

# MAINE STATE LEGISLATURE

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**LEGISLATIVE RECORD**

OF THE

***One Hundred and Eighth  
Legislature***

OF THE

STATE OF MAINE

**Volume I**

**January 5, 1977 to May 25, 1977**

KJ PRINTING  
AUGUSTA, MAINE

**SENATE**

Thursday, March 31, 1977

Senate called to order by the President.

Prayer by the Honorable Bennett D. Katz of Augusta.

Mr. KATZ: Help us to listen, O Lord, to our families, our constituents and to one another. We talk beautifully, and do wondrous things with the spoken word, but help us to listen better, be more sensitive to the feelings of others. Help us to give, to show concern and to love; to avoid arrogance, to be thoughtful; and may the product of our labors be acceptable to Thine eyes. Amen.

Reading of the Journal of yesterday.

Out of Order and Under Suspension of the Rules:

On motion by Mr. Huber of Cumberland, Ordered, the House concurring, that when the House and Senate adjourn, they adjourn to Monday, April 4 at eleven o'clock in the morning. (S. P. 383)

Which was Read and Passed.

Sent down forthwith for concurrence.

(Off Record Remarks.)

**Papers From The House  
Non-Concurrent Matter**

Bill, An Act to Prohibit the Importation of Nuclear Waste into the State of Maine. (H. P. 915) (L. D. 1111)

In the House March 17, 1977, Referred to Committee on Natural Resources.

In the Senate March 29, 1977, Referred to Committee on Energy, in non-concurrence.

Comes from the House, that Body Having Adhered.

The Senate voted to recede and concur.

**Joint Order**

An Expression of Legislative Sentiment recognizing that: The Gray-New Gloucester High School Rifle Team, coached by Jim Tobin, has won the State Riflery Championship for 1977, (H. P. 1137)

Comes from the House, Read and Passed.

Which was Read and Passed, in concurrence.

Bills and Resolution received from the House requiring reference to Committee were acted upon in concurrence with the following exception:

Bill, An Act Relating to the Use of Governmental Records by the Attorney General. (H. P. 986) (L. D. 1197)

Comes from the House referred to the Committee on Judiciary and Ordered printed.

On Motion of Mr. Hewes of Cumberland, referred to Committee on Legal Affairs, and ordered printed in non-concurrence.

Sent down for concurrence.

**Communications  
Department of State**

March 29, 1977

Honorable May Ross  
Secretary of the Senate  
Dear Mrs. Ross:

In keeping with the spirit of Maine's Lobbyist Disclosure Act (3 MRSA c. 15), I herewith submit the list of lobbyists and employers of lobbyists who registered with the Office of the Secretary of State between January 31, 1977 and February 28, 1977. This list is the first supplement to the list submitted with my communication of February 8, 1977.

Respectfully,

MARKHAM L. GARTLEY

Which was Read and with accompanying Papers,

Ordered Placed on File.

Senator Katz of Kennebec was granted unanimous consent to address the Senate on the record.

Mr. KATZ: Mr. President and Members of the Senate, the Bangor Daily News has done an extraordinarily accurate job in reporting the issues in our school funding decisions before us; but I would like to admit that when I turn to the editorial page I wonder whether or not the paper is informing the people or misinforming the people.

Today is a notable example. In taking off on State Representative Richard J. Carey, and they have their right to take off on Representative Carey. They have taken off on Senator Merrill, the President, myself and the Speaker and lots of others. But they outrageously mislead the people in this one respect. In addressing their attention to what happens if the Uniform Property Tax is removed from Maine Yankee, they give all of the people who read their editorial the clear impression that the savings to Maine Yankee will be passed along, dollar for dollar, to Maine taxpayers. It is a lot of money, and I think a responsible paper would be sure of the issues.

That fact is that half of Maine Yankee's customers are out-of-state, and unless we took other action this would be a wind-fall of .50 on a dollar to out-of-state people, and I think that is important.

Just to show that they were consistent, they also took a passing swipe at the Presiding Officers of both Bodies, but I will let you read the first editorial and make your own judgment.

**Committee Reports**

**House**

The following Ought Not to Pass reports shall be placed in the legislative files without further action pursuant to Rule 20 of the Joint Rules:

Bill, An Act to Require the Teaching of the Free Enterprise System. (H. P. 257) (L. D. 326)

Bill, An Act to Exclude Persons Receiving Armed Forces Retirement Benefits from Eligibility for Unemployment Benefits Based on Armed Forces Employment. (H. P. 576) (L. D. 700)

**Change of Reference**

The Committee on Public Utilities on, Bill, An Act to Limit the Liability for Damage to Underwater Lines. (H. P. 501) (L. D. 619)

Reported that the same be referred to the Committee on Marine Resources.

Which report was Read and Accepted, in concurrence, and the Bill referred to the Committee on Marine Resources, in concurrence.

**Leave to Withdraw**

The Committee on Health and Institutional Services on, Bill, An Act to Amend the Laws Relating to Payments for Care of Children. (H. P. 866) (L. D. 1059)

Reported that the same be granted Leave to Withdraw.

Comes from the House, the Report Read and Accepted.

The Committee on Natural Resources on, Bill, "An Act to Allow Municipal Approval of Routine Great Pond Permits. (H. P. 169) (L. D. 207)

Reported that the same be granted Leave to Withdraw.

Comes from the House, the Report Read and Accepted.

Which Reports were Read and Accepted in concurrence.

**Ought to Pass**

The Committee on Labor on, Bill, An Act Concerning the Rules and Regulations of the Board of Construction Safety Rules and Regulations. (H. P. 434) (L. D. 541)

Reported that the same Ought to Pass.

Comes from the House, the Bill Passed to be Engrossed.

Which Report was Read and Accepted in con-

currence, and the Bill Read Once and Tomorrow Assigned for Second Reading.

**Ought to Pass — As Amended**

The Committee on Legal Affairs on, Resolve, Authorizing Vandelia T. Rowe to bring Action against the State. (H. P. 492) (L. D. 611)

Reported that the same Ought to Pass as amended by Committee Amendment "A" (H-90)

Comes from the House, the Bill Passed to be Engrossed as amended by Committee Amendment "A".

Which Report was read and accepted in concurrence, and the Bill Read Once. Committee Amendment "A" was Read and Adopted in concurrence, and the Bill, as amended, Tomorrow Assigned for Second Reading.

**Divided Report**

The Majority of the Committee on Health and Institutional Services on, Bill, An Act to Require that Savings from Substitution of Generic Drugs be Passed on to the Purchaser. (H. P. 147) (L. D. 177)

Reported that the same Ought Not to Pass.

Signed:

Senators:

SNOWE of Androscoggin  
PRAY of Penobscot  
GREELEY of Waldo

Representatives:

GOODWIN of South Berwick  
TYNDALE of Kennebunkport  
BRENERMAN of Portland  
NELSON of Portland  
PRESCOTT of Hampden  
KANE of Augusta  
GILL of South Portland  
FOWLIE of Rockland  
TRAFTON of Auburn

The Minority of the same Committee on the same subject matter Reported that the same Ought to Pass.

Signed:

Representative:

KERRY of Old Orchard Beach

Comes from the House, the Minority Reported Read and Accepted, and Bill and Papers recommitted to Committee on Health and Institutional Services.

Which Reports were Read.

On Motion of Mrs. Snowe of Androscoggin, Recommended to Committee on Health and Institutional Services in concurrence.

**Divided Report**

The Majority of the Committee on Labor on, Bill, An Act to Exempt Small Loggers from the Workman's Compensation Law. (H. P. 460) (L. D. 565)

Reported that the same Ought Not to Pass.

Signed:

Senators

McNALLY of Hancock  
REDMOND of Somerset  
PRAY of Penobscot

Representatives:

BEAULIEU of Portland  
BUSTIN of Augusta  
TARR of Bridgton  
DUTREMBLE of Biddeford  
McHENRY of Madawaska  
ELIAS of Madison  
PELTIER of Houlton  
LEWIS of Auburn  
FLANAGAN of Portland

The Minority of the same Committee on the same subject matter Reported that the same Ought to Pass.

Signed:

Representative:

LAFFIN of Westbrook

Comes from the House, the Majority Report Read and Accepted.

Which Reports were Read.  
Majority Ought Not to Pass Report accepted in concurrence.

#### Divided Report

The Majority of the Committee on Taxation on, Bill An Act to Establish a State Program for the Support of Education Based on Local Tax Efforts and Local Educational Needs. (H. P. 923) (L. D. 1024)

Reported that the same Ought to Pass in New Draft under same title. (H. P. 1164) (L. D. 1207)

Signed:

Senators:

WYMAN of Washington  
JACKSON of Cumberland

Representatives:

MAXWELL of Jay  
CARTER of Bangor  
POST of Owl's Head  
MACKEL of Wells  
TWITCHELL of Norway

The Minority of the same Committee on the same subject matter Reported that the same Ought Not to Pass.

Signed:

Senator:

MARTIN of Aroostook

Representatives:

CHONKO of Topsham  
TEAGUE of Fairfield  
IMMONEN of West Paris  
CAREY of Waterville  
COX of Brewer

Comes from the House, the Minority Report Read and Accepted.

Which Reports were Read.

On Motion of Mr. Speers of Kennebec, Tabled for one legislative day pending acceptance of either Committee report.

#### Senate

The following Ought Not to Pass report shall be placed in the legislative files without further action pursuant to Rule 20 of the Joint Rules:

Bill, An Act Establishing a Limited Open Season on Moose. (S. P. 191) (L. D. 588)

#### Leave to Withdraw

Mr. Merrill for the Committee on Appropriations and Financial Affairs on, Bill, "An Act to Increase the Statutory Limit on Single Loans Made by the Maine Veterans Small Business Loan Authority Board from \$15,000 to \$25,000." (S. P. 163) (L. D. 439)

Reported that the same be granted Leave to Withdraw.

Mrs. Cummings for the Committee on Public Utilities on, Bill, "An Act to Authorize the Transfer of all Assets and Liabilities of the Newport Sewer District to the Town of Newport and the Dissolution of the Newport Sewer District." (S. P. 141) (L. D. 382)

Reported that the same be granted Leave to Withdraw.

Mrs. Cummings for the Committee on Public Utilities on, Bill, "An Act to Authorize the Transfer of all Assets and Liabilities of the Newport Water District to the Town of Newport and the Dissolution of the Newport Water District." (S. P. 96) (L. D. 220)

Reported that the same be granted Leave to Withdraw.

Which Reports were Read and Accepted.

Sent down for concurrence.

#### Ought to Pass

Mr. Chapman for the Committee on Business Legislation Bill, "An Act to Remove Limitations on the Amount of Group Life Insurance Which May be Issued." (S. P. 91) (L. D. 214)

Reported that the same Ought to Pass.

Which Report was Read and Accepted.

On Motion of Mr. Conley of Cumberland, and

Under Suspension of the Rules, Read twice, and Passed to be Engrossed.  
Sent down for concurrence.

#### Ought to Pass — As Amended

Mr. Huber for the Committee on Appropriations and Financial Affairs on, Bill, "An Act Providing for a Program of Support for Destitute Persons on Indian Reservations and Appropriating Additional Funds for the Department of Indian Affairs." (Emergency) (S. P. 187) (L. D. 573)

Reported that the same Ought to Pass, as amended by Committee Amendment "A" (S-43)

Which Report was Read and Accepted and the Bill Read Once. Committee Amendment "A" was Read and Adopted and the Bill, as amended, Tomorrow Assigned for Second Reading.

#### Second Readers

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

##### House

Bill, "An Act Concerning the Required Height of Motorcycle Handlebars." (H. P. 279) (L. D. 344)

Bill, "An Act to Exempt Small Water Districts from Regulation by the Public Utilities Commission." (Emergency) (H. P. 1060) (L. D. 1116)

Which were Read a Second Time and Passed To Be Engrossed, in concurrence.

#### House-As Amended

Resolve, "Authorizing the Purchase of 'University of Maine at Farmington — a Study of Educational Change, 1864 to 1974.'" (H. P. 384) (L. D. 472)

Bill, "An Act Relating to Representation of Maine Maritime Academy on the Post-secondary Education Commission of Maine." (H. P. 219) (L. D. 283)

Which were Read a Second Time and Passed To Be Engrossed, as amended, in concurrence.

#### Enactor

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

"An Act to Provide for Legislative Review and Automatic Termination of State Agency Rules." (H. P. 173) (L. D. 211)

On Motion of Mr. Huber of Cumberland, Placed on Special Appropriations Table.

#### Orders of The Day

The President Laid before the Senate:

Bill, "An Act Concerning the Administration of the Office of the Chief Medical Examiner." (H. P. 298) (L. D. 354)

Tabled — March 29, 1977 by Senator Huber of Cumberland

Pending — Enactment

Which was Passed to be Enacted, and having been signed by the President, was by the Secretary presented to the Governor for his approval.

The President laid before the Senate:

Bill "An Act to Clarify the Responsibility for Payment of Expenses on Rendition of Prisoners." (S. P. 155) (L. D. 395)

Tabled — March 30, 1977 by Senator Huber of Cumberland

Pending — Enactment

Which was Passed to be Enacted, and having been signed by the President, was by the Secretary presented to the Governor for his approval.

The PRESIDENT: The Chair recognizes the Senator from Kennebec, Senator Levine.

Mr. LEVINE: Mr. President, a point of information, is the Chair in possession of SP 62, Joint

Resolution Accepting the Capitol Planning Commission Report and Indicating a Willingness to Utilize The Capitol Complex Plan and Public Improvement Proposals As a Guide for all Future Legislation Pertaining to the Capitol Complex.

The PRESIDENT: The Chair would answer the Senator in the affirmative, the Joint Resolution having been held at the request of the Senator.

Mr. LEVINE: I ask for reconsideration.

The PRESIDENT: The Senator from Kennebec, Senator Levine now moves the Senate reconsider its action whereby this Joint Resolution was adopted.

The Chair recognizes the Senator from Aroostook, Senator Collins.

Mr. COLLINS: Mr. President, I ask for a Division.

The PRESIDENT: A Division has been requested on the Motion to reconsider.

The Chair recognizes the Senator from Cumberland, Senator Merrill.

Mr. MERRILL: Mr. President and Members of the Senate, this vote was fairly decisive yesterday. The Senator from Penobscot, Senator Pray, and myself being the only two Senators voting against it, and I do not want to make a long tedious process out of this for my fellow colleagues, but I did think it would be helpful to review exactly what we did do yesterday so that everybody can understand it.

We passed a Joint Order which said that we have read this Report, and if I may quote, that we support the basic concepts of the Report, and we accept this as a master plan for development for the next ten years.

Now let me go to the Report itself. On the first page of the Report, the page entitled i, in part 2 it says that the second thing that this Capital Planning Commission will do is submit the plan, the completed plan, being this Plan, to the Legislature for adoption as the official State master plan development of State buildings and grounds in the Capitol complex, and then that the Commission report bi-annually as to the progress that has been ascertained in working toward the accomplishment of this Plan.

Now what does this Plan say? What have we said is our Plan for the future by passing this Report? The first thing that we have said in our plan is that as alternative office space becomes available, we will demolish the Education Building. Now isn't it interesting that we accepted, we, the Members of the Maine Senate, a plan to demolish a building that looks to be perfectly good, I am certainly not posing as an expert on it — but accepted a plan to demolish building right out here that looks pretty good looking at it, without one statement of the inadequacy of that building. That is what we did yesterday — everybody but Senator Pray and myself.

It also says that it is going to be our planning policy to concentrate all State office buildings in the Augusta area within the Capitol complex, and if you want to think about it, that is the land on this side of the River, here in the shadow of the dome.

Well, that is an interesting plan also, because if I understand that correctly, and I think I do, — I have read over it, what that means is that we will stop utilizing the space in Hallowell, we will stop utilizing the space across the river at the Augusta Mental Health Institute that is going to be there unless we start filling that Institute up again or unless we are going to close Bangor Mental Health Institute, we are going to have empty space over there, — but it is our plan not to use it.

Well, you talk to Members of the Legislature about this, and they say well we are not really doing anything with this. This is just sort of a plan. It does not have any effect. Well, when I hear freshmen Legislators say that, of course, I understand. But those who have been around

here for a few semesters, as the Gentleman at the other end of the Hall used to say, become very familiar with the camel's nose under the tent technique, and this is about the biggest nose that I have seen slip under the tent in a long time.

Of course, the plan has effect. Why is it being submitted to the Legislature if it has no effect. If I come to you as an attorney and tell you that I have a contract that I want you to look over and have you sign it, it has no effect, you just sign it because I told you it has no effect. Of course, it has an effect.

Now we have adopted a plan here that says we are going to demolish this building over here. Now suppose somebody comes to somebody in charge of taking care of our buildings and says that there is something wrong with the sills in that building and it will cost \$5,000.00 to bring those sills back up to standard, and if we do not do it now it will cost \$50,000.00 five years from now. We have adopted a plan that says we are going to demolish the building. Can that person in good conscience go ahead and spent \$5,000.00 on the sills? It is just as if you decided in a couple of years you are going to tear down a part of your house. You have not appropriated the money, so to speak yet to tear down part of your house, but you sure as heck have made a decision that you are not going to put any money in it. And too long a period of time does not have to go on before the decision becomes fait accompli.

Now if this plan has no effect, if this is just sort of an exercise that we are going through for no purpose, why is it here? All sorts of plans come by our desks that we read and we do not have to adopt. What we have here is a clear example of some people who would like our State government to go first class, and if we had unlimited funds, I would like to go first class, and I would like to do what this Report says, and have all of our people housed in office buildings like the new building we built for Transportation, and to build the parking garages that are called for in this Report. If we had the money, I would like to do that, but that is not my first priority.

If I had designed this plan, I would say that we ought to make maximum use of the existing structures, so that while putting our State employees into adequate buildings so that they have buildings that we will not have to be ashamed of, that we will have the minimum investment in bricks and mortar, and be able to invest in more important priorities. This Report runs just in the opposite direction. I do not blame anybody that sat on the Commission or anybody. This is the way the State government has been going for the last 10 or 15 years. You do not have to do much driving around Augusta to discover it. If I was from Augusta, I am sure I would support this plan, but I am not.

I think the people's patience with a State Government that wants to go first class in bricks and mortar, fourth class in the way of the salaries it pays State employees, and third class in a lot of other things, I think that people's patience with that has about ended, and that is what this Senate, with the exception of the Senator from Penobscot, Senator Pray, and I voted for yesterday.

The PRESIDENT: The Chair recognizes the Senator from Aroostook, Senator Martin.

Mr. MARTIN: Mr. President and Members of the Senate, there is absolutely no mention of BMHI on this report, and if you look on Page 19 of the Report, the only mention of AMHI is that it specifically states that we here in the State Capitol can see AMHI across the river. I would ask you to vote against reconsideration.

The PRESIDENT: The Chair recognizes the Senator from Penobscot, Senator Pray.

Mr. PRAY: Mr. President and Members of the Senate, I agree with the Senator from Aroostook, Senator Martin that there is no

mention of the Bangor Mental Health Facility in there and, as the good Senator from Cumberland, Senator Merrill, pointed out, I did join in voting against this. My reason is, basically upon the assumption that the facilities across the river would not be available as existing facilities to use for office space or any other potential uses of future growth in government. I base that upon the assumption that those facilities are going to be used by the patients on the closing of the Bangor Mental Health Institute and that space, like I say, would not be available.

I think if you read on Page 11 of the Report, the last paragraph, it states: "consistent with Legislative intent, the State Capitol Planning Commission has adopted a policy in favor of a concentration in a Capitol Complex and recommends that future State office buildings will be located in the State Capitol Complex."

As the Senator from Cumberland, Senator Merrill, has already pointed out, at this time of shortage of funds and revenues why put ourselves down the road where we say we are going to construct everything adjacent to the Capitol, when we have facilities that are at this time vacant and available for other use. As one Senator in this Chamber, I plan to do whatever I can to prevent the closing of Bangor Mental Health Institute. If we come down the road and we address that issue to the future growth of government and say there is office space available across the river, and we can use it for future growth; and you come back and say, well, future office space will be built right adjacent to the Capitol Complex, we put some type of Legislative commitment, and for that reason, I would urge you all to vote for reconsideration of this measure so that we can deal with it in its proper state.

The PRESIDENT: Is the Senate ready for the question?

The pending motion before the Senate is the motion by the Senator from Kennebec, Senator Levine that the Senate reconsider its action whereby this Joint Resolution was adopted. A Division has been requested.

Will all those Senators in favor of the motion to reconsider, please rise in their places to be counted.

Will all those Senators opposed to the motion to reconsider, please rise in their places to be counted.

The Chair recognizes the Senator from Cumberland, Senator Merrill.

Mr. MERRILL: I request a roll call.

The PRESIDENT: A roll call has been requested. In order for the Chair to order a roll call, it must be the expressed desire of one-fifth of those Senators present and voting. Will all of those Senators in favor of a Roll call please rise in their places to be counted.

Obviously more than one-fifth having arisen, a roll call is ordered.

The Chair recognizes the Senator from Kennebec, Senator Speers.

Mr. SPEERS: Mr. President and Members of the Senate, there are going to be many statements that are made over the next couple of years, which I am sure we are all very well aware. Many of these statements are going to be very misleading statements indeed. Many of these statements are going to be repeated over the next several months. I simply want the record of this particular vote to show that this Senate is not casting in concrete any unalterable plan for the future, any intentions for the future of expanding State government.

As the good Senator from Cumberland, Senator Merrill, very well knows, as an attorney and a member of the Bar of this State, that no Legislature may bind for the future any future Legislature, and that this Legislature is not binding for the future any future plans for the expansion of State government. Not by the adoption of this resolution, certainly.

And if this Senate is concerned with the idea that State government is expanding and continuing to expand, then that real concern should be cast not when we cast a vote on a simple resolution with regard to possible plans for the future, but that concern should be evidenced when we discuss the very real issue of the appropriation's budget and what we are casting into law in creating, by way of a bureaucracy in enacting appropriations after appropriations after appropriations in this Body. And I would hope that the good Members of this Body who sit on the Appropriations Committee, of whom the good Senator from Cumberland, Senator Merrill, is one, will keep that idea very well in mind when they present their reports to us as to what bureaucracies should be funded and what expansions should be allowed.

The PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Merrill.

Mr. MERRILL: Mr. President and Members of the Senate, it is always unfortunate when words like 'misleading' are used. I think that I was precise in describing what I thought the effect of adopting this plan is. I think it is misleading to say that it is a fait accompli. I thought I had made that clear. I also think it is misleading to suggest that it has no effect. I am sure that Majority Leader, the Senator from Kennebec, did not suggest that.

We all know that one Legislature can not bind another to act. We know that very well, and we know, for example, that we would never find ourselves in a position on a hypothetical item like the inventory tax where we felt we had an obligation to do something whether a future Legislature would have done. We know that sort of thing never happens. We know we never hear from anybody in the bureaucracy and from the outside that a moral obligation exists because of something that was done in the past. So I certainly did not mean to suggest that that would be the case here.

The PRESIDENT: Is the Senate ready for the question?

The pending question before the Senate is the motion by the senator from Kennebec, Senator Levine, that the Senate reconsider its action whereby this Joint Resolution was adopted. A yes vote will be in favor of reconsideration; a no vote will be opposed. The Secretary will call the roll.

YEA — Carpenter, Conley, Danton, Farley, Levine, Mangan, McNally, Merrill, Minkowsky, O'Leary, Pray.

NAY — Chapman, Collins, D.; Collins, S.; Cummings, Curtis, Greeley, Hewes, Hichens, Huber, Jackson, Katz, Lovell, Martin, Morrell, Pierce, Redmond, Snowe, Speers, Trotzky, Usher, Wyman.

11 Senators having voted in the affirmative and 21 in the negative, the motion to reconsider does not prevail.

Out of Order and Under Suspension of the Rules, the Senate voted to consider additional Papers From The House

#### Enactors

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

#### Emergency

An Act Relating to Physicians' Assistants. (H. P. 268) (L. D. 345)

#### Emergency

An Act Creating a Mental Health Advisory Council. (H. P. 301) (L. D. 357)

#### Emergency

An Act to Extend to April 14th the Time Limit for Decision on State Funding Levels for Education and on the State Property Tax Rate, to Delay any Municipal Tax Commitments until April 28th, and to Extend the School Budget Adoption Date until May 15th. (H. P. 1165) (L. D. 1235)

#### Emergency

An Act Extending the Time for Apportion-

ment of County Taxes from April to May in the Year 1977. (H. P. 1146) (L. D. 1237)

These being emergency measures and having received the affirmative vote of 30 members of the Senate, were Passed to be Enacted, and having been signed by the President, were by the Secretary presented to the Governor for his approval.

Out of Order and Under Suspension of the Rules, the Senate voted to consider the following additional Papers.

Bills and Resolves requiring reference to Committee were acted upon in concurrence.

Communications  
State of Maine  
Office of the Governor  
Augusta, Maine

March 28, 1977

Honorable Joseph Sewall  
President of the Senate  
and

Honorable John Martin  
Speaker of the House

Dear Joe and John:

This is to formally notify you that Llewellyn W. Jensen was nominated to serve on the Maine State Retirement System, Board of Trustees today.

In accordance with M.R.S.A. Title 5, Section 1031 as amended, this nomination is subject to review by the Joint Standing Committee on Veterans and Retirement and to confirmation by the Legislature.

Your assistance in this area is appreciated.

Very truly yours,  
(Signed) JAMES B. LONGLEY  
Governor  
(S. P. 390)

Which was Read and Referred to Committee on Veterans and Retirement.  
Sent down forthwith for concurrence.

Senate Papers

Mr. Lovell of York presents, Bill, "An Act Pertaining to Hospitals for the Mentally Ill." (S. P. 385)

Mrs. Snowe of Androscoggin presents, Bill, "An Act Relating to Certificate of Need." (S. P. 384)

Which were referred to the Committee on Health and Institutional Services and Ordered Printed.

Sent down for concurrence.

Mr. Merrill of Cumberland presents, Bill, "An Act to Require the Use of Tugboats by Tankers Transiting Hussey Sound in Casco Bay." (S. P. 388)

Which was referred to the Committee on Natural Resources and Ordered Printed.

Sent down for concurrence.

Mr. Merrill of Cumberland presents, Resolution, Proposing an Amendment to the Constitution to Repeal Provisions Relating to the Poll Tax and to Payment in Lieu of Military Duty. (S. P. 387)

Which was referred to the Committee on State Government and Ordered Printed.

Sent down for concurrence.

Mr. Merrill of Cumberland presents, Bill, "An Act to Provide Relief from Extremely Burdensome Property Taxes." (S. P. 386)

Which was referred to the Committee on Taxation and Ordered Printed.

Sent down for concurrence.

Out of Order and Under Suspension of the Rules, the Senate voted to consider the following:

Communications  
The Senate of Maine

March 31, 1977

Honorable J. Hollis Wyman,  
Senate Chairman  
Honorable Richard J. Carey,

House Chairman  
Joint Standing Committee on Taxation  
State House  
Augusta, Maine 04333  
Dear Hollis and Spike:

Joint Rule 13 of the Joint Rules of the 108th Legislature states in part that "A Joint Standing Committee to which a bill or resolve has been referred shall, within 3 legislative days after receiving notice from the President of the Senate and the Speaker of the House, report that bill out of committee to the floor for consideration". Therefore, pursuant to Joint Rule 13, we are hereby requesting that the following bills be reported to the floor of the appropriate body by no later than 12 midnight, April 6, 1977.

"AN ACT to Provide that the Uniform Property Tax Rate shall be Established in Conformity with Statutory Limits on Educational Funding." (L. D. 16)

"An ACT to Reduce the Uniform Property Tax by 1/4 Mills." (L. D. 81)

"AN ACT to Ensure that the Uniform Property Tax Rate Conforms to Limits on Educational Funding Established by Statute." (L. D. 91)

"AN ACT to Repeal the State Property Tax." (L. D. 270)

"AN ACT to Reduce the Uniform Property Tax Required for Education to 9 Mills." (L. D. 508)

"AN Act Relating to School Funding and Inventory Tax Reimbursement." (L. D. 1252)

"An ACT to Repeal the Uniform Property Tax." (L. D. 1023)

"AN ACT to Repeal the Uniform Property Tax." (L. D. 1028)

Sincerely,  
JOSEPH SEWALL  
President, Maine Senate  
JOHN L. MARTIN  
Speaker of the House  
(S. P. 389)

Which was Read and Referred to the Committee on Taxation.  
Sent down forthwith for concurrence.

(Off Record Remarks)

On Motion of Mr. Huber of Cumberland,  
Adjourned to April 4, 1977 at 11:00 in the morning.