. 876 L.D. 1242

Bill "An Act Regarding Next Generation 9-1-1 and Making Changes in Surcharge Remittance for Certain Telecommunications Service Providers"
H.P. 877 L.D. 1243

Bill "An Act To Lower Costs to Municipalities and Reduce Energy Consumption through Increased Competition in the Municipal Street Light Market"

H.P. 885 L.D. 1251

Bill "An Act To Improve Maine's Economy and Energy Security with Solar and Wind Energy"

H.P. 886 L.D. 1252

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

Bill "An Act To Require Child Protective Services To Screen Parents of Newborn Infants" (EMERGENCY)

H.P. 878 L.D. 1244

Resolve, Directing the Department of Health and Human Services To Create a More Equitable, Transparent Resource Allocation System for Nursing Facilities Based on Residents' Needs (EMERGENCY)

H.P. 879 L.D. 1245

Bill "An Act To Promote Greater Staffing Flexibility without Compromising Safety or Quality in Nursing Facilities" (EMERGENCY)

H.P. 880 L.D. 1246

Bill "An Act To Expand Coverage of Family Planning Services"

H.P. 881 L.D. 1247

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 Establish Trail Standards in Deer Wintering Areas"

H.P. 882 L.D. 1248

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

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

Bill "An Act To Make Statutory Changes To Address Certain Conflicting Requirements of the Maine Rules of Professional Conduct and the Federal Developmental Disabilities Assistance and Bill of Rights Act of 2000 Regarding Maine's Protection and Advocacy Agency"

H.P. 883 L.D. 1249

Bill "An Act To Allow Tribal Members a Choice of Venue"

H.P. 887 L.D. 1253

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.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Revise Maine's Unemployment Compensation Laws"

H.P. 884 L.D. 1250

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

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

Bill "An Act To Increase Consumption of Maine Foods in All State Institutions"

H.P. 888 L.D. 1254

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

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

Resolve, To Provide Greater Depth and Transparency to the Review of Foregone Revenue Identified in the Biennial Tax Expenditure Report

H.P. 889 L.D. 1255

Bill "An Act To Establish Tax Fairness"

H.P. 890 L.D. 1256

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

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

Bill "An Act To Create Corridor Transit Districts"
H.P. 891 L.D. 1257

Comes 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 Laws Governing the Relationship between Alcoholic Beverage Wholesalers and Certificate of Approval Holders"
H.P. 892 L.D. 1258

Comes 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
Department of Labor**

The **Department of Labor**, pursuant to the Maine Revised Statutes, Title 5, section 8072 asked leave to report that the accompanying Resolve, Regarding Legislative Review of Portions of Chapter 17: Rules Regarding Proof of Ownership and Recruitment by Employers Employing Foreign Laborers To Operate Logging Equipment, a Major Substantive Rule of the Department of Labor (EMERGENCY)
H.P. 893 L.D. 1259

Be **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** and ordered printed pursuant to Joint Rule 218.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** and ordered printed pursuant to Joint Rule 218.

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

On motion by Senator **PATRICK** of Oxford, **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** and ordered printed pursuant to Joint Rule 218, in concurrence.

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

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

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

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

Senator **JACKSON** of Aroostook was granted unanimous consent to address the Senate off the Record.

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

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

On motion by Senator **GOODALL** of Sagadahoc, **ADJOURNED** to Thursday, March 28, 2013, at 10:00 in the morning.