

# MAINE STATE LEGISLATURE

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**LEGISLATIVE RECORD**

OF THE

***One Hundred and Ninth  
Legislature***

OF THE

STATE OF MAINE

**Volume I**

**FIRST REGULAR SESSION**

**January 3, 1979 to May 4, 1979**

**HOUSE**

Monday, April 2, 1979

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

Prayer by Father Armand Bill of Saint Bridget's Church, North Vassalboro.

Father BILL: Let us pray! Dear God, you who direct the universe, watching over all its nations, countries and parts thereof, we pray for the welfare of our state. May its leaders here assembled bring wisdom and reflection to their deliberations and may they, by their dedicated observance of the laws, inspire us to more so willingly obey and respect these laws. Amen.

The members stood at attention during the playing of the National Anthem by the Foxcroft Academy Band of Foxcroft.

The journal of the previous session was read and approved.

**Papers from the Senate**

The following Communication:  
**THE SENATE OF MAINE**  
 Augusta  
 March 30, 1979

The Honorable Edwin H. Pert  
 Clerk of the House  
 109th Legislature  
 Augusta, Maine 04333  
 Dear Clerk Pert:

The Senate today voted to Adhere to its action whereby it Indefinitely Postponed Bill, "An Act to Adjust Unemployment Benefits for Employees on Layoff who are Temporarily Recalled to Work by their Regular Employers", (H. P. 219) (L. D. 267)

Respectfully,  
 S/MAY M. ROSS  
 Secretary of the Senate

The Communication was read and ordered placed on file.

The following Communication:  
**THE SENATE OF MAINE**  
 Augusta  
 March 30, 1979

The Honorable Edwin H. Pert  
 Clerk of the House  
 109th Legislature  
 Augusta, Maine 04333  
 Dear Clerk Pert:

The President today appointed the following members of the Senate to the Committee of Conference on Bill, An Act to Provide for a Student Member of the Board of Trustees of the University of Maine, (H. P. 155) (L. D. 194):  
 Senators:

TROTZKY of Penobscot  
 GILL of Cumberland  
 COTE of Androscoggin

Respectfully,  
 S/MAY M. ROSS  
 Secretary of the Senate

The Communication was read and ordered placed on file.

Bill "An Act to Create the Maine Potato Board" (S. P. 451) (L. D. 1446)

Came from the Senate referred to the Committee on Agriculture and ordered printed.

In the House, was referred to the Committee on Agriculture in concurrence.

**Later Today Assigned**

Bill "An Act to Establish the Maine Judicial Retirement System" (S. P. 452) (L. D. 1450)

Came from the Senate referred to the Committee on Judiciary and ordered printed.

In the House, on motion of Mr. Theriault of Rumford, tabled pending reference in concurrence and later today assigned.

Bill "An Act to Permit the Maine State Housing Authority to Issue Bonds Backed by the

Moral Obligation of the State" (S. P. 476) (L. D. 1451)

Came from the Senate referred to the Committee on State Government and ordered printed.

In the House, was referred to the Committee on State Government in concurrence.

Bill "An Act to Provide a Maine Homestead Property Tax Credit" (S. P. 474) (L. D. 1471)

Came from the Senate referred to the Committee on Taxation and ordered printed.

In the House, was referred to the Committee on Taxation in concurrence.

**Reports of Committees**

**Leave to Withdraw**

Report of the Committee on Labor reporting "Leave to Withdraw" on Bill "An Act to Improve Public Access to Public Labor Negotiations" (S. P. 34) (L. D. 22)

Came from the Senate with the Report read and accepted.

In the House, Report was read and accepted in concurrence.

**Ought to Pass as Amended**

**Later Today Assigned**

Committee on Aging, Retirement and Veterans reporting "Ought to Pass" as amended by Committee Amendment "A" (S-57) on Bill "An Act to Clarify the Application of Military Service Credits to Retirement Benefits for Policemen, Firemen, Local District Employees, Sheriffs and Full-time Deputy Sheriffs" (S. P. 147) (L. D. 324)

Came from the Senate with the Report read and accepted and the Bill passed to be engrossed as amended by Committee Amendment "A" (S-57) as amended by Senate Amendment "A" (S-72) thereto.

In the House, the Report was read.  
 On motion of Mr. Theriault of Rumford, tabled pending acceptance of the Committee Report in concurrence and later today assigned.

**Non-Concurrent Matter**

Bill "An Act to Provide for Environmental Education" (H. P. 1182) (L. D. 1434) which was referred to the Committee on Appropriations and Financial Affairs in the House on March 26, 1979.

Came from the Senate referred to the Committee on Education in non-concurrence.

In the House: On motion of Mr. Connolly of Portland, the House voted to insist.

**Non-Concurrent Matter**

Bill "An Act to Amend the Representation of Towns on Community Schools Districts" (S. P. 93) (L. D. 179) which was passed to be engrossed as amended by Committee Amendment "A" (S-33) as amended by House Amendment "A" (H-144) thereto in the House on March 29, 1979.

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (S-33) as amended by Senate Amendment "C" (S-70) thereto in non-concurrence.

In the House: The House voted to recede and concur.

**Non-Concurrent Matter**

An Act to Clarify the Ability of the State Auditor to Seek the Advice of the Attorney General (H. P. 196) (L. D. 245) which was Passed to be Enacted in the House on March 28, 1979.

Came from the Senate with Bill and accompanying Papers Indefinitely Postponed in non-concurrence.

In the House: On motion of Mrs. Berube of Lewiston, the House voted to insist and asked for a committee of conference.

**Petitions, Bills and Resolves  
 Requiring Reference**

The following Bills were received and re-

ferred to the following Committees:

**Business Legislation**

Bill "An Act to Require Disclosure of Certain Information to Prospective Purchasers of Life Insurance" (H. P. 1276) (Presented by Mr. Howe of South Portland) (Cosponsor: Mr. Jackson of Yarmouth)  
 (Ordered Printed)  
 Sent up for concurrence.

**Transportation**

Bill "An Act to Authorize Bond Issue in the Amount of \$22,000,000 for Highway and Bridge Improvements" (H. P. 1277) (Presented by Mr. Carroll of Limerick)

RESOLVE, to Further Study Feasibility of Cargo Port Facilities (Emergency) (H. P. 1278) (Presented by Mrs. Beaulieu of Portland) (Cosponsors: Mr. Fowlie of Rockland, Mr. Vose of Eastport and Mr. Howe of South Portland)

(Ordered Printed)  
 Sent up for concurrence.

**Study Report**

**The Joint Select Committee on Marine Research**

Mrs. Post from the Joint Select Committee on Marine Research to which was referred the Study of Marine Research pursuant to H. P. 1792 of the 108th Maine Legislature, have had the same under consideration, and ask leave to report that the accompanying Bill "An Act to Provide for Oversight of Marine Research by the Department of Marine Resources" (H. P. 1272) (L. D. 1476) be referred to the Joint Standing Committee on Marine Resources for public hearing and printed pursuant to Joint Rule 17.

Report was read and accepted, the Bill referred to the Joint Standing Committee on Marine Resources, ordered printed and sent up for concurrence.

**Study Report**

**The Joint Select Committee on Marine Research**

Mrs. Post from the Joint Select Committee on Marine Research to which was referred the study of Marine Research pursuant to H. P. 1792 of the 108th Maine Legislature have had the same under consideration, and ask leave to report that the accompanying Bill "An Act to Clarify the Scientific Research Authority of the Department of Marine Resources, (H. P. 1273) (L. D. 1477) be referred to the Joint Standing Committee on Marine Resources for public hearing and printed pursuant to Joint Rule 17.

Report was read and accepted, the Bill referred to the Joint Standing Committee on Marine Resources, ordered printed and sent up for concurrence.

**Orders**

An Expression of Legislative Sentiment (H. P. 1274) recognizing that: The Shipmate Players of Presque Isle High School, under the direction of Daniel Ladner, Glenna Smith and Richard Lord, won First Place in Aroostook League of competition for their adaption of "The Zen Substitute"

Presented by Mr. Roope of Presque Isle (Cosponsors: Senator McBreairey of Aroostook and Mrs. MacBride of Presque Isle)

The Order was read and passed and sent up for concurrence.

An Expression of Legislative Sentiment (H. P. 1279) recognizing that: The Sanford High School Wrestling team, coached by Richard Faulkner, has won the 1979 Maine State Wrestling Championship

Presented by Mr. Tuttle of Sanford (Cosponsors: Mr. Wood of Sanford and Mr. Paul of Sanford)

The Order was read and passed and sent up for concurrence.

On motion of Mr. Tuttle of Sanford, the following Joint Resolution: (H. P. 1280) (Cosponsors: Mr. Rolde of York and Senator Minkowsky of Androscoggin)

**JOINT RESOLUTION  
URGING THE STATE PRINCIPAL'S ASSOCIATION  
TO ALLOW PARTICIPATION  
IN NEW ENGLAND CHAMPIONSHIP  
GAMES**

WHEREAS, Maine athletes should be given the opportunity to compete in a variety of team and individual sports against the very best athletes from other New England States; and

WHEREAS, when given that opportunity in the past, Maine athletes have always been outstanding representatives of our State; and

WHEREAS, in April, 1978, with less than one-third of the membership voting, and again in November 1978, with less than one-fifth of the membership voting, the State Principal's Association effectively determined that Maine secondary school athletes could no longer compete in New England championship events by withdrawing from the New England Council of Secondary School Principals; and

WHEREAS, the reasons given for that determination, including cost, scheduling and lack of participants, should be reviewed; and

WHEREAS, The State Principal's Association will meet in April of this year, at which time they will have the opportunity to reconsider the issue; now, therefore be it

RESOLVED: That we, the members of the 109th Legislature, now assembled, respectfully recommend and urge the State Principal's Association, at its April 1979 meeting, to reconsider the withdrawal from the New England Council of Secondary School Principals and, as an association, to rejoin that council; and be it further

RESOLVED: That duly attested copies of this Resolution be transmitted forthwith by the Secretary of State to the members of the State Principal's Association.

The Resolution was read.

The SPEAKER: The Chair recognizes the gentleman from Sanford, Mr. Tuttle.

Mr. TUTTLE: Mr. Speaker, Ladies and Gentlemen of the House: For many years, Maine athletes have had an opportunity to participate in New England Regional Tournaments. They have had the chance to test themselves in a variety of team and individual sports against the very best athletes from other New England States, and they have always been outstanding representatives of our state. Now, however, because of a decision made by a small minority of the Maine State Principal's Association, our athletes, both young men and young women, find themselves barred from the New England Tournaments.

The State Principal's Association is composed of roughly 142 members. Last April, in a vote of 39 to 5, the association closed the doors to the New England Tournaments for Maine's athletes. In November, the association reaffirmed its earlier decision by refusing to reconsider the matter on a vote of 24 to 17. In these actions with less than one third of a total membership voting, in the November vote, with less than 20 percent of the membership voting not to reconsider, the association declared Maine athletes could no longer compete with their counterparts in other New England states.

I believe that the State Principal's Association actions were wrong and not in the best interest of the student athletes.

We have heard much recently about allowing local officials to make decisions which are primarily local impact. The association's vote to prohibit Maine's athletes from competing in New England tournaments is another good example of a needless and unwise intrusion of local decision making.

The resolution I present today contains no mandates and no automatic hidden costs. It is a simple statement that local officials and our

student athletes should have the opportunity to decide on whether or not to participate in New England competition.

The SPEAKER: The Chair recognizes the gentleman from Cumberland, Mr. Garsoe.

Mr. GARSOE: Mr. Speaker, Ladies and Gentlemen of the House: I think I could go along with this resolution today as being a much more sensible approach to something that I really don't think we should approach anyway, but I can only go along with it, I think, if I am assured that the tabled matter where we were really jumping into it is going to be disposed of. I wonder if I could be reassured on that count as I ask for a division?

The SPEAKER: The Chair recognizes the gentleman from Portland, Mr. Connolly.

Mr. CONNOLLY: Mr. Speaker and Members of the House: In response to the question that Representative Garsoe raises, being the chairman of the committee that this came before and being familiar with the issue, it would be my understanding that were this Joint Resolution adopted, yes, the matter that is tabled unassigned would be indefinitely postponed. The only question is, when would that happen? That has yet to be resolved, but it is my understanding that that is exactly what would happen.

The SPEAKER: The pending question is on adoption of the Joint Resolution, House Paper 1280. All those in favor will vote yes; those opposed will vote no.

A vote of the House was taken.

83 having voted in the affirmative and 13 having voted in the negative, the motion did prevail.

Sent up for concurrence.

On motion of Mr. Cox of Brewer, it was ORDERED, that Representative Harry Vose of Eastport be excused April 2 and April 3, 1979 for personal reasons.

**House Reports of Committees**

**Ought Not to Pass**

Mr. Violette from the Committee on Legal Affairs on Bill "An Act Relating to the Establishment of a State Building Code" (H. P. 546) (L. D. 677) reporting "Ought Not to Pass"

Mr. Soulas from the Committee on Legal Affairs on Bill "An Act Providing an Exemption for Churches and Religious Institutions to the Statute Governing Dissemination of Obscene Matter to Minors" (H. P. 606) (L. D. 751) reporting "Ought Not to Pass"

Were placed in the Legislative Files without further action pursuant to Joint Rule 22, and sent up for concurrence.

**Leave to Withdraw**

Mr. Simon from the Committee on Judiciary on Bill "An Act to Amend the Statute Relating to Motions to Amend or Enforce a Divorce Decree" (H. P. 464) (L. D. 578) reporting "Leave to Withdraw"

Mrs. Prescott from the Committee on Health and Institutional Services on Bill "An Act to Encourage Peer Review in Health Care by Protecting Individuals Participating in Peer Review and by Protecting the Records of Peer Review Organizations" (H. P. 373) (L. D. 479) reporting "Leave to Withdraw"

The Reports were read and accepted and sent up for concurrence.

Mr. Brenerman from the Committee on Health and Institutional Services on Bill "An Act to Provide Birth Certificates for Foreign Born Adopted Children" (Emergency) (H. P. 593) (L. D. 737) reporting "Leave to Withdraw"

The Report was read.

The SPEAKER: The Chair recognizes the gentleman from Brewer, Mr. Norris.

Mr. NORRIS: Mr. Speaker, Ladies and Gentlemen of the House: Very briefly, I just wanted to give credit where credit is due this morning. The gentlewoman from Portland,

Mrs. Nelson, put this bill in. There was also another bill put in and after many days of deliberation and some confrontation, the gentlewoman very graciously asked 'leave to withdraw' on the bill to avert a minor problem that the legislation passed, so, we will be getting another bill under another number, and I just hope that the record shows that it was certainly due to a good deal of her efforts in putting this legislation forward.

Thereupon, the Report was accepted and sent up for concurrence.

Mr. L. Dutremble from the Committee on Local and County Government on Bill "An Act Concerning Appointment of County Commissioners to Certain County Offices" (H. P. 423) (L. D. 518) reporting "Leave to Withdraw"

Mrs. Post from the Committee on Taxation on Bill "An Act Granting Municipalities the Option to Levy and Collect Charges for Services to Tax Exempt Properties" (H. P. 761) (L. D. 941) reporting "Leave to Withdraw"

Mr. Dexter from the Committee on Labor on Bill "An Act Concerning Severance Pay under the Employment Practices Statutes" (H. P. 505) (L. D. 610) reporting "Leave to Withdraw"

Reports were read and accepted and sent up for concurrence.

**Ought to Pass**

**Pursuant to Joint Order H. P. 1176**

Mr. LaPlante from the Committee on Local and County Government on Bill "An Act Extending the Time for Apportionment of County Taxes from March to March, April or May in the Year 1979" (Emergency) (H. P. 1275) (L. D. 1478) reporting "Ought to Pass" pursuant to Joint Order (H. P. 1176)

Report was read and accepted, the Bill read once and assigned for second reading tomorrow.

**Consent Calendar**

**First Day**

In accordance with House Rule 49, the following items appeared on the Consent Calendar for the First Day:

(H. P. 208) (L. D. 257) Bill "An Act Concerning the Maine Property Insurance Cancellation Control Act" Committee on Business Legislation reporting "Ought to Pass" as amended by Committee Amendment "A" (H-148)

(H. P. 827) (L. D. 1025) Bill "An Act Concerning the Governor and Council of the Penobscot Indian Tribe" Committee on Legal Affairs reporting "Ought to Pass" as amended by Committee Amendment "A" (H-154)

(S. P. 45) (L. D. 76) Bill "An Act Relating to the Limitation on the Amount of Dependents Group Life Insurance Which May be Issued" Committee on Business Legislation reporting "Ought to Pass"

(H. P. 119) (L. D. 129) Bill "An Act Concerning Cruelty to Animals" Committee on Agriculture reporting "Ought to Pass" as amended by Committee Amendment "A" (H-152)

(H. P. 77) (L. D. 85) Bill "An Act Concerning Euthanasia of a Sick or Injured Dog Brought to a Veterinarian, to a Humane Society or to a Shelter" Committee on Agriculture reporting "Ought to Pass" as amended by Committee Amendment "A" (H-153)

(H. P. 343) (L. D. 442) Bill "An Act to Extend the Time in which Appeals from Deputies' Decisions may be Taken in Unemployment Compensation Cases" Committee on Labor reporting "Ought to Pass" as amended by Committee Amendment "A" (H-156)

No objections being noted, the above items were ordered to appear on the Consent Calendar of April 3, under listing of Second Day.

**Tabled and Assigned**

(H. P. 417) (L. D. 542) Bill "An Act to Make the Voluntary Payment of Workers' Compensation Nonprejudicial" Committee on Labor re-

porting "Ought to Pass"

On the objection of Mr. Wyman of Pittsfield, was removed from the Consent Calendar.

On motion of the same gentleman, tabled pending acceptance of the Committee Report and tomorrow assigned.

(H. P. 559) (L. D. 706) RESOLVE, to Repeal Certain Provisions Requiring the Construction of a Fishway on the Dam Obstructing the Kennebec River at Augusta Committee on Fisheries and Wildlife reporting "Ought to Pass"

(H. P. 397) (L. D. 504) Bill "An Act Concerning Workers' Compensation for Fire Personnel" Committee on Labor reporting "Ought to Pass"

(H. P. 420) (L. D. 533) Bill "An Act Relating to Interest on Benefits under the Workers' Compensation Act" Committee on Labor reporting "Ought to Pass"

(H. P. 571) (L. D. 719) Bill "An Act to Include the Cost of Processing and Collecting Real Estate Tax Liens Within the Amount of the Lien Itself" Committee on Taxation reporting "Ought to Pass" as Amended by Committee Amendment "A" (H-155)

No objections being noted, the above items were ordered to appear on the Consent Calendar of April 3, under listing of Second Day.

#### Consent Calendar Second Day

In Accordance with House Rule 49, the following items appeared on the Consent Calendar for the Second Day:

(H. P. 528) (L. D. 650) Bill "An Act Releasing to the City of Bangor the State's Interests in a Portion of the Bed of the Penobscot River"

On the objection of Mr. Tarbell of Bangor, was removed from the Consent Calendar.

Thereupon, the Report was accepted, the Bill read once and assigned for second reading tomorrow.

(H. P. 476) (L. D. 593) Bill "An Act to Amend the Membership and the Legislative Mandate of the Capitol Planning Commission" (C. "A" H-147)

(S. P. 152) (L. D. 329) Bill "An Act Concerning Telecommunications for the Deaf" (Emergency) (C. "A" S-61)

(S. P. 112) (L. D. 215) Bill "An Act Authorizing the Public Utilities Commission to use a Modified Procedure in Uncontested Cases Relating to the Assignment and Transfer of Contract Carrier Permits"

No objections having been noted at the end of the Second Legislative Day, the Senate Papers were passed to be engrossed in concurrence, and the House Papers were passed to be engrossed and sent up for concurrence.

#### Passed to Be Engrossed

RESOLVE, Authorizing the State Tax Assessor to Convey the Interest of the State in Certain Lands in the Town of Atkinson, Piscataquis County and St. John Plantation in Aroostook County and Unorganized Territory (H. P. 1264) (L. D. 1448)

Was reported by the Committee on Bills in the Second Reading, read the second time, passed to be engrossed and sent up for concurrence.

#### Second Reader Later Today Assigned

Bill "An Act to Lower the Daily Limit for Smelt Dealers to 4 Quarts" (H. P. 272) (L. D. 346)

Was reported by the Committee on Bills in the Second Reading and read the second time.

The SPEAKER: The Chair recognizes the gentleman from Lincoln, Mr. MacEachern.

Mr. MacEACHERN: Mr. Speaker, Ladies and Gentlemen of the House: This bill had a good hearing before the Fisheries and Wildlife Committee. We did a lot of work on it in the work session, it was considered for quite a

while. It came out of committee 11 to 2 "ought not to pass." There is a serious shortage of bait in the State of Maine and if we cut down the local bait dealers, it is going to make it worse. We can't import bait from out of state because of disease contamination.

I think that this is a bad bill, and I move the indefinite postponement of the bill.

The SPEAKER: The gentleman from Lincoln, Mr. MacEachern, moves the indefinite postponement of this bill and all its accompanying papers.

The Chair recognizes the gentleman from Sanford, Mr. Paul.

Mr. PAUL: Mr. Speaker, Ladies and Gentlemen of the House: This bill came before our Fisheries Committee, and as the gentleman from Lincoln indicated, it had a public hearing. I would like to explain to you what the original bill does and then explain to you an amendment that I will be proposing.

The original bill would reduce from the existing eight quarts, which is the equivalent of approximately 80 smelts per quart, reduce that limit that is allowed for dealers down to four quarts, which I think is much too drastic. However, some of us on the committee felt that in light of the department's regulation they were issuing reducing the bag limit for the individual sportsmen, which is going into effect this year, from four to two, we thought it was unfair that the bait dealer in his bag limit was not being reduced at all. So, I hope you vote against the motion to indefinitely postpone. Then, if that does not prevail, I will present an amendment that would reduce the bag limit for dealers from eight quarts to six quarts.

The SPEAKER: The Chair recognizes the gentleman from Milo, Mr. Masterman.

Mr. MASTERMAN: Mr. Speaker, Men and Women of the House: I would urge you to vote for indefinite postponement. If you will consider for a moment, the smelt run is a very short time, and the dealer doesn't have too long a time to catch these smelts that he has for bait for you and I for the rest of the summer. So, I would urge you to go along with the indefinite postponement motion.

The SPEAKER: The Chair recognizes the gentleman from Unity, Mr. Tozier.

Mr. TOZIER: Mr. Speaker, Ladies and Gentlemen of the House: I would hope you would go along with the indefinite postponement of this bill too. I have a bait dealer in my area that I talked to over the weekend and he said that if he can't get eight quarts when he goes out, he is going to have to go out of the bait business. He also told me, I thought it was kind of interesting, he said, I have a cat that could eat eight quarts of smelts, and I don't think that is too many.

The SPEAKER: The Chair recognizes the gentleman from Waterville, Mr. Jacques.

Mr. JACQUES: Mr. Speaker, Ladies and Gentlemen of the House: I, too, hope that you go along with this motion to indefinitely postpone this bill. With all due respect to Representative Paul, 80 smelts will make a quart only in certain areas. I have seen some places where 25 smelts will make a quart, depending on the size.

I was out smelting last night and I smelted for four hours, there were three of us and our limit would have been six quarts and we were lucky to get back home with two and a half quarts.

So, this eight quart limit for a dealer — I want to tell you there are only six licensed smelt dealers and they pay almost \$50 for that license. That eight quart limit is there for the night that things are good, so they can get the smelts and sell them to people who can't go out and get their own. I think if you cut these people down, it is just one more example of cutting a small guy down that is trying to make a living. So, I think you should stick with the eight quart limit — that is licensed smelt dealers only and that only applies to six people. I

don't think it is going to hurt the population of the smelts in the State of Maine too much.

I hope you will go along with the motion to indefinitely postpone this bill.

The SPEAKER: The Chair recognizes the gentleman from South Portland, Mr. Cloutier. Mr. CLOUTIER: Mr. Speaker, a point of inquiry. I would like to know what the committee report was on this bill coming out?

The SPEAKER: The committee was 11 "ought not to pass" and 2 "ought to pass."

Thereupon, on motion of Mr. Tierney of Lisbon Falls, tabled pending the motion of Mr. MacEachern of Lincoln to indefinitely postpone and later today assigned.

Bill "An Act to Clarify the Rule-making Procedure of the Commissioner of Public Safety" (H. P. 549) (L. D. 680)

Was reported by the Committee on Bills in the Second Reading and read the second time.

The SPEAKER: The Chair recognizes the gentlewoman from Waterville, Mrs. Kany.

Mrs. KANY: Mr. Speaker, Men and Women of the House: Right now I would like to address not you all but any future courts or the Attorney General's Office in the future, and that is to please ignore the statement of fact on L. D. 680 and also to please ignore the statement of fact on a bill which has already been enacted by this chamber, and that is L. D. 420.

Thereupon, the Bill was passed to be engrossed and sent up for concurrence.

#### Second Reader

##### Later Today Assigned

Bill "An Act to Encourage Retraining of Handicapped Workers" (S. P. 164) (L. D. 368)

Was reported by the Committee on Bills in the Second Reading, and read the second time.

On motion of Mrs. Lewis of Auburn, tabled pending passage to be engrossed and later today assigned.

#### Amended Bills

Bill "An Act Relating to Occupational Loss of Hearing" (S. P. 199) (L. D. 495) (C. "A" S-58)

Bill "An Act to Provide Continued Educational Benefits for Veterans' Widows after Remarriage" (H. P. 553) (L. D. 700) (C. "A" H-141)

Were reported by the Committee on Bills in the Second Reading, read the second time, the Senate Paper was passed to be engrossed as amended in concurrence and the House Paper was passed to be engrossed as amended and sent up for concurrence.

#### Passed to be Enacted

An Act to Permit the Retirement Earnings Limitation to Increase as Cost-of-Living Increases in Retirement Benefits are Granted (S. P. 222) (L. D. 606)

An Act to Restrict the Placing of Hazardous Objects on Utility Poles (S. P. 107) (L. D. 212) (C. "A" S-52)

Were reported by the Committee on Engrossed Bills as truly and strictly engrossed, passed to be enacted, signed by the Speaker and sent to the Senate.

#### (Off Record Remarks)

On motion of Mr. Vincent of Portland, recessed until the sound of the gong.

#### After Recess

11:35 A.M.

The House was called to order by the Speaker.

#### Orders of the Day

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

Bill, "An Act Relating to the Advisory Board to the Firemen's Training Program of the Department of Educational and Cultural Ser-

vices" (H. P. 173) (L. D. 223) (C. "A" H-132)  
Tabled—March 29, 1979 by Mr. Connolly of  
Portland.

Pending—Passage to be Engrossed.

Thereupon, the Bill was passed to be engrossed as amended and sent up for concurrence.

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

An Act to Provide for Art in Public Buildings and Other Facilities (H. P. 1071) (L. D. 1224)  
Tabled—March 29, 1979 by Mr. LaPlante of Sabattus.

Pending—Motion of Mr. Kelleher of Bangor to Reconsider Indefinite Postponement of Bill and all Accompanying papers.

Thereupon, on motion of Mr. Kelleher of Bangor, the House reconsidered its action whereby the Bill and all its accompanying papers were indefinitely postponed.

The SPEAKER: The Chair recognizes the gentlewoman from Vassalboro, Mrs. Mitchell.

Mrs. MITCHELL: Mr. Speaker and Members of the House: I appreciate the opportunity of reconsidering whereby we indefinitely postponed this bill. Many valid comments were made about the loss of local control concerning schools, and we have attempted to meet with those people who were extremely concerned about the bill and have an amendment drafted, which is on your desks, H-150, which we will discuss if you will allow us to vote against this indefinite postponement motion.

The SPEAKER: The pending question is on the motion to indefinitely postpone. All those in favor of indefinite postponement will say yes; those opposed will say no.

A Vica Voce Vote being taken, the motion did not prevail.

On motion of Mr. LaPlante of Sabattus, under suspension of the rules, the House reconsidered its actions whereby the Bill was passed to be engrossed.

The same gentleman offered House Amendment "A" and moved its adoption.

House Amendment "A" (H-140) was read by the Clerk and adopted.

The Bill was passed to be engrossed as amended by House Amendment "A" in non-concurrence and sent up for concurrence.

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

Bill, "An Act to Limit the Number and Location of Agency Stores under the Statutes Relating to Alcoholic Beverages" (S. P. 217) (L. D. 602)

Tabled—March 29, 1979 by Mr. Violette of Van Buren.

Pending—Adoption of Senate Amendment "A" (S-51)

Mr. Violette of Van Buren offered House Amendment "B" to Senate Amendment "A" and moved its adoption.

House Amendment "B" to Senate Amendment "A" (H-151) was read by the Clerk.

The SPEAKER: The Chair recognizes the gentleman from Cumberland, Mr. Garsoe.

Mr. GARSOE: Mr. Speaker, Ladies and Gentlemen of the House: Could we have a brief explanation? I probably should know what this is, but I don't. Could someone explain what it does?

The SPEAKER: The gentleman from Cumberland, Mr. Garsoe, has posed a question through the Chair to the gentleman from Van Buren, Mr. Violette, who may answer if he so desires.

The Chair recognizes that gentleman.

Mr. VIOLETTE: Mr. Speaker, Ladies and Gentlemen of the House: This was amended in the other body. The amendment replaced the committee amendment, and in seeing what the Senate Amendment did, it did alter slightly what the committee had unanimously adopted in this committee amendment. I went down to the other end and suggested that we add the

grandfather clause for the existing agency stores. What the Bill does, it limits any agency store in a 10-mile radius of any existing state store, and we were sympathetic to those people who presently had agency stores within a 10-mile radius and wish to sell them, they should be allowed to sell that agency store and continue the operation thereof through whomever would purchase the store. In other words, we just grandfather in the existing agency stores and the Senate Amendment did not do this. Just some clarification of the notification of the committee if a state store were to be closed was the thrust of this amendment.

Thereupon, House Amendment "B" to Senate Amendment "A" was adopted.

Senate Amendment "A" as amended by House Amendment "B" thereto was adopted in non-concurrence.

Committee Amendment "A" (S-45) was read by the Clerk, and on motion of Mr. Violette of Van Buren, the Amendment was indefinitely postponed in concurrence.

The Bill was assigned for second reading tomorrow.

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

Bill, "An Act to Limit Additional Retirement Benefits under the Maine State Retirement System" (H. P. 331) (L. D. 430)

Tabled—March 29, 1979 by Mrs. Nelson of Portland.

Pending—Adoption of Committee Amendment "A" (H-137)

On motion of Mr. Tierney of Lisbon Falls, retabled pending adoption of Committee Amendment "A" and tomorrow assigned.

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

Bill, "An Act to Permit Signed Statements of Psychologists and Chiropractors to be Admitted into Evidence Before the Workers' Compensation Board" (H. P. 377) (L. D. 540)

Tabled—March 30, 1979 by Mr. Hobbins of Saco.

Pending—Passage to be Engrossed.

The SPEAKER: The Chair recognizes the gentleman from Portland, Mr. Joyce.

Mr. JOYCE: Mr. Speaker, I intended to make a motion and debate the bill, but I see Representative Hobbins is not in his seat. Could I have somebody table it one day?

The SPEAKER: The Chair recognizes the gentleman from Lisbon Falls, Mr. Tierney.

Mr. TIERNEY: Mr. Speaker, Men and Women of the House: Representative Hobbins phoned me this morning and told me he wouldn't be here today. I think the bill has been on the table long enough. We have got a long calendar tomorrow. The bill is not of such tremendous importance; I say, full speed ahead.

The SPEAKER: The Chair recognizes the gentleman from Portland, Mr. Joyce.

Mr. JOYCE: Mr. Speaker, Ladies and Gentlemen of the House: I don't think it is an obscure piece of legislation; I think it was well debated. I think other things have come up. I would ask for the yeas and nays.

I will be brief today. As I said, this bill was well debated a few days ago. When I went back home this weekend, I reported back to my people the fate of this bill and how it was going and how this morning there would be an amendment to further add specialists onto this exemption, that they could just sit home and send letters in.

I talked to a dentist, explained it to him, that if he had to come before the workmen's comp committee, he was not permitted to send in the dental charts and had to write a report.

I talked to an orthodontist and explained the same. He was a little upset.

I talked to a few RN's and LPN's and told them that they would have to journey down and testify before the hearing examiner. They were not afforded this. I even talked to a mortician,

told him, you would have to go down and testify.

I was wondering if I should put an amendment in to include all these people to equalize this particular law out. Then the back doorbell rang and my wife escorted into my kitchen a gentleman who lives four houses from me. He happens to be the senior industrial accident hearing examiner who will retire this June on the exact day that will add up on the calendars — he had 47 more working days for the state. I always remember his date of retirement because it should fall on the last day that we are in session. He is a man of much wisdom, having dealt with these cases for nearly 20 years. I showed Mr. John Keaney that particular bill and he said, "This bill is an atrocious bill; they don't need this bill." So, I thought I wouldn't amend it to make it any better and I thought that here, today, I should just rise and ask for the indefinite postponement of this bill and all its accompanying papers and, Mr. Speaker, when the vote is taken, I would request the yeas and nays.

The SPEAKER: The gentleman from Portland, Mr. Joyce, moves that this bill and all its accompanying papers be indefinitely postponed.

The Chair recognizes the gentleman from Westbrook, Mr. Carrier.

Mr. CARRIER: Mr. Speaker and Members of the House: For those of you who haven't followed this particular bill, the course of events was that the bill that was presented included written statements from psychologists and also from chiropractors.

In committee, the report was divided because some of us felt that psychologists should not be included in this. Personally, I felt they should not be because of their academic background, which I happened to look up and really I think that they seem to work a lot on assumptions and as Totie Fields one time said so nicely on TV, she called them a bunch of looney toons. Well, I don't know if that is what they are or not but the fact is that they have apparently no set of education to get, they go in, to practice and they don't work on the basics, they work on their own personal opinion. Maybe that would work for a lot of people. It came over here and I believe we did pass it without the psychologists and, to my knowledge, it went to the other body and then the Senators down there tacked on this psychologists again and then we had podiatrist, who wanted to get on and it went on and on. We were going to get LPN's to RN's to Social Workers and everything else. So, actually, solely on the basis of academic background, I supported the bill to let the chiropractors in and that was defeated in the Senate and that is the position we are in right now. As it is right now, all the amendments have been taken off, we are back to the original bill itself including chiropractors and psychologists.

If you feel that this is what you want, well, you vote against the motion. I think it is very dangerous at times to put people or allow people to do certain things without a true, real professional background. They want to be recognized on the same basis as psychiatrists and medical doctors and other things. Maybe, some of them are better but their background does not show that they have the proper academic training along with the actual training.

So, this is the reason why I support the motion to indefinitely postpone the bill.

I would have been willing to get the chiropractors on but, as it is now, I am not willing to let the psychiatrists and I will vote for the indefinite postponement.

The SPEAKER: The Chair recognizes the gentleman from Wiscasset, Mr. Stetson.

Mr. STETSON: Mr. Speaker, Ladies and Gentlemen of the House: I rise to join my colleagues, the gentleman from Portland and the gentleman from Westbrook, in the motion to indefinitely postpone.

I think that this bill is what we might call a nickle and dime effort. It is nickle and diming us to death, to add one category after another to the people who may submit written testimony in lieu of live testimony in front of the Workmen's Compensation Board.

I think if the proponents of such a measure are really serious, why don't they just come out with a bill that would permit all testimony before the Workmen's Compensation Board to be submitted by written document except in those cases where the parties want to subpoena the witness before them to testify? But, why should we nickle and dime this law to death adding one category this year, another category next year and so on, ad infinitum.

I move that we indefinitely postpone.

The SPEAKER: The Chair recognizes the gentleman from Westbrook, Mr. Laffin.

Mr. LAFFIN: Mr. Speaker, Ladies and Gentlemen of the House: I rise this morning to oppose my three good friends who are on the Judiciary Committee. This bill had a good hearing. At the time, they were all in agreement other than divided on who should have the writing. Some of them didn't want the other people — I don't know what their object is today to oppose the bill entirely.

Several years ago, when I was a member of the Labor Committee, we accepted that the chiropractors would be paid for examining employees who were hurt on the job and before then it was just medical doctors. So, I think we have come a long way and there has never been any problem with that. They have done a fine job. The chiropractors have certainly held up well. He is certainly well respected and he is getting better and better in our society. Consequently, I can't see today what you are going to do under the Workmen's Compensation Board. All that you would have to do is present it in writing. So, if you don't want the psychologists in there, what you are going to do this morning is kill the whole bill. I don't think that would be a good move by the members of this House. I don't have any objection to killing the people that give you examinations in offices as to your stability, as to whether you are insane or not. Those kind of people I don't particularly care too much about but, nevertheless, I would certainly hate to see us today kill the whole bill simply because we may not want that group in there.

It was divided report. Also, at the committee hearing, that you are not being told about, the members who signed the "Ought Not to Pass" Report and it was divided into three reports, they did support the chiropractors. You know, they had no objections to them. Now, today, they want you to kill the whole bill. I would certainly hope that the members of this House today will not kill the bill and will vote against the motion to indefinitely postpone.

The SPEAKER: The Chair recognizes the gentleman from Newcastle, Mrs. Sewall.

Mrs. SEWALL: Mr. Speaker, Ladies and Gentlemen of the House: Just to make sure that the report is tremendously clear, I signed "Ought not to Pass" on entire bill and the committee report would show that.

The SPEAKER: A roll call has been requested. For the Chair to order a roll call, it must have the expressed desire of one-fifth of the members present and voting. All those desiring a roll call vote will vote yes; those opposed will vote no.

A vote of the House was taken and more than one-fifth of the members present and voting having expressed the desire for a roll call, a roll call was ordered.

The SPEAKER: The pending question is on the motion of the gentleman from Portland, Mr. Joyce, that this bill and all accompanying papers be indefinitely postponed.

The Chair recognizes the gentleman from Rogue Bluffs, Mr. Nelson.

Mr. NELSON: Mr. Speaker, I request permission to pair my vote with the gentleman

from Portland, Mr. Brannigan. If he were here, he would be voting nay and I am voting yea.

The SPEAKER: The Chair recognizes the gentleman from Old Town, Mr. Gould.

Mr. GOULD: Mr. Speaker, I request permission to pair my vote with the gentleman from Lewiston, Mr. Simon. If he were here, he would be voting nay and if I were voting, I would be voting yea.

The SPEAKER: The pending motion is on the motion of the gentleman from Portland, Mr. Joyce, that this bill and all its accompanying papers be indefinitely postponed. These in favor will vote yes; those opposed will vote no.

#### ROLL CALL

YEA — Alopis, Austin, Bachrach, Berry, Berube, Bordeaux, Boudreau, Bowden, Brown, A.; Brown, D.; Brown, K. L.; Brown, K. C.; Bunker, Call, Carrier, Carroll, Carter, D.; Churchill, Conary, Cunningham, Curtis, Damren, Drinkwater, Fillmore, Fowlie, Garsoe, Gavett, Gray, Higgins, Hunter, Hutchings, Immonen, Jackson, Jacques, P.; Jalbert, Joyce, Kane, Lancaster, LaPlante, Leighton, Leonard, Lewis, Lougee, Lowe, MacBride, MacEachern, Masterman, McMahon, McPherson, McSweeney, Morton, Payne, Pearson, Peltier, Reeves, J.; Roope, Sewall, Sherburne, Small, Smith, Sprowl, Stetson, Stover, Strout, Theriault, Torrey, Wentworth, Whittmore.

NAY — Baker, Barry, Benoit, Blodgett, Brennerman, Brodeur, Chonko, Cloutier, Connolly, Cox, Davies, Dexter, Doukas, Dow, Dutremble, D.; Dutremble, L.; Gwadosky, Hall, Hanson, Hickey, Howe, Huber, Hughes, Jacques, E.; Kany, Kelleher, Kiesman, Laffin, Lizotte, Locke, Mahany, Marshall, Maxwell, McHenry, McKean, Michael, Mitchell, Nadeau, Nelson, A.; Nelson, M.; Norris, Paradis, Paul, Peterson, Reeves, P.; Rollins, Silsby, Soulas, Studley, Tarbell, Tierney, Tozier, Tuttle, Twitchell, Vincent, Violette, Wood, Wyman.

ABSENT — Beaulieu, Birt, Carter, F.; Davis, Dellert, Diamond, Dudley, Elias, Fenlason, Gillis, Gowen, Hobbins, Lund, Martin, A.; Masterton, Matthews, Post, Prescott, Rolde, Vose.

PAIRED — Brannigan-Nelson N.; Gould-Simon.

Yes, 68; No, 58; Absent, 20; Paired, 4.

The SPEAKER: Sixty-eight having voted in the affirmative, fifty-eight in the negative, twenty being absent and four having paired, the motion did prevail.

The Chair recognizes the gentleman from Portland, Mr. Joyce.

Mr. JOYCE: Mr. Speaker, Ladies and Gentlemen of the House: Having voted on the prevailing side, I now move for reconsideration and ask that you vote against me.

The SPEAKER: The gentleman from Portland, Mr. Joyce, moves that we reconsider our action whereby the House voted to indefinitely postpone.

The Chair recognizes the gentleman from Auburn, Mr. Michael.

Mr. MICHAEL: Mr. Speaker, I request a division.

The SPEAKER: A vote has been requested. The pending question is on the motion of the gentleman from Portland, Mr. Joyce, that the House reconsider its action whereby the House indefinitely postponed the bill and all accompanying papers. All in favor of that motion will vote yes; those opposed will vote no.

A vote of the House was taken.

53 having voted in the affirmative and 7 in the negative, the motion to reconsider did not prevail.

Sent up for concurrence.

The Chair laid before the House the following matter: Bill "An Act to Establish the Maine Judicial Retirement System" (S. P. 452) (L. D. 1450) which was tabled earlier in the day and later today assigned pending reference in concurrence.

On motion of Mr. Theriault of Rumford, tabled pending reference in concurrence and tomorrow assigned.

The Chair laid before the House the following matter: Committee on Aging, Retirement and Veterans reporting "Ought to Pass" as amended by Committee Amendment "A" (S-57) on Bill "An Act to Clarify the Application of Military Service Credits to Retirement Benefits for Policemen, Firemen Local District Employees, Sheriffs and Full-time Deputy Sheriffs" (S. P. 147) (L. D. 324), which was tabled earlier in the day and later today assigned, pending acceptance of the Committee Report in concurrence.

The report was accepted in concurrence and the bill read once.

Committee Amendment "A" (S-72) to Committee Amendment "A" was read and adopted.

Committee Amendment "A" as amended by Senate Amendment "A" thereto was adopted, and the Bill assigned for Second Reading tomorrow.

The Chair laid before the House the following matter: Bill "An Act to Lower the Daily Limit for Smelt Dealers to 4 Quarts" (H. P. 272) (L. D. 346), which was tabled earlier in the day and later today assigned, pending the motion of the gentleman from Lincoln, Mr. MacEachern that the bill and all accompanying papers be indefinitely postponed.

The SPEAKER: The Chair recognizes the gentleman from Sanford, Mr. Paul.

Mr. PAUL: Mr. Speaker and Members of the House: I signed out this bill, along with Senator Usher, "Ought to Pass" with the intent of presenting an amendment that would reduce the bag limit to be consistent in what the department has done by rule and regulation. Effective this year, the Department of Fisheries and Wildlife has issued a regulation which would reduce the smelt bag limit for the sportsmen from four quarts to two quarts, and that is done by rule and regulation. It is important to deal with the live bait dealers, because they are in the statutes. This bill addresses that problem. It attempts to reduce smelt dealers from eight quarts to six quarts as proposed in my amendment. This is a question of fairness in my mind.

We have approximately 160,000 fisherman, people who like to dip or catch smelts and the law says they can only take two quarts. However, the bait dealers who also compete with the fisherman are allowed to take eight quarts. I think it is highly inconsistent to pass regulations that impede the sportsmen's ability to collect smelts and it helps the bait dealers.

So, the motion is indefinite postponement. This bill does not affect tidal waters or salt water smelts in any way, shape or manner. All we are trying to do here is to make it fair for the sportsmen of this state to be on the same grounds with the live bait dealers.

I hope you vote against the motion of indefinite postponement so I might offer my amendment, which we believe is more palatable.

The SPEAKER: The Chair would advise the gentleman from Sanford, Mr. Paul, that if he wishes to offer his amendment, he may do so.

Whereupon, Mr. Paul of Sanford offered House Amendment "A" and moved its adoption.

House Amendment "A" (H-165) was read by the Clerk.

The SPEAKER: The Chair recognizes the gentleman from Lincoln, Mr. MacEachern.

Mr. MacEACHERN: Mr. Speaker, Ladies and Gentlemen of the House: This is only an attempt to water the bill down a little bit. The purpose of the bill is cut the amount of smelts that a dealer can take.

I maintain that the killing of this bill would be a vote for the sportsmen. The ice fisherman in my area are having a hard time finding smelts to use for bait. The only way they can buy them from a bait dealer who goes out and

dips them. If you pass this bill, it is going to cut down the amount of bait available.

My son, one day this winter, wanted to go ice fishing. He traveled all over northern Penobscot County trying to find some smelts to use for bait and couldn't find any. If you do this, you are just going to make harder for the ice fisherman to find bait.

I would move that we indefinitely postpone this amendment, this bill and all its accompanying papers.

The SPEAKER: The Chair recognizes the gentleman from Unity, Mr. Tozier.

Mr. TOZIER: Mr. Speaker, Ladies and Gentlemen of the House: I wholeheartedly agree with the indefinite postponement of this bill, this amendment. If you are going to make the dealer even with the people out here taking the smelts, then we should reduce it to two quarts. That would make it even. I believe there is an error in this.

A party from Argyle was prevented from importing live bait across the water into Maine and it made a hardship on the bait dealers to get bait for the winter for the ice fisherman. They can't import bait across the border and this bill, keeping it at eight quarts, would help the bait dealers out.

Mr. MacEachern of Lincoln requested a roll call vote.

The SPEAKER: For the Chair to order a roll call, it must have the expressed desire of one-fifth of the members present and voting. Those in favor will vote yes; those opposed will vote no.

A vote of the House was taken, and more than one fifth of the members present having expressed a desire for a roll call, a roll call was ordered.

The SPEAKER: The pending question before the House is on the motion of the gentleman from Lincoln, Mr. MacEachern, that House Amendment "A" be indefinitely postponed. Those in favor will vote yes; those opposed will vote no.

#### ROLL CALL

YEA — Aloupis, Austin, Bachrach, Barry, Berry, Blodgett, Bordeaux, Boudreau, Bowden, Brenerman, Brown, A., Brown, D., Brown, K. L., Brown, K. C., Bunker, Call, Carrier, Carter, D., Carter, F., Chonko, Churchill, Cloutier, Conary, Cunningham, Curtis, Damren, Dexter, Doukas, Dow, Drinkwater, Dutremble, L., Fillmore, Fowlie, Garsoe, Gavett, Gould, Gray, Gwadosky, Hall, Hanson, Hickey, Higgins, Hughes, Hutchings, Immonen, Jackson, Jacques, E., Jacques, P., Jalbert, Joyce, Kane, Kany, Kiesman, Laffin, LaPlante, Leighton, Leonard, Lewis, Locke, Lougee, Lowe, Lund, MacBride, MacEachern, Marshall, Masterman, Maxwell, McPherson, McSweeney, Mitchell, Morton, Nelson, A., Nelson, N., Norris, Paradis, Payne, Peltier, Peterson, Prescott, Reeves, J., Rollins, Roope, Sewall, Sherburne, Silsby, Small, Smith, Soulas, Sprowl, Stetson, Stover, Strout, Studley, Tarbell, Theriault, Tierney, Torrey, Tozier, Twitchell, Vincent, Violette, Wentworth, Whittemore, Wyman.

NAY — Baker, Benoit, Berube, Brodeur, Connolly, Cox, Davies, Dutremble, D., Lizotte, Mahany, McHenry, McKean, Michael, Nadeau, Nelson, M., Paul, Pearson, Reeves, P., Tuttle, Wood.

ABSENT — Beaulieu, Birt, Brannigan, Carroll, Davis, Dellert, Diamond, Dudley, Elias, Fenlason, Gillis, Gowen, Hobbins, Howe, Huber, Hunter, Kelleher, Lancaster, Martin, A., Masterton, Matthews, McMahon, Post, Rolde, Simon, Vose.

Yes, 104; No, 20; Absent, 26.

The SPEAKER: One hundred and four having voted in the affirmative and twenty in the negative, with twenty-six being absent, the motion does prevail.

Thereupon, on motion of Mr. MacEachern of Lincoln, the Bill and all its accompanying papers were indefinitely postponed.

Sent up for concurrence.

The Chair laid before the House the following matter:

Bill "An Act to Encourage Retraining of Handicapped Workers" (S. P. 164) (L. D. 368) which was tabled earlier in the day and later today assigned pending passage to be engrossed.

Thereupon, the Bill was passed to be engrossed in concurrence and sent up for concurrence.

The following paper appearing on Supplement #1 was taken up out of order by unanimous consent:

The Following Joint Order, An Expression of Legislative Sentiment recognizing that: Marie A. MacArthur, after serving in the administration of 11 different mayors, is retiring as deputy city clerk in Waterville after 34 years of public service (S. P. 489)

Came from the Senate read and passed.

In the House, was read and passed in concurrence.

The Chair laid before the House the second tabled and Unassigned matter:

Bill, "An Act to Permit the Publication of the Names of Juveniles in Connection with Arrests and Court Appearances" (H. P. 18) (L. D. 35)

Tabled—March 30, 1979 by the Speaker

Pending—Adoption of House Amendment "A" (H-142) (Pending Ruling of the Chair)

The SPEAKER: The Chair would advise the members of the House that there is some confusion as to whether or not there would be a problem and the Chair, at this point, will not rule, pending the fact that action will be taken to prevent the need for a ruling.

Thereupon, Mr. Gray of Rockland withdrew House Amendment "A".

On motion of Mr. Tierney of Lisbon Falls, the House voted to concur.

#### (Off Record Remarks)

On motion of Mr. Pearson of Old Town, adjourned until nine-thirty tomorrow morning.