

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

In Senate Chamber
Wednesday
January 7, 2009

Senate called to order by President Elizabeth H. Mitchell of
Kennebec County.

Prayer by Reverend Dr. Thomas L. Blackstone, Green Street
United Methodist Church of Augusta.

REVEREND BLACKSTONE: Will you join me in prayer. Gracious and faithful God, here are Your children who assemble this morning in this new year to do the business of the people of the state of Maine. It is a time when hearts are troubled for the welfare of our most vulnerable citizens who woke up this morning in houses that were too cold, to eat from tables that were too empty, and to go to schools and work places that are struggling. It is a troubled time for our economy but we are, as ever, a people of persistent hope, unlimited industry, and compassionate generosity. On behalf of all communities of faith I ask You to inspire the souls of those in this room this morning. Honor their bold belief that ideas matter, that democracy and dialog are worth the time and effort, and that the pounding of a gavel in Augusta can improve the health, education, and welfare of boys and girls in Rumford, senior citizens in Buxton, caregivers in Old Town, farmers in Caribou, shipbuilders in East Boothbay, and fishermen in Milbridge. Forgive our faults and failures. We know that we are flawed creatures, that in days past we have dreamed too little and surrendered our ideals to quickly, but on this day and in this place may our best qualities emerge to cease the opportunities that always dwell in the midst of crisis.

Bless especially President Mitchell as she promotes the cooperation and fashions the compromises that will become the enduring legacy of the 124th session. May she inspire in her colleagues of both parties the innovation and openness that the times require. We place ourselves, our visions, and our agendas in Your strong work-worn hands. Amen.

Pledge of Allegiance led by Senator Seth A. Goodall of
Sagadahoc County.

Reading of the Journal of Wednesday, December 3, 2008.

Doctor of the day, Dr. Judith Chamberlain, MD of Brunswick.

Off Record Remarks

Out of order and under suspension of the Rules, on motion by
Senator **BARTLETT** of Cumberland, the following Joint Order:
S.P. 22

Ordered, the House concurring, that when the House and Senate
adjourn, they do so until Tuesday, January 13, 2009, at 10:00 the
morning.

READ and PASSED.

Ordered sent down forthwith for concurrence.

COMMUNICATIONS

The Following Communication: S.C. 5

**124th LEGISLATURE
OFFICE OF THE PRESIDENT
3 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0003**

December 5, 2008

Honorable Joy O'Brien
Secretary of the Senate
3 State House Station
Augusta, ME 04333

Dear Secretary O'Brien:

Pursuant to my authority under Governor's Executive Order 20,
FY08/09, I am pleased to appoint the following Senators to the
Governor's Ocean Energy Task Force:

Senator Barry Hobbins of York County
Senator Kevin Raye of Washington County

Please let me know if you have any questions regarding these
appointments.

Sincerely,

S/Elizabeth Mitchell
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 6

**124th LEGISLATURE
OFFICE OF THE PRESIDENT
3 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0003**

December 19, 2008

The Honorable Joy J. O'Brien
Secretary of the Senate
3 State House Station
Augusta, ME 04333

Dear Secretary O'Brien:

Pursuant to my authority under Senate Rule 201.3, I have made the following appointments to various Joint Standing Committees.

Agriculture, Conservation and Forestry

John M. Nutting, Chair (D-Androscoggin)
Bruce Bryant (D-Oxford)
Roger L. Sherman (R-Aroostook)

Appropriations and Financial Affairs

Bill Diamond, Chair (D-Cumberland)
Margaret M. Craven (D-Androscoggin)
Richard W. Rosen (R-Hancock)

Business, Research and Economic Development

Elizabeth M. Schneider, Chair (D-Penobscot)
Nancy B. Sullivan (D-York)
Christopher W. Rector (R-Knox)

Criminal Justice & Public Safety

Stan Gerzofsky, Chair (D-Cumberland)
John M. Nutting (D-Androscoggin)
Gerald M. Davis (R-Cumberland)

Education and Cultural Affairs

Justin L. Alfond, Chair (D-Cumberland)
Elizabeth M. Schneider (D-Penobscot)
Carol Weston (R-Waldo)

Health and Human Services

Joseph C. Brannigan, Chair (D-Cumberland)
Lisa T. Marraché (D-Kennebec)
Peter Mills (R-Somerset)

Inland Fisheries and Wildlife

Bruce S. Bryant, Chair (D-Oxford)
Troy Dale Jackson (D-Aroostook)
A. David Trahan (R-Lincoln)

Insurance and Financial Services

Peter B. Bowman, Chair (D-York)
Justin L. Alfond (D-Cumberland)
Earle L. McCormick (R-Kennebec)

Judiciary

Lawrence Bliss, Chair (D-Cumberland)
Barry J. Hobbins (D-York)
David R. Hastings III (R-Oxford)

Labor

Troy Dale Jackson, Chair (D-Aroostook)
Stan Gerzofsky (D-Cumberland)
Peter Mills (R-Somerset)

Legal and Veterans Affairs

Nancy B. Sullivan, Chair (D-York)

Seth A. Goodall (D-Sagadahoc)
Debra D. Plowman (R-Penobscot)

Marine Resources

Dennis S. Damon, Chair (D-Hancock)
Nancy B. Sullivan (D-York)
Christopher W. Rector (R-Knox)

Natural Resources

Seth A. Goodall, Chair (D-Sagadahoc)
Deborah L. Simpson (D-Androscoggin)
Douglas M. Smith (R-Piscataquis)

State and Local Government

Deborah L. Simpson, Chair (D-Androscoggin)
Troy Dale Jackson (D-Aroostook)
Jonathan T. E. Courtney (R-York)

Taxation

Joseph C. Perry, Chair (D-Penobscot)
Lawrence Bliss (D-Cumberland)
Richard A. Nass (R-York)

Transportation

Dennis S. Damon, Chair (D-Hancock)
Joseph C. Perry (D-Penobscot)
Walter R. Gooley (R-Franklin)

Utilities and Energy

Barry J. Hobbins, Chair (D-York)
Peter B. Bowman (D-York)
Roger L. Sherman (R-Aroostook)

Sincerely,

S/Elizabeth H. Mitchell
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 7

**124th LEGISLATURE
OFFICE OF THE PRESIDENT
3 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0003**

December 19, 2008

Honorable Joy O'Brien
Secretary of the Senate
3 State House Station
Augusta, ME 04333

Dear Secretary O'Brien:

Pursuant to my authority under Joint Rule 371, I am pleased to appoint the following people to the Government Oversight Committee, the committee having oversight responsibility for the Office of Program Evaluation and Government Accountability:

Senator Deborah L. Simpson of Androscoggin, Chair
Senator Bill Diamond of Cumberland
Senator Joseph C. Brannigan of Cumberland
Senator Richard A. Nass of York
Senator Earle L. McCormick of Kennebec
Senator A. David Trahan of Lincoln

If you have any questions regarding these appointments, please contact my office.

Sincerely,

S/Elizabeth H. Mitchell
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 8

**124th LEGISLATURE
OFFICE OF THE PRESIDENT
3 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0003**

December 19, 2008

The Honorable Joy J. O'Brien
Secretary of the Senate
3 State House Station
Augusta, ME 04333

Dear Secretary O'Brien:

Pursuant to my authority under Joint Rule 354, I have made the following appointments to the Joint Select Committee on Joint Rules:

Senator Philip L. Bartlett II of Cumberland, Chair
Senator Lisa T. Marraché of Kennebec
Senator Bill Diamond of Cumberland
Senator Kevin Raye of Washington
Senator Jonathan T. E. Courtney of York

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

Sincerely,

S/Elizabeth H. Mitchell
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 9

**124th LEGISLATURE
OFFICE OF THE PRESIDENT
3 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0003**

December 19, 2008

The Honorable Joy J. O'Brien
Secretary of the Senate
3 State House Station
Augusta, ME 04333

Dear Secretary O'Brien:

Pursuant to my authority under Senate Rule 201.5, I have made the following appointments to the Committee on Bills in the Second Reading:

Senator Dennis S. Damon of Hancock, Chair
Senator Troy Dale Jackson of Aroostook
Senator Walter R. Gooley of Franklin
Senator Gerald M. Davis of Cumberland
If you have any questions, please do not hesitate to contact me.

Sincerely,

S/Elizabeth H. Mitchell
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 10

**124th LEGISLATURE
OFFICE OF THE PRESIDENT
3 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0003**

December 19, 2008

The Honorable Joy J. O'Brien
Secretary of the Senate
3 State House Station
Augusta, ME 04333

Dear Secretary O'Brien:

Pursuant to my authority under Senate Rule 201.5, I have made the following appointments to the Committee on Engrossed Bills:

Senator Joseph C. Perry of Penobscot, Chair
Senator Elizabeth Schneider of Penobscot
Senator Peter Mills of Somerset
Senator A. David Trahan of Lincoln

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

Sincerely,

S/Elizabeth H. Mitchell
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 11

**124th LEGISLATURE
OFFICE OF THE PRESIDENT
3 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0003**

December 23, 2008

Honorable Joy J. O'Brien
Secretary of the Senate
3 State House Station
Augusta, ME 04333

Dear Secretary O'Brien:

Pursuant to my authority under Senate Order 2, I have made the following appointments to the Committee on Senatorial Vote:

Senator Philip L. Bartlett II of Cumberland, Chair
Senator Bruce S. Bryant of Oxford
Senator Peter B. Bowman of York
Senator Seth A. Goodall of Sagadahoc
Senator Kevin L. Raye of Washington
Senator Jonathan Courtney of York
Senator Debra D. Plowman of Penobscot

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

Sincerely,

S/Elizabeth H. Mitchell
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 12

**124th LEGISLATURE
OFFICE OF THE PRESIDENT
3 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0003**

December 23, 2008

The Honorable Joy J. O'Brien
Secretary of the Senate
3 State House Station
Augusta, ME 04333

Dear Secretary O'Brien:

Pursuant to my authority under Senate Order 4, I have made the following appointments to the Committee on Senate Rules:

Senator Philip L. Bartlett II of Cumberland, Chair
Senator Lisa T. Marraché of Kennebec
Senator Bill Diamond of Cumberland
Senator Kevin L. Raye of Washington
Senator Jonathan Courtney of York

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

Sincerely,

S/Elizabeth H. Mitchell
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 13

**124th LEGISLATURE
OFFICE OF THE PRESIDENT
3 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0003**

December 28, 2008

The Honorable Joy J. O'Brien
Secretary of the Senate
3 State House Station
Augusta, ME 04333

Dear Secretary O'Brien:

Pursuant to my authority under Senate Rule 201.6, I have made the following appointments to the Committee on Conduct and Ethics:

Senator Barry J. Hobbins of York, Chair
Senator Lawrence Bliss of Cumberland
Senator Deborah L. Simpson of Androscoggin
Senator Richard W. Rosen of Hancock
Senator David R. Hastings III of Oxford

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

Sincerely,

S/Elizabeth H. Mitchell
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 14

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

Veronica Magnan (D-Stockton Springs)
Richard M. Sykes (R-Harrison)*
Christian D. Greeley (R-Levant)
Gary E. Plummer (R-Windham)
David C. Burns (R-Whiting)

TO: Honorable Joy J. O'Brien
Secretary of the Senate

FROM: S/Hannah M. Pingree
Speaker of the House

DATE: December 19, 2008

RE: Committee Appointments
124th Legislature

Pursuant to my authority under House Rule 201.1(l)(a), I have made the following appointments to the various Joint Standing Committees:

Agriculture, Conservation and Forestry

Wendy Pieh, Chair (D-Bremen)
Nancy E. Smith (D-Monmouth)
Benjamin Marriner Pratt (D-Eddington)
Leila J. Percy (D-Phippsburg)
Peter S. Kent (D-Woolwich)
Jeff M. McCabe (D-Skowhegan)
Andrew Roesing O'Brien (D-Lincolntonville)
Peter E. Edgecomb (R-Caribou)*
Dean A. Cray (R-Palmyra)
Jeffery Allen Gifford (R-Lincoln)

Appropriations and Financial Affairs

Emily Ann Cain, Chair (D-Orono)
John L. Martin (D-Eagle Lake)
David Webster (D-Freeport)
Margaret R. Rotundo (D-Lewiston)
Elizabeth S. Miller (D-Somerville)
Gary A. Connor (D-Kennebunk)
H. Sawin Millett, Jr. (R-Waterford)*
Robert W. Nutting (R-Oakland)
Patrick S. A. Flood (R-Winthrop)
John C. Robinson (R-Raymond)

Business, Research and Economic Development

Nancy E. Smith, Chair (D-Monmouth)
Richard C. Cleary (D-Houlton)
W. Bruce MacDonald (D-Boothbay)
Thomas J. Wright (D-Berwick)
Joan F. Cohen (D-Portland)
Robert B. Hunt (D-Buxton)
James R. Martin (D-Orono)
Jayne Crosby Giles (R-Belfast)*
Susan M. W. Austin (R-Gray)
Kerri L. Prescott (R-Topsham)

Criminal Justice and Public Safety

Anne M. Haskell, Chair (D-Portland)
Stephen P. Hanley (D-Gardiner)
Walter A. Wheeler, Sr. (D-Kittery)
James M. Schatz (D-Blue Hill)
Michel A. Lajoie (D-Lewiston)

Education and Cultural Affairs

Patricia B. Sutherland, Chair (D-Chapman)
Edward D. Finch (D-Fairfield)
Alan M. Casavant (D-Biddeford)
Richard V. Wagner (D-Lewiston)
Stephen D. Lovejoy (D-Portland)
Mary Pennell Nelson (D-Falmouth)
Helen Rankin (D-Hiram)
David E. Richardson (R-Carmel)*
Howard E. McFadden (R-Dennysville)
Peter B. Johnson (R-Greenville)

Health and Human Services

Anne C. Perry, Chair (D-Calais)
Patricia Jones (D-Mount Vernon)
Mark Eves (D-North Berwick)
Matthew J. Peterson (D-Rumford)
Linda F. Sanborn (D-Gorham)
Peter C. Stuckey (D-Portland)
Sarah O. Lewin (R-Eliot)*
James J. Campbell, Sr. (R-Newfield)
Meredith N. Strang Burgess (R-Cumberland)
(1 vacancy)
Donald G. Soctomah (Passamaquoddy Tribe)

Inland Fisheries and Wildlife

Herbert E. Clark, Chair (D-Millinocket)
Walter A. Wheeler, Sr. (D-Kittery)
Jane E. Eberle (D-South Portland)
Sheryl J. Briggs (D-Mexico)
Michael A. Shaw (D-Standish)
Paul T. Davis, Sr. (R-Sangerville)*
Everett W. McLeod, Sr. (R-Lee)
Ralph W. Sarty, Jr. (R-Denmark)
Dale J. Crafts (R-Lisbon)
Thomas B. Saviello (U-Wilton)

Insurance and Financial Services

Sharon Anglin Treat, Chair (D-Hallowell)
Charles R. Priest (D-Brunswick)
Paulette G. Beaudoin (D-Biddeford)
Henry E. M. Beck (D-Waterville)
Adam Goode (D-Bangor)
Edward P. Legg (D-Kennebunk)
Terry K. Morrison (D-South Portland)
Wesley E. Richardson (R-Warren)*
Windol C. Weaver (R-York)
Leslie T. Fossel (R-Alna)

Judiciary

Charles R. Priest, Chair (D-Brunswick)
Mark E. Bryant (D-Windham)
Cynthia A. Dill (D-Cape Elizabeth)
Richard C. Cleary (D-Houlton)
Dawn Hill (D-York)
Charles B. Kruger (D-Thomaston)

Sara R. Stevens (D-Bangor)
Joan M. Nass (R-Acton)*
Michael G. Beaulieu (R-Auburn)
Jarrod S. Crockett (R-Bethel)
Wayne T. Mitchell (Penobscot Nation)

H. David Cotta (R-China)
Michael Celli (R-Brewer)
Tyler Clark (R-Easton)

Labor

John L. Tuttle, Jr., Chair (D-Sanford)
Herbert E. Clark (D-Millinocket)
Timothy E. Driscoll (D-Westbrook)
Anna D. Blodgett (D-Augusta)
Steven J. Butterfield II (D-Bangor)
Paul E. Gilbert (D-Jay)
Andre E. Cushing III (R-Hampden)*
James Michael Hamper (R-Oxford)
Michael D. Thibodeau (R-Winterport)
Bruce A. Bickford (R-Auburn)

Legal and Veterans Affairs

Pamela Jabar Trinward, Chair (D-Waterville)
John L. Tuttle, Jr. (D-Sanford)
Linda M. Valentino (D-Saco)
Michael E. Carey (D-Lewiston)
Alexander Cornell du Houx (D-Brunswick)
Diane Russell (D-Portland)
Stacey Allen Fitts (R-Pittsfield)*
Wright H. Pinkham, Sr. (R-Lexington Township)
Joan M. Nass (R-Acton)
Michael G. Beaulieu (R-Auburn)

Marine Resources

Leila J. Percy, Chair (D-Phippsburg)
Herbert C. Adams (D-Portland)
Peggy A. Pendleton (D-Scarborough)
Robert N. Eaton (D-Sullivan)
W. Bruce MacDonald (D-Boothbay)
Charles B. Kruger (D-Thomaston)
Windol C. Weaver (R-York)*
Jonathan B. McKane (R-Newcastle)
Kerri L. Prescott (R-Topsham)
Dianne Tilton (R-Harrington)

Natural Resources

Robert S. Duchesne, Chair (D-Hudson)
John L. Martin (D-Eagle Lake)
Jane E. Eberle (D-South Portland)
Brian D. Bolduc (D-Auburn)
Melissa Walsh Innes (D-Yarmouth)
Joan W. Welsh (D-Rockport)
James Michael Hamper (R-Oxford)*
Bernard L. A. Ayotte (R-Caswell)
Peter E. Edgecomb (R-Caribou)
Jane S. Knapp (R-Gorham)

State and Local Government

Stephen R. Beaudette, Chair (D-Biddeford)
James M. Schatz (D-Blue Hill)
Andrea M. Boland (D-Sanford)
Teresea Hayes (D-Buckfield)
Bryan T. Kaenrath (D-South Portland)
Michael J. Willette (D-Presque Isle)
Henry L. Joy (R-Crystal)*

Taxation

Thomas R. Watson, Chair (D-Bath)
Donald E. Pilon (D-Saco)
Mark E. Bryant (D-Windham)
Linda M. Valentino (D-Saco)
Patsy Crockett (D-Augusta)
Lawrence Sirois (D-Turner)
Elsbeth Flemings (D-Bar Harbor)
Kathleen D. Chase (R-Wells)*
L. Gary Knight (R-Livermore Falls)
Brian D. Langley (R-Ellsworth)

Transportation

Edward J. Mazurek, Chair (D-Rockland)
George Hogan (D-Old Orchard Beach)
Ann E. Peoples (D-Westbrook)
Charles Kenneth Theriault (D-Madawaska)
Charles W. Harlow (D-Portland)
Michael E. Carey (D-Lewiston)
William P. Browne (R-Vassalboro)*
Douglas A. Thomas (R-Ripley)
Richard M. Cebra (R-Naples)
Kimberley C. Rosen (R-Bucksport)

Utilities and Energy

Jon Hinck, Chair (D-Portland)
Herbert C. Adams (D-Portland)
Richard D. Blanchard (D-Old Town)
Stacy T. Dostie (D-Sabattus)
Sean Flaherty (D-Scarborough)
David A. Van Wie (D-New Gloucester)
Joseph Andrew Wagner (D-Lyman)
Kenneth C. Fletcher (R-Winslow)*
Stacey Allen Fitts (R-Pittsfield)
Michael D. Thibodeau (R-Winterport)

*Ranking Republican Member

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 15

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

December 19, 2008

Honorable Joy J. O'Brien
Secretary of the Senate
3 State House Station
Augusta, ME 04333-0003

Dear Secretary O'Brien:

Pursuant to my authority under Joint Rule 354, I am pleased to appoint the following Legislative House members to the Joint Select Committee on Joint Rules:

- Representative John L. Martin, Chair (D-Eagle Lake)
- Representative Herbert C. Adams (D-Portland)
- Representative John L. Tuttle, Jr. (D-Sanford)
- Representative Philip A. Curtis (R-Madison)
- Representative Patrick S. A. Flood (R-Winthrop)

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

Sincerely,

S/Hannah M. Pingree
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 16

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

December 19, 2008

Honorable Joy J. O'Brien
Secretary of the Senate
3 State House Station
Augusta, ME 04333-0003

Dear Secretary O'Brien:

Pursuant to my authority under Joint Rule 371, I have appointed the following members to the Government Oversight Committee:

- Representative Dawn Hill, Chair (D-York)
- Representative Peggy A. Pendleton (D-Scarborough)
- Representative Margaret R. Rotundo (D-Lewiston)
- Representative Everett W. McLeod, Sr. (R-Lee)*
- Representative Bruce A. Bickford (R-Auburn)
- Representative David C. Burns (R-Whiting)

*Ranking Republican Member

Sincerely,

S/Hannah M. Pingree
Speaker of the House

READ and ORDERED PLACED ON FILE.

SENATE PAPERS

Bill "An Act To Allow Nonmember Directors To Serve on the Board of Cooperative Agricultural Associations"
S.P. 18 L.D. 46

Presented by Senator SHERMAN of Aroostook.
Cosponsored by Representatives: EDGECOMB of Caribou, JOY of Crystal.

Bill "An Act Regarding the Composition of the Board of Pesticides Control"
S.P. 27 L.D. 68

Presented by Senator NUTTING of Androscoggin.

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

Sent down for concurrence.

Bill "An Act To Stimulate Capital Investment for Innovative Businesses in Maine"
S.P. 10 L.D. 1

Presented by Senator MILLS of Somerset.

Bill "An Act To Allow the Town of Baldwin To Be Eligible for Full Pine Tree Development Zone Benefits"
S.P. 19 L.D. 47

Presented by Senator DIAMOND of Cumberland.

On motion by Senator **SCHNEIDER** of Penobscot, **REFERRED** to the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** and ordered printed.

Sent down for concurrence.

Bill "An Act To Provide Rule-making Authority to the Maine Library Commission"
S.P. 11 L.D. 2

Presented by Senator DIAMOND of Cumberland.

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

Sent down for concurrence.

Bill "An Act To Protect Beaches in Maine's State Parks"
(EMERGENCY)

S.P. 26 L.D. 67

Presented by Senator NUTTING of Androscoggin.
Cosponsored by Representative PERCY of Phippsburg and
Senator: GOODALL of Sagadahoc, Representatives:
DUCHESNE of Hudson, HILL of York, HINCK of Portland, TREAT
of Hallowell, TRINWARD of Waterville.

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

Sent down for concurrence.

Bill "An Act To Amend Maine's Endangered and Threatened
Species List by Removing the Bald Eagle"

S.P. 25 L.D. 66

Presented by Senator BRYANT of Oxford.
Cosponsored by Representative BRYANT of Windham.
Submitted by the Department of Inland Fisheries and Wildlife
pursuant to Joint Rule 204.

On motion by Senator **BRYANT** of Oxford, **REFERRED** to the
Committee on **INLAND FISHERIES AND WILDLIFE** and ordered
printed.

Sent down for concurrence.

Bill "An Act To Remove the Age Restriction for Serving as a
Corporator of a Mutual Financial Institution"

S.P. 13 L.D. 4

Presented by Senator COURTNEY of York.

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

Sent down for concurrence.

Bill "An Act To Amend the Requirements for the Livable Wage
Report"

S.P. 23 L.D. 64

Presented by Senator JACKSON of Aroostook.
Cosponsored by Representative TUTTLE of Sanford and
Representative GILBERT of Jay.
Submitted by the Department of Labor pursuant to Joint Rule 204.

Bill "An Act To Increase the Ability of the Maine Wage Assurance
Fund To Pay Unpaid Workers"

S.P. 24 L.D. 65

Presented by Senator JACKSON of Aroostook.
Cosponsored by Representative TUTTLE of Sanford and
Representative GILBERT of Jay.
Submitted by the Department of Labor pursuant to Joint Rule 204.

On motion by Senator **JACKSON** of Aroostook, **REFERRED** to
the Committee on **LABOR** and ordered printed.

Sent down for concurrence.

Bill "An Act To Designate Registered Voters Not Enrolled in a
Political Party as Independent Voters"

S.P. 12 L.D. 3

Presented by Senator COURTNEY of York. (BY REQUEST)

Bill "An Act To Amend the Laws Governing Liquor Licenses"
S.P. 14 L.D. 5

Presented by Senator DIAMOND of Cumberland.

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

Sent down for concurrence.

Bill "An Act To Amend the Instruction Permit Process"
S.P. 16 L.D. 7

Presented by Senator DIAMOND of Cumberland.

Bill "An Act To Deter Road Rage"
S.P. 17 L.D. 8

Presented by Senator ROSEN of Hancock.

On motion by Senator **DAMON** of Hancock, **REFERRED** to the
Committee on **TRANSPORTATION** and ordered printed.

Sent down for concurrence.

Bill "An Act To Establish a Distracted Driver Law"
S.P. 15 L.D. 6

Presented by Senator DIAMOND of Cumberland.

Committee on **TRANSPORTATION** suggested and ordered
printed.

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

ORDERS

Joint Orders

On motion by Senator **BARTLETT** of Cumberland, the following Joint Order:

S.P. 20

Ordered, the House concurring, that the rooms in the State House and State Office Building occupied by the Legislature be reserved for hearing rooms for the One Hundred and Twenty-fourth and succeeding Legislatures and be released for other purposes only upon approval by the Chair of the Legislative Council.

READ and PASSED.

Sent down for concurrence.

On motion by Senator **DAMON** of Hancock, the following Joint Order:

S.P. 21

ORDERED, the House concurring, that the Joint Standing Committee on Transportation, having received the "Final Report and Recommendations for Implementation of the Sears Island Planning Initiative" of the Joint Use Planning Committee, is authorized to report out a bill to the First Regular Session of the 124th Legislature relating to Sears Island. The bill reported out by the Joint Standing Committee on Transportation must be referred to the Joint Standing Committee on Transportation for processing in the normal course in accordance with the Joint Rules of the 124th Legislature.

READ and PASSED.

Sent down for concurrence.

Senate at Ease.

Senate called to order by the President.

Off Record Remarks

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

Off Record Remarks

RECESSED until the sound of the bell.

After Recess

Senate called to order by the President.

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

PAPERS FROM THE HOUSE

House Paper

Bill "An Act To Prohibit the Force-feeding of Birds" (EMERGENCY)

H.P. 4 L.D. 9

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

On motion by Senator **NUTTING** of Androscoggin, **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** 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 Authorize a General Fund Bond Issue for Wastewater Treatment Facilities and Drinking Water Programs" H.P. 5 L.D. 10

Bill "An Act To Make Supplemental Appropriations and Allocations for the Expenditures of State Government and To Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Year Ending June 30, 2009" (EMERGENCY)

H.P. 40 L.D. 45

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

On motion by Senator **DIAMOND** of Cumberland, **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** 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, To Encourage the Preservation of Dark Skies
H.P. 6 L.D. 11

Resolve, Directing the Department of Professional and Financial
Regulation To Amend Its Rules Governing Pastoral Counselors
(EMERGENCY)
H.P. 7 L.D. 12

Bill "An Act To Expand the Diagnostic Functions of Independent
Practice Dental Hygienists"
H.P. 8 L.D. 13

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

On motion by Senator **SCHNEIDER** of Penobscot, **REFERRED** to
the Committee on **BUSINESS, RESEARCH AND ECONOMIC
DEVELOPMENT** 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 Clarify the Definition of Hard Cider for the
Purposes of the Returnable Container Law"
H.P. 43 L.D. 50

Resolve, To Suspend Certain Maine State Housing Authority
Rules for Low-income Home Energy Assistance Program Grant
Applications (EMERGENCY)
H.P. 51 L.D. 58

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

On motion by Senator **SCHNEIDER** of Penobscot, **REFERRED** to
the Committee on **BUSINESS, RESEARCH AND ECONOMIC
DEVELOPMENT** and ordered printed, in concurrence.

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

PAPERS FROM THE HOUSE

House Paper

Bill "An Act To Permit the Use of a Common Flue for Oil and Solid
Fuel Burning Equipment"
H.P. 46 L.D. 53

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

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

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Amend the Laws Governing the Confidentiality of
Correctional Facility Plans"
H.P. 52 L.D. 59

Bill "An Act To Provide a Reward for Information Regarding the
Murder of a Law Enforcement Officer"
H.P. 58 L.D. 69

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

Resolve, To Ensure Appropriate Personal Needs Allowances for
Persons Residing in Long-term Care Facilities
H.P. 11 L.D. 16

Bill "An Act To Prohibit the Sale of Energy Drinks to Minors"
H.P. 12 L.D. 17

Bill "An Act To Ensure Access to MaineCare Services"
H.P. 13 L.D. 18

Bill "An Act To Amend the Laws Regarding Public Rest Rooms"
H.P. 14 L.D. 19

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

On motion by Senator **BRANNIGAN** of Cumberland, **REFERRED**
to the Committee on **HEALTH AND HUMAN 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 Change the Coyote Night Hunting Season"
H.P. 47 L.D. 54

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

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

Bill "An Act To Amend the Length Limits on Fish Caught on the Inland Waters"

H.P. 59 L.D. 70

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

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

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 Insurance Companies To Cover the Cost of Prosthetics"

H.P. 15 L.D. 20

Bill "An Act To Encourage the Diagnosis and Treatment of Autism Spectrum Disorders"

H.P. 16 L.D. 21

Bill "An Act To Ensure an Adequate Time Frame within Which To Rebuild a Home"

H.P. 55 L.D. 62

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

On motion by Senator **BOWMAN** of York, **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

Resolve, To Establish a Study Commission To Develop Legislation Designed To Prevent Domestic Violence and Abuse
H.P. 17 L.D. 22

Bill "An Act To Amend the Laws Governing Powers of Attorney"
H.P. 18 L.D. 23

Bill "An Act To Prevent Domestic Violence and Abuse"
H.P. 19 L.D. 24

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

On motion by Senator **BLISS** of Cumberland, **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 Paper

Bill "An Act To Protect Child Victims of Sexual Abuse"
H.P. 20 L.D. 25

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

On motion by Senator **BLISS** of Cumberland, **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 Allow the Spouse of a Retired Public Employee a Second Chance To Be Enrolled under the Retiree's Insurance Plan"
H.P. 21 L.D. 26

Bill "An Act To Amend the Definition of Employment for Purposes of Unemployment Compensation"
H.P. 22 L.D. 27

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

On motion by Senator **JACKSON** of Aroostook, **REFERRED** to the Committee on **LABOR** 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 Promote the Integrity of Citizens' Initiatives" (EMERGENCY)

H.P. 23 L.D. 28

Bill "An Act To Amend the Landlord and Tenant Laws as They Pertain to Interest Paid on Mobile Home Park Tenant Security Deposits"

H.P. 24 L.D. 29

Bill "An Act To Join the Interstate Compact on the National Popular Vote"

H.P. 49 L.D. 56

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

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

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

PAPERS FROM THE HOUSE

House Paper

Bill "An Act To Establish Native American Veterans Day"

H.P. 25 L.D. 30

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

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

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

PAPERS FROM THE HOUSE

House Paper

Bill "An Act To Clarify the Disposition of Fines from Maine's Soft-shelled Clam Laws"

H.P. 27 L.D. 32

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

On motion by Senator **DAMON** of Hancock, **REFERRED** to the Committee on **MARINE RESOURCES** and ordered printed, in concurrence.

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

PAPERS FROM THE HOUSE

House Paper

Bill "An Act To Reduce Registration Fees for Certain Generators of Biomedical Waste"

H.P. 56 L.D. 63

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

On motion by Senator **GOODALL** of Sagadahoc, **REFERRED** to the Committee on **NATURAL RESOURCES** 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 Change the Name of Township 16, Range 4, WELS, to Madawaska Lake" (EMERGENCY)

H.P. 28 L.D. 33

Bill "An Act To Clarify the Election of Municipal Charter Commission Members" (EMERGENCY)

H.P. 29 L.D. 34

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

On motion by Senator **SIMPSON** of Androscoggin, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** 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 Municipalities To Enforce the Collection of the State Excise Tax on Motor Vehicles, Aircraft and Watercraft Owned by Maine Residents and Registered outside the State"
H.P. 30 L.D. 35

Bill "An Act To Allow Military Personnel Living in Maine To Benefit under the Maine Resident Homestead Property Tax Exemption" (EMERGENCY)
H.P. 44 L.D. 51

Bill "An Act To Raise the Property Tax Exemption for Veterans"
H.P. 60 L.D. 71

Bill "An Act Regarding the Tax on Fuel Used for Commercial Agriculture, Fishing and Forestry"
H.P. 61 L.D. 72

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

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

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

PAPERS FROM THE HOUSE

House Paper

Resolve, To Delay the Sustainability of the Highway Fund (EMERGENCY)
H.P. 41 L.D. 48

Committee on **TAXATION** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committee on **TRANSPORTATION**.

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

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

PAPERS FROM THE HOUSE

House Paper

Bill "An Act To Exempt Small Privately Owned Windmills from the Property Tax"
H.P. 50 L.D. 57

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

On motion by Senator **PERRY** of Penobscot, **REFERRED** to the Committee on **TAXATION** 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 Prohibit the Sale of a Road Sign Originally Placed by the State, a County or a Municipality"
H.P. 10 L.D. 15

Bill "An Act To Reopen Certain Rest Stops on Route 1"
H.P. 31 L.D. 36

Bill "An Act To Allow a Weight Tolerance for Vehicle Auxiliary Power Units"
H.P. 32 L.D. 37

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

On motion by Senator **DAMON** of Hancock, **REFERRED** to the Committee on **TRANSPORTATION** 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 Allow the Use of Only 2 Studded Tires on Front-wheel-drive Vehicles"
H.P. 33 L.D. 38

Bill "An Act To Enhance Motorcycle Safety"
H.P. 34 L.D. 39

Bill "An Act To Prohibit Certain Uses of Cellular Telephones and Handheld Electronic Devices while Operating a Motor Vehicle"
H.P. 35 L.D. 40

Bill "An Act To Prohibit the Use of a Handheld Cellular Telephone While Operating a Motor Vehicle"
H.P. 36 L.D. 41

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

On motion by Senator **DAMON** of Hancock, **REFERRED** to the Committee on **TRANSPORTATION** 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 Increase the Time Period for Motor Vehicle Inspections to 2 Years"

H.P. 37 L.D. 42

Bill "An Act To Require the Secretary of State To Provide Notice of License Revocation or Suspension by Certified Mail"

H.P. 42 L.D. 49

Resolve, To Rename the Father Curran Bridge in Augusta

H.P. 53 L.D. 60

Bill "An Act To Make Supplemental Allocations from the Highway Fund and Other Funds for the Expenditures of State Government and To Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Year Ending June 30, 2009" (EMERGENCY)

H.P. 54 L.D. 61

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

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

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

PAPERS FROM THE HOUSE

House Paper

Bill "An Act To Protect the Right To Use Solar Energy"

H.P. 62 L.D. 73

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

On motion by Senator **HOBBS** of York, **REFERRED** to the Committee on **UTILITIES AND ENERGY** 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 Promote Consumer Fairness in Alternative Energy"

H.P. 38 L.D. 43

Bill "An Act To Require Transmission Lines To Be Placed Underground near Certain Facilities"

H.P. 39 L.D. 44

Bill "An Act To Prohibit the Commercial Sale of Water by a Water District"

H.P. 48 L.D. 55

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

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

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

PAPERS FROM THE HOUSE

Joint Order

The following Joint Order:

H.P. 63

Whereas, the State possesses an extraordinary abundance of natural resources that should be harnessed to produce clean energy; and

Whereas, the citizens of the State are overly reliant on foreign oil to power their vehicles, homes and businesses; and

Whereas, the State has unique opportunities to create jobs, ease energy costs by reducing energy consumption and increasing efficiency and reduce pollution and carbon emissions; and

Whereas, these opportunities raise issues that are generally heard by several different joint standing committees of the Legislature; and

Whereas, to capitalize on these opportunities the State must catalog its current resources and develop a plan to address the State's energy needs; now, therefore, be it

ORDERED, the Senate concurring, that the Joint Select Committee on Maine's Energy Future is established as follows.

1. Establishment. The Joint Select Committee on Maine's Energy Future, referred to in this order as "the committee," is established.

2. Membership. The committee consists of 17 members of the Legislature: 5 Senators appointed by the President of the Senate and 12 members of the House appointed by the Speaker of the House. The President of the Senate shall appoint 3

members from the party holding the largest number of seats and 2 from the party holding the 2nd-largest number of seats. The Speaker of the House shall appoint 7 members from the party holding the largest number of seats and 5 members from the party holding the 2nd-largest number of seats. The first-named Senate and House members shall serve as cochairs of the committee.

3. Duties. The committee shall develop a plan with benchmarks and consider legislation to achieve energy sustainability, reduce consumption through energy efficiency, reduce carbon emissions and promote economic development through renewable energy resources in the State. The committee shall make recommendations regarding the allocation of any funds for weatherization, energy assistance, development of renewable energy sources or energy-based workforce development received from the State, the Federal Government or other outside sources.

4. Authority. The committee may hold hearings for information gathering or, on any legislation referred to it, refer legislation to other committees and may submit legislation.

5. Staff assistance. The committee shall share a committee clerk with a joint standing committee named by the President of the Senate and the Speaker of the House. The Office of Policy and Legal Analysis and the Office of Fiscal and Program Review shall provide staffing to the committee and may, with the permission of the President of the Senate and the Speaker of the House, obtain technical assistance from appropriate sources.

6. Compensation. Members of the committee are entitled to receive the legislative per diem as defined in the Maine Revised Statutes, Title 3, section 2.

7. Report. The committee shall submit its findings and recommendations along with any necessary implementing legislation to the 124th Legislature by April 15, 2009.

8. Termination. The committee terminates June 17, 2009.

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

READ and **PASSED**, in concurrence.

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

PAPERS FROM THE HOUSE

House Paper

Bill "An Act To Prohibit Air Bag Fraud"
H.P. 9 L.D. 14

Committee on **TRANSPORTATION** suggested and ordered printed.

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

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

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

PAPERS FROM THE HOUSE

Joint Order

The following Joint Order:

H.P. 57

ORDERED, the Senate concurring, that the Joint Rules be amended by adding Joint Rule 201-A to read:

Rule 201-A. Limit on bills filed.

Beginning with the 125th Legislature, the following limits are imposed on the filing of bills.

1. Members elected to their first terms. Members elected to their first terms in the House of Representatives may file no more than 2 bills in the First Regular Session and no more than one bill in the Second Regular Session. Members elected to their first terms in the Senate may file no more than 3 bills in the First Regular Session and no more than 2 bills in the Second Regular Session.

2. Members elected to their 2nd terms. Members elected to their 2nd terms in the House of Representatives may file no more than 4 bills in the First Regular Session and no more than 2 bills in the Second Regular Session. Members elected to their 2nd terms in the Senate may file no more than 6 bills in the First Regular Session and no more than 3 bills in the Second Regular Session.

3. Members elected to their 3rd terms. Members elected to their 3rd terms in the House of Representatives may file no more than 6 bills in the First Regular Session and no more than 2 bills in the Second Regular Session. Members elected to their 3rd terms in the Senate may file no more than 8 bills in the First Regular Session and no more than 3 bills in the Second Regular Session.

4. Members elected to their 4th terms. Members elected to their 4th terms in the House of Representatives may file no more than 8 bills in the First Regular Session and no more than 3 bills in the Second Regular Session. Members elected to their 4th terms in the Senate may file an unlimited number of bills in the First Regular Session and no more than 3 bills in the Second Regular Session.

Comes from the House, **READ** and **REFERRED** to the Joint Select Committee on **JOINT RULES**.

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

ORDERS OF THE DAY

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

Bill "An Act To Change the Coyote Night Hunting Season"
H.P. 47 L.D. 54

Tabled - January 7, 2009, by Senator **BARTLETT** of Cumberland

Pending - Reference

(In House, January 7, 2009, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed.)

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

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

Bill "An Act To Amend the Length Limits on Fish Caught on the Inland Waters"
H.P. 59 L.D. 70

Tabled - January 7, 2009, by Senator **BARTLETT** of Cumberland

Pending - Reference

(In House, January 7, 2009, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed.)

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

Off Record Remarks

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

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

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

Off Record Remarks

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 Permit the Use of a Common Flue for Oil and Solid Fuel Burning Equipment"
H.P. 46 L.D. 53

Tabled - January 7, 2009, by Senator **GERZOFKY** of Cumberland

Pending - Reference

(In House, January 7, 2009, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed.)

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

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

On motion by Senator **BARTLETT** of Cumberland, **ADJOURNED**, pursuant to the Joint Order, to Tuesday, January 13, 2009, at 10:00 in the morning, in memory of and lasting tribute to Thomas C. Morris of Southwest Harbor and Michael Snowman of Hartland.