

# MAINE STATE LEGISLATURE

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**Legislative Record**

OF THE

**One Hundred and Seventh Legislature**

(First Special Session)

OF THE

STATE OF MAINE

**1976**

KENNEBEC JOURNAL  
AUGUSTA, MAINE

**HOUSE**

Monday, January 26, 1976

The House met according to adjournment and was called to order by the Speaker.

Prayer by the Reverend Franklin Hayward of Woolwich.

The members stood at attention during the playing of the National Anthem by the Windham High School Concert Band of Windham.

The journal of the previous session was read and approved.

**Papers from the Senate**

Bills from the Senate requiring reference were disposed of in concurrence.

**Petitions, Bills and Resolves Requiring Reference**

The following Bills were received and, upon recommendation of the Committee on Reference of Bills, were referred to the following Committees:

**Agriculture**

Bill "An Act to Clarify the Statutory Authority of the Board of Pesticide Control" (H. P. 1901) (Presented by Mr. Teague of Fairfield)

(Ordered Printed)

Sent up for concurrence.

**Appropriations and Financial Affairs**

Bill "An Act Appropriating Funds to the Maine Correctional Advisory Commission" (Emergency) (H. P. 1902) (Presented by Mr. Curran of South Portland)

Bill "An Act to Reduce the Cost of the Program to Protect Forest Land against Insects and Disease" (H. P. 1903) (Presented by Mr. Garsoe of Cumberland)

(Ordered Printed)

Sent up for concurrence.

**Performance Audit**

Bill "An Act Concerning the Analysis of Unexpended Balance and Payment Maximums under the Aid for Dependent Children Program" (H. P. 1904) (Presented by Mr. Connolly of Portland) (Cosponsor: Mrs. Berube of Lewiston)

Committee on Reference of Bills suggested the Committee on Appropriations and Financial Affairs.

On motion of Mrs. Berube of Lewiston, was referred to the Committee on Performance Audit, ordered printed and sent up for concurrence.

**Appropriations and Financial Affairs cont'd.**

Bill "An Act Appropriating Funds to the Maine Chapter of the Epilepsy Foundation of America" (H. P. 1907) (Presented by Mr. Talbot of Portland)

(Ordered Printed)

Sent up for concurrence.

**Education**

Bill "An Act to Return to Local Control of Funding of Public Schools" (Emergency) (H. P. 1915) (Presented by Mr. Mackel of Wells) (Co-sponsored by Mr. Perkins of Blue Hill and Mr. Greenlaw of Stonington)

(Ordered Printed)

Sent up for concurrence.

**Legal Affairs**

Bill "An Act Clarifying the Right-to-Know Statute" (H. P. 1905) (Presented by Mr. McMahon of Kennebunk)

(Ordered Printed)

Sent up for concurrence.

**Local and County Government**

Bill "An Act Concerning Municipal Appropriations to Incorporated Volunteer Fire Departments" (H. P. 1906) (Presented by Mrs. Mitchell of Vassalboro)

(Ordered Printed)

Sent up for concurrence.

**Marine Resources**

Bill "An Act Authorizing the Town of Harpswell to Procure a Replica of 'The Maine Lobsterman'" (H. P. 1908) (Presented by Mr. Garsoe of Cumberland)

Committee on Reference of Bills suggested the Committee on Local and County Government.

On motion of Mr. Garsoe of Cumberland, was referred to the Committee on Marine Resources, ordered printed and sent up for concurrence.

**Natural Resources**

Bill "An Act to Clarify the Provisions of the Water Pollution Statutes" (H. P. 1909) (Presented by Mr. Jackson of Yarmouth)

(Ordered Printed)

Sent up for concurrence.

**Public Utilities**

Bill "An Act to Establish Assessments upon Certain Public Utilities and to Authorize Use of the Funds Generated by those Assessments to Pay Certain Expenses of the Public Utilities Commission" (H. P. 1910) (Presented by Mr. Spencer of Standish) (Cosponsors: Messrs. Kelleher of Bangor, Smith of Dover-Foxcroft)

Bill "An Act to Prohibit Telephone Charges for Information or Directory Assistance Calls" (H. P. 1911) (Presented by Mr. Laffin of Westbrook)

(Ordered Printed)

Sent up for concurrence.

**State Government**

Bill "An Act Authorizing the Capitol Planning Commission to Assume Certain Functions now Performed by the Bureau of Public Improvements" (H. P. 1912) (Presented by Mr. Lewin of Augusta)

Bill "An Act Designating March 15th as Maine Day" (H. P. 1913) (Presented by Mrs. Clark of Freeport)

(Ordered Printed)

Sent up for concurrence.

**Orders**

Mr. LeBlanc of Van Buren presented the following Joint Resolution and moved its adoption: (H. P. 1914)

**IN MEMORIAM**

Having Learned Of The Death Of the Honorable Leon G. Lebel of Van Buren

The Senate and House of Representatives of the State of Maine do hereby extend their sincere heartfelt condolences and sympathy to the bereaved family and friends of the deceased; and further

While duly assembled in session at the State Capitol in Augusta under the Constitution and Laws of the State of Maine, do herein direct that this official expression of sorrow be forthwith sent to the family of the deceased on behalf of the Legislature and the people of the State of Maine.

The Joint Resolution was read and adopted and sent up for concurrence.

On Motion of Mr. Albert of Limestone, it was

ORDERED, that Peter J. Curran of South Portland be excused for the duration of his hospitalization.

**House Reports of Committees****Leave to Withdraw**

Mr. Maxwell from the Committee on Liquor Control on Bill "An Act to Amend the Definition of a Municipal Auditorium" (H. P. 1823) (L. D. 1984) reporting "Leave to Withdraw"

Report was read and accepted and sent up for concurrence.

**Consent Calendar****First Day**

In accordance with House Rule 49-A the following item appeared on the Consent Calendar for the First Day:

Bill "An Act Increasing the Indebtedness of the North Yarmouth Water District" — Committee on Public Utilities reporting "Ought to Pass" (S. P. 625) (L. D. 1979)

No objections being noted, the above item was ordered to appear on the Consent Calendar of Tuesday, January 27, 1976, under listing of the Second Day.

**Orders of the Day**

The Chair laid before the House the first tabled and today assigned matter:

Bill, "An Act to Clarify the Advisory Status of Comprehensive Municipal Zoning Plans" (H. P. 1868) (L. D. 2039) In House. — Referred to Committee on Natural Resources January 21, 1976. In Senate — Referred to Committee on Local & County Government in non-concurrence.

Tabled — January 23 by Mr. Palmer of Nobleboro

Pending — Further Consideration

On motion of Mr. Dam of Skowhegan, the House voted to recede and concur.

**(Off Record Remarks)**

At this point, a roll call was ordered by the Speaker to determine whether or not a quorum was present. 128 answered to their names and accordingly a quorum was found to be present.

On motion of Mrs. Najarian of Portland, Adjourned until ten o'clock tomorrow morning.