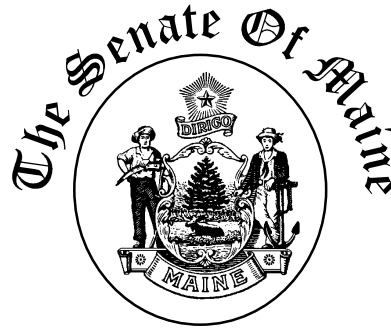


Kevin L. Raye
President of the Senate



Joseph G. Carleton, Jr.
Secretary of the Senate

One Hundred and Twenty-Fifth Legislature
Second Regular Session

Advance Journal and Calendar

28th Legislative Day

In Senate Chamber, Wednesday, March 14, 2012.

Senate called to Order by President Kevin L. Raye of Washington County.

Prayer by Pastor Susan Davenport of Grace United Methodist Church in Bangor.

Pledge of Allegiance led by Senator Justin L. Alfond of Cumberland County.

Reading of the Journal of Tuesday, March 13, 2012.

Doctor of the day, Jonathan Gasper, MD of Mount Vernon.

PAPERS FROM THE HOUSE

House Papers

(1-1) Bill "An Act To Change the Name of the Governor's Office of Energy Independence and Security"

H.P. 1386 L.D. 1872

(1-2) Bill "An Act To Provide Transparency in Electricity Pricing for Maine Ratepayers"

H.P. 1387 L.D. 1875

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

(1-3) Resolve, Creating an Honorable Service Plaque To Honor Maine Veterans

H.P. 1385 L.D. 1871

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

Joint Orders

Expressions of Legislative Sentiment recognizing:

(1-4) the following members of the Lake Region High School Girls Varsity Basketball Team, who have won the 2012 Western Class B Championship: players Allison Clark, Abby Craffey, Shannon VanLoan, Rachel Wandishin, Kate Cutting, Savannah Devoe, Sydney Hancock, Kayleigh Lepage, Kelsey Winslow, Tiana-Jo Carter, Jordan Turner and Sarah Hancock; coaches Pauline Webb, John Kohtala, Kate Callahan and Doug Banks; manager Heidi Jewett; and videographer Emily Bartlett. We extend our congratulations to the members of the team on their achievement;

HLS 1048

(1-5) the 20th Anniversary of the Khojaly Massacre in Azerbaijan, February 26, 2012. It was 20 years ago when Armenian armed forces, with the support of the armored vehicles of the Russian 366th motorized rifle regiment, attacked and occupied the besieged town of Khojaly, as part of the armed aggression and ethnic cleansing that had been taking place in that region of

Azerbaijan. When residents of Khojaly attempted to flee the conflict, they were ambushed and fired on by the Armenian and Russian troops, resulting in the massacre of 613 civilians and permanent injuries to a thousand others. We join the United States Department of State in supporting the sovereignty and territorial integrity of the Republic of Azerbaijan and we commemorate this important date to honor the lives and memories of those who died and suffered;

HLS 1049

(1-6) Brandon Berce, of St. Agatha, who was named the 2012 Young Farmer of the Year by the Maine Potato Board. Mr. Berce farms with his brother and father at Berce Farms, where they grow seed potato varieties for Frito-Lay. Mr. Berce serves on the Maine Potato Board's seed growers executive council and is also a member of Central Aroostook Young Farmers. Mr. Berce is a valuable member of his community, volunteering at the Long Lake Public Library, and he was recently appointed to the library's board of directors. He is also a member of the St. Agatha Board of Appeals. We congratulate Mr. Berce on his receiving this well-deserved honor of Young Farmer of the Year;

HLS 1050

(1-7) the members of the Deering High School Boys Basketball Team, of Portland, who won the Class A State Basketball Championship. This is the second state title in 7 years for the team. We extend our congratulations and best wishes to the team members on their achievement;

HLS 1051

(1-8) Camille and Suzanne Bolduc, of Biddeford, on the occasion of their 65th Wedding Anniversary. We extend our congratulations and best wishes to them on this very special occasion;

HLS 1052

(1-9) Fire Lieutenant Shawn Esler and Rescue Technician Eion Pelletier, of Waterville, who saved the lives of 2 individuals who were working in a room that contained dangerous levels of poisonous gas. Fire Lieutenant Esler and Rescue Technician Pelletier acted in a prompt and professional manner in a life-threatening situation by providing for the emergency medical care of the 2 individuals and safely evacuating the premises. We extend our appreciation to them for their efforts;

HLS 1053

Come from the House, **READ** and **PASSED**.

Joint Resolution

Joint Resolution in Memoriam:

WHEREAS, the Legislature has learned with deep regret of the death of:

(1-10) Rhonda L. "Roni" Thompson, of Medway, beloved wife and mother. Mrs. Thompson graduated from Schenck High School, received an associate degree from Beal College and a bachelor's degree from Husson College. She began her working career at Lincoln Pulp and Paper. She served as selectperson for the Town of Medway, and she was an outreach worker for the Literacy Center for the Town of East Millinocket, the director of Adult Education as well as GED instructor at Schenck High School and the program coordinator for the Drug Free Coalition for Millinocket Regional Hospital. She was well known for her countless hours of volunteer work. Mrs. Thompson was also a member of the Katahdin Area Rotary Club. She received the Citizen of the Year Award for the Town of Medway and the Paul Harris Fellow Good Citizenship Award from the Katahdin Area Rotary Club for her community service. She loved working in her yard and tending her flower gardens. Mrs. Thompson will be sadly missed and lovingly remembered by her family, friends and community;

HLS 1054

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

COMMUNICATIONS

(2-1) The Following Communication:

S.C. 742

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

January 30, 2012

Honorable Kevin L. Raye, President of the Senate
Honorable Robert W. Nutting, Speaker of the House
125th Legislature
State House
Augusta, Maine 04333

Dear President Raye and Speaker Nutting:

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. 1633 An Act To Increase to a Class C Crime the Failure To Report a Missing Child within 24 Hours

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

Sincerely,

S/Sen. Garrett P. Mason
Senate Chair

S/Rep. Gary E. Plummer
House Chair

(2-2) The Following Communication:

S.C. 743

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

March 9, 2012

Honorable Kevin L. Raye, President of the Senate
Honorable Robert W. Nutting, Speaker of the House
125th Legislature
State House
Augusta, Maine 04333

Dear President Raye and Speaker Nutting:

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. 1824 An Act To Provide Immunity for Prescribing and Dispensing Intranasal Naloxone Kits

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

Sincerely,

S/Sen. David R. Hastings, III
Senate Chair

S/Rep. Joan M. Nass
House Chair

(2-3) The Following Communication:

H.C. 329

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

March 13, 2012

The Honorable Joseph G. Carleton, Jr.
Secretary of the Senate
125th Maine Legislature
Augusta, Maine 04333

Dear Secretary Carleton:

The House voted today to insist on its previous action whereby it accepted the Majority Ought Not to Pass Report of the Committee on Taxation on Bill "An Act To Create an Income Tax Return Checkoff To Fund Cancer Screening, Detection and Prevention" (H.P. 916) (L.D. 1225)

Sincerely,

S/Heather J.R. Priest
Clerk of the House

(2-4) The Following Communication:

H.P. 1380

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

March 6, 2012

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

Dear Clerk Priest:

Enclosed please find my official certification to the 125th Legislature of the citizen initiative petition entitled "An Act To Allow Marriage Licenses for Same-sex Couples and Protect Religious Freedom."

Sincerely,

S/Charles E. Summers, Jr.
Secretary of State

**STATE OF MAINE
SECRETARY OF STATE**

I, Charles E. Summers, Jr., Secretary of State, hereby certify that written petitions bearing signatures of 85,216 electors of this State were addressed to the Legislature of the State of Maine and were filed in the office of the Secretary of State on January 26, 2012, requesting that the Legislature consider an act entitled, "An Act To Allow Marriage Licenses for Same-sex Couples and Protect Religious Freedom."

I further certify that the number of signatures submitted is in excess of ten percent of the total votes cast in the last gubernatorial election preceding the filing of such petitions, as required by Article IV, Part Third, Section 18 of the Constitution of Maine, that number being 57,277.

I further certify this initiative petition to be valid and attach herewith the text of the legislation circulated on the petition's behalf.

In testimony whereof, I have caused the Great Seal of the State of Maine to be hereunto affixed. Given under my hand at Augusta on the sixth day of March in the year two thousand and twelve.

S/CHARLES E. SUMMERS, JR.
Secretary of State

Comes from the House, **READ** and **ORDERED PLACED ON FILE**.

The accompanying Bill "An Act To Allow Marriage Licenses for Same-sex Couples and Protect Religious Freedom"

I.B. 3 L.D. 1860

Comes from the House, with the Bill and accompanying papers **INDEFINITELY POSTPONED.**

SENATE PAPERS

(3-1) Bill "An Act To Clarify Authorized Associations of Veterinary Practice"

S.P. 656 L.D. 1877

Presented by Senator GOODALL of Sagadahoc.

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

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

ORDERS

Joint Orders

Expressions of Legislative Sentiment recognizing:

(4-1) Ferguson Calder, of Calais, on the occasion of his retirement after 26 years of owning and operating *The Calais Advertiser*. Mr. Calder, originally from Scotland, traveled around the world working as an engineer. He moved to Calais in 1978 to work at Point Lepreau in New Brunswick. He and his family returned to the area a few years later to become business owners. Mr. Calder and his wife Maureen bought the former Cracker Barrel sandwich shop in Calais and later the weekly newspaper *The Calais Advertiser*. On December 20, 2011, Mr. Calder sold the paper. He and his wife look forward to traveling and spending more time with their daughters and their families. We send Mr. Calder our appreciation for his contributions to the Calais community and to the State. We congratulate him on his retirement and send him our best wishes on his future endeavors;

SLS 597

Sponsored by President RAYE of Washington.

Cosponsored by Representatives: BURNS of Whiting, MAKER of Calais, McFADDEN of Dennysville, SOCTOMAH of the Passamaquoddy Tribe, TURNER of Burlington.

(4-2) the members of the Messalonskee High School Hockey Team, of Oakland, who won the Class B Regional Championship. The team is coached by Mike Latendresse. We extend our congratulations and best wishes to the team members on their achievement;

SLS 599

Sponsored by Senator KATZ of Kennebec.

Cosponsored by Senators: SAVIELLO of Franklin, THOMAS of Somerset, Representatives: BECK of Waterville, COTTA of China, JOHNSON of Greenville, KESCHL of Belgrade, Speaker NUTTING of Oakland, PICCHIOTTI of Fairfield.

(4-3) the following members of the Washburn District High School Girls Basketball Team, who have won the 2012 Class D State Championship: players Olivia Doody, Maegan Fitzpatrick, Rayah Saucier, Carmen Bragg, Taylor Thompson, Carsyn Koch, Nicole Olson, Lucia Bragg, Catelyn Coloumbe, Hannah Heald, Stacy Landry, Joan Overman, Tyra Shaw and MacKenzie Worcester; head coach Michael Carlos; assistant coach Tammy Tatlock; equipment manager Owen James; and managers Rachel Rossignol and Marlaina Spooner. We congratulate the members of the team on their achievement and send them our best wishes;

SLS 600

Sponsored by Senator JACKSON of Aroostook.

Cosponsored by Representative: WILLETTE of Mapleton.

(4-4) Corey Thompson, of Charleston, who is the recipient of a President's Volunteer Service Award. The award honors Americans of all ages who have volunteered significant amounts of their time to serve their communities and their country and is given by The Prudential Spirit of Community Awards program on behalf of President Barack Obama. Corey is a senior at Foxcroft Academy. He received the award for his work with National Youth Leadership Training. He is also involved in many extracurricular activities at Foxcroft Academy and is an Eagle Scout. We extend our congratulations and best wishes to Corey on his receiving this prestigious award;

SLS 601

Sponsored by Senator THOMAS of Somerset.

Cosponsored by Senator: PLOWMAN of Penobscot, Representatives: DAVIS of Sangerville, WALLACE of Dexter.

Joint Resolution

Joint Resolution in Memoriam:

WHEREAS, the Legislature has learned with deep regret of the death of:

(4-5) Hermel Martin, of St. Francis, beloved husband, father and grandfather. Mr. Martin served in the United States Army during World War II, earning the EAME Campaign Medal for

his duty in Central Europe. Mr. Martin was a member and past commander of St. Francis American Legion Jandreau-Connors Post No. 180 and a member of Fort Kent Veterans of Foreign Wars Lozier-O'Grady Post No. 9609. Mr. Martin will be sadly missed by his loving family and friends;

SLS 598

Sponsored by Senator JACKSON of Aroostook.
Cosponsored by Representative: MARTIN of Eagle Lake.

REPORTS OF COMMITTEES

House

Ought to Pass

(5-1) The Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Resolve, Regarding Legislative Review of Portions of Chapter 378: Variance Criteria for the Excavation of Rock, Borrow, Topsoil, Clay or Silt and Performance Standards for the Storage of Petroleum Products, a Major Substantive Rule of the Department of Environmental Protection (EMERGENCY)

H.P. 1320 L.D. 1794

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

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

Ought to Pass As Amended

(5-2) The Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on 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

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-760)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-760)**.

(5-3) The Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Require Carbon Monoxide Detectors in Additional Residential Facilities"

H.P. 1286 L.D. 1744

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-761)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-761)**.

(5-4) The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Resolve, Regarding Legislative Review of Chapter 140: Public Charter Schools, a Major Substantive Rule of the Department of Education (EMERGENCY)

H.P. 1308 L.D. 1783

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-759)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-759)**.

(5-5) The Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act To Repeal the Requirement That Canadian Big Game or Wild Turkey Hunters Be Accompanied by Guides Licensed in the State"

H.P. 1310 L.D. 1785

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-766)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-766)**.

(5-6) The Committee on **TAXATION** on Bill "An Act To Amend the Law Governing Abatements of Property Taxes for Infirmary or Poverty"

H.P. 1245 L.D. 1693

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-754)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-754)**.

(5-7) The Committee on **TAXATION** on Bill "An Act Concerning Technical Changes to the Tax Laws"

H.P. 1293 L.D. 1752

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-767)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-767)**.

(5-8) The Committee on **TRANSPORTATION** on Bill "An Act To Amend the Motor Vehicle Laws"

H.P. 1262 L.D. 1710

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-763)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-763)**.

Divided Report

(5-9) The Majority of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Establish Certain Crimes Relating to Missing or Deceased Children"

H.P. 1224 L.D. 1634

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

Signed:

Senators:

MASON of Androscoggin
GERZOFSKY of Cumberland
WHITTEMORE of Somerset

Representatives:

PLUMMER of Windham
BURNS of Whiting
CLARKE of Bath
HANLEY of Gardiner
HASKELL of Portland
LAJOIE of Lewiston
LONG of Sherman
MORISSETTE of Winslow
SANDERSON of Chelsea

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-762)**.

Signed:

Representative:

BLODGETT of Augusta

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

Divided Report

(5-10) The Majority of the Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Resolve, Regarding Legislative Review of Portions of Chapter 305: Permit by Rule, a Major Substantive Rule of the Department of Environmental Protection (EMERGENCY)

H.P. 1323 L.D. 1797

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

Signed:

Senators:

SAVIELLO of Franklin
GOODALL of Sagadahoc

SHERMAN of Aroostook

Representatives:

HAMPER of Oxford
AYOTTE of Caswell
DUCHESNE of Hudson
HARLOW of Portland
INNES of Yarmouth
KNAPP of Gorham
NASS of Acton
PARKER of Veazie
WELSH of Rockport

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-751)**.

Signed:

Representative:

LONG of Sherman

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

Divided Report

(5-11) The Majority of the Committee on **TAXATION** on Bill "An Act To Amend the Law Regarding the Sale of Wood Pellets" (EMERGENCY)

H.P. 1219 L.D. 1610

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-727)**.

Signed:

Senators:

COURTNEY of York
HASTINGS of Oxford
WOODBURY of Cumberland

Representatives:

KNIGHT of Livermore Falls
BENNETT of Kennebunk
BICKFORD of Auburn
HARMON of Palermo

PILON of Saco
WATERHOUSE of Bridgton
WEAVER of York

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "B" (H-728)**.

Signed:

Representatives:

BERRY of Bowdoinham
BRYANT of Windham
FLEMINGS of Bar Harbor

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-727)** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-727) AS AMENDED BY HOUSE AMENDMENT "A" (H-755)** thereto.

Senate

Ought to Pass As Amended

(5-12) Senator SAVIELLO for the Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act To Clarify the Site Location of Development Laws Regarding Exemptions for Previously Developed Sites"

S.P. 547 L.D. 1648

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-434)**.

(5-13) Senator HASTINGS for the Committee on **JUDICIARY** on Bill "An Act To Repeal the Automatic Suspension of Child Support Obligations" (EMERGENCY)

S.P. 549 L.D. 1650

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-435)**.

Divided Report

(5-14) The Majority of the Committee on **JUDICIARY** on Bill "An Act To Create Efficiencies in Cases Concerning Court-ordered Child Contact and Care by Providing for Parent Education"
S.P. 621 L.D. 1801

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

Signed:

Senators:

HASTINGS of Oxford
DILL of Cumberland

Representatives:

NASS of Acton
BEAULIEU of Auburn
FOSSEL of Alna
SARTY of Denmark
WATERHOUSE of Bridgton

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-433)**.

Signed:

Senator:

WOODBURY of Cumberland

Representatives:

MALONEY of Augusta
MONAGHAN-DERRIG of Cape Elizabeth
MOULTON of York
PRIEST of Brunswick
ROCHELO of Biddeford

Divided Report

(5-15) The Majority of the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Increase Penalties for Certain Violations of the Campaign Reports and Financing Laws"
S.P. 383 L.D. 1262

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

Signed:

Senators:

FARNHAM of Penobscot
PLOWMAN of Penobscot

Representatives:

BEAULIEU of Auburn
CROCKETT of Bethel
DAMON of Bangor
JOHNSON of Eddington
WILLETTE of Presque Isle

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-432)**.

Signed:

Senator:

PATRICK of Oxford

Representatives:

CAREY of Lewiston
CHIPMAN of Portland
LONGSTAFF of Waterville
RUSSELL of Portland
VALENTINO of Saco

SECOND READERS

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

House As Amended

(6-1) Bill "An Act To Strengthen Maine's Election Laws by Requiring Photograph Identification for the Purpose of Voting"

H.P. 176 L.D. 199
(C "B" H-733)

(6-2) Bill "An Act To Amend the Law Relating to Concealed Firearms Locked in Vehicles"

H.P. 1212 L.D. 1603
(C "A" H-739)

(6-3) Bill "An Act To Provide Funding To Operate the Dolby Landfill in the Town of East Millinocket"

H.P. 1235 L.D. 1683
(C "A" H-750)

(6-4) 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
(C "A" H-749)

(6-5) Bill "An Act To Make Minor Adjustments to Laws Administered by the Department of Environmental Protection"

H.P. 1283 L.D. 1738
(C "A" H-752)

(6-6) Bill "An Act To Protect Homeowners Subject to Foreclosure by Requiring the Foreclosing Entity To Provide the Court with Original Documents"

H.P. 128 L.D. 145
(S "A" S-426 to C "B" H-721)

(6-7) Resolve, To Create a License Plate To Recognize the 2014 World Acadian Congress

H.P. 1220 L.D. 1611
(S "A" S-437 to C "A" H-742)

(6-8) Resolve, Regarding Legislative Review of Portions of Chapter 64: Maine School Facilities Program and School Revolving Renovation Fund, a Major Substantive Rule of the Department of Education and the Maine Municipal Bond Bank (EMERGENCY)

H.P. 1313 L.D. 1788
(S "A" S-436 to C "A" H-741)

Senate

(6-9) Bill "An Act To Direct the Commissioner of Education To Adopt a Model Policy Regarding Management of Head Injuries in School Activities and Athletics" (EMERGENCY)
S.P. 654 L.D. 1873

Senate As Amended

(6-10) 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
(C "A" S-428)

(6-11) 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
(C "A" S-398)

(6-12) Bill "An Act To Update the Powers and Duties of the Bureau of Maine Veterans' Services"

S.P. 584 L.D. 1719
(C "A" S-430)

(6-13) Bill "An Act To Protect Public Safety in the Operation of Casinos" (EMERGENCY)

S.P. 632 L.D. 1828
(C "A" S-431)

ENACTORS

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

Emergency Measure

(7-1) An Act To Address the Documented Educational and Rehabilitation Needs of Persons Who Are Blind or Visually Impaired

H.P. 572 L.D. 765
(C "B" H-737)

Emergency Measure

(7-2) An Act To Prohibit Municipalities from Imposing Fees on Ice Fishing Shacks

H.P. 1288 L.D. 1747
(C "A" H-734)

Emergency Measure

(7-3) An Act To Implement the Recommendations of the Department of Health and Human Services and the Maine Developmental Disabilities Council Regarding Respectful Language

S.P. 640 L.D. 1845

Emergency Resolve

(7-4) Resolve, Regarding Legislative Review of Portions of Chapter 815: Consumer Protection Standards for Electric and Gas Transmission and Distribution Utilities, a Major Substantive Rule of the Public Utilities Commission

H.P. 1316 L.D. 1791

Emergency Resolve

(7-5) Resolve, To Establish a Response Team To Facilitate the Redevelopment of Unoccupied Mills and Other Unoccupied Buildings

S.P. 574 L.D. 1675
(C "A" S-412)

Comes From the House, **FAILED FINAL PASSAGE.**

Acts

(7-6) An Act To Prohibit Bullying and Cyberbullying in Schools

H.P. 928 L.D. 1237
(C "B" H-745)

(7-7) An Act Regarding the Filing of Birth, Death and Marriage Data

S.P. 537 L.D. 1627
(C "A" S-419)

(7-8) 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
(C "A" S-423)

(7-9) An Act Regarding Subrogation of Medical Payments Coverage

H.P. 1303 L.D. 1769

(7-10) An Act To Establish "The Dirigo March" as the Official March of the State

S.P. 627 L.D. 1815
(C "A" S-418)

ORDERS OF THE DAY

Unfinished Business

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

1.

Tabled and Later Assigned (2/7/12)

JOINT RESOLUTION - memorializing James Carignan, of Lewiston
SLS 559

Tabled - February 7, 2012, by Senator **ALFOND** of Cumberland

Pending - **ADOPTION**

(In Senate, February 7, 2012, **READ.**)

2.

Tabled and Later Assigned (2/28/12)

HOUSE REPORTS - from the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Amend the Labor Laws Relating to Certain Agricultural Employees"

H.P. 898 L.D. 1207

Majority - Ought Not to Pass (7 members)

Minority - Ought to Pass as Amended by Committee Amendment "B" (H-691) (6 members)

Tabled - February 28, 2012, by Senator **RECTOR** of Knox

Pending - **ACCEPTANCE OF EITHER REPORT**

(In House, February 23, 2012, Minority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (H-691).**)

(In Senate, February 28, 2012, Reports **READ.**)

3.

Tabled and Later Assigned (2/28/12)

SENATE REPORTS - from the Committee on **JUDICIARY** on Bill "An Act To Amend the Laws Governing the Deference Afforded to Agency Decisions"

S.P. 493 L.D. 1546

Majority - Ought to Pass as Amended by Committee Amendment "A" (S-394) (8 members)

Minority - Ought Not to Pass (5 members)

Tabled - February 28, 2012, by Senator **HASTINGS** of Oxford

Pending - motion by same Senator to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report

(In Senate, February 28, 2012, Reports **READ.**)

4.

Tabled and Later Assigned (3/12/12)

HOUSE REPORTS - from the Committee on **INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Require Advance Review and Approval of Certain Small Group Health Insurance Rate Increases and To Implement the Requirements of the Federal Patient Protection and Affordable Care Act"

H.P. 877 L.D. 1179

Majority - Ought Not to Pass (7 members)

Minority - Ought to Pass as Amended by Committee Amendment "A" (H-725) (6 members)

Tabled - March 12, 2012, by Senator **COURTNEY** of York

Pending - motion by Senator **WHITTEMORE** of Somerset to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report, in concurrence (Roll Call Ordered)

(In House, March 8, 2012, Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.)

(In Senate, March 12, 2012, Reports **READ**.)

5.

Tabled and Later Assigned (3/12/12)

HOUSE REPORTS - from the Committee on **INSURANCE AND FINANCIAL SERVICES** on Bill "An Act Regarding Insurance Adjusters and Reporting Requirements for Insurance Companies"

H.P. 1305 L.D. 1773

Majority - Ought to Pass as Amended by Committee Amendment "A" (H-735) (8 members)

Minority - Ought Not to Pass (5 members)

Tabled - March 12, 2012, by Senator **COURTNEY** of York

Pending - motion by Senator **WHITTEMORE** of Somerset to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence (Roll Call Ordered)

(In House, March 8, 2012, Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-735)**.)

(In Senate, March 12, 2012, Reports **READ**.)

6.

Tabled and Later Assigned (3/12/12)

SENATE REPORTS - from the Committee on **TAXATION** on Bill "An Act To Provide Tax Relief for Maine's Citizens by Reducing Income Taxes"

S.P. 252 L.D. 849

Majority - Ought to Pass as Amended by Committee Amendment "C" (S-427) (8 members)

Minority - Ought Not to Pass (3 members)

Tabled - March 12, 2012, by Senator **COURTNEY** of York

Pending - motion by same Senator to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report

(In Senate, March 12, 2012, Reports **READ**.)

7.

Tabled and Later Assigned (3/13/12)

HOUSE REPORTS - from the Committee on **INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Limit Health Care Mandates"

H.P. 649 L.D. 882

Majority - Ought to Pass as Amended by Committee Amendment "A" (H-723) (7 members)

Minority - Ought Not to Pass (6 members)

Tabled - March 13, 2012, by Senator **WHITTEMORE** of Somerset

Pending - motion by same Senator to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence

(In House, March 12, 2012, Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-723)**.)

(In Senate, March 13, 2012, Reports **READ**.)

SPECIAL APPROPRIATIONS TABLE

L.D. 52 - H.P. 45 (C "A" H-694)
L.D. 213 - S.P. 64 (C "B" S-372)
L.D. 234 - H.P. 187 (C "B" H-687)
L.D. 627 - H.P. 457 (C "A" H-699)
L.D. 637 - H.P. 467 (C "B" H-683)
L.D. 1164 - H.P. 862 (C "A" H-710)
L.D. 1655 - S.P. 554 (C "A" S-383)
L.D. 1667 - S.P. 566 (C "A" S-417)
L.D. 1685 - H.P. 1237 (H "A" H-744 to C "A" H-732)
L.D. 1779 - S.P. 616 (C "A" S-416)

SPECIAL HIGHWAY TABLE

L.D. 1699 - H.P. 1251 (C "A" H-724)

STATE OF MAINE

ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE

SECOND REGULAR SESSION

SENATE ADVANCED JOURNAL AND CALENDAR

Wednesday, March 14, 2012

SUPPLEMENT NO. 1

PAPERS FROM THE HOUSE

House Papers

(1-1) Resolve, Establishing Surface Use Restrictions on Great Meadow Stream and the Northern Portion of North Bay on Great Pond (EMERGENCY)

H.P. 1388 L.D. 1876

Committee on **INLAND FISHERIES AND WILDLIFE** suggested and ordered printed.

Comes from the House, with the Resolve and accompanying papers **INDEFINITELY POSTPONED**.

(1-2) Bill "An Act To Allow Reimbursement and Abatement of Property Taxes Paid or Owed on a Primary Residence Destroyed by Fire"

H.P. 1389 L.D. 1878

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

(1-3) Bill "An Act To Treat Party Formation Committees the Same as Ballot Question Committees for Purposes of the Campaign Finance Laws"

H.P. 1391 L.D. 1879

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