

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

One Hundred and Ninth

Legislature

OF THE

STATE OF MAINE

SECOND REGULAR SESSION

January 2 to April 3, 1980

THIRD SPECIAL SESSION

May 22, 1980

THIRD CONFIRMATION SESSION

July 17, 1980

FOURTH CONFIRMATION SESSION

July 24, 1980

FIFTH CONFIRMATION SESSION

September 12, 1980

**REPORT, HEARING TRANSCRIPT AND
RELATED MEMORANDA OF THE JOINT
SELECT COMMITTEE ON INDIAN LAND
CLAIMS**

HOUSE

January 18, 1980

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

Prayer by Father Roland Reny of Holy Cross Church, South Portland.

Father RENY: We ask your blessing, Almighty God, on this Session of the Maine Legislature and beg that this blessing continue as long as the people act so to deserve good men and women representing them in government operating under God's grace. Relying on the purity of their intentions, the justice of their cause, the intelligence of the people, our founding fathers established a legislative body in every state under an overruling providence which has so singularly protected our country to this very moment.

Divine being, supreme over all, patron of order, fountain of justice, continue your blessings on a body of men and women responsible for its laws so their acts may always be consistent with the ends of your divine providence. Amen.

The journal of the previous session was read and approved.

Papers from the Senate

Bill "An Act Relating to the Bonding of Voting Device Vendors" (S. P. 694) (L. D. 1816) Came from the Senate referred to the Committee on Election Laws and ordered printed. In the House, referred to the Committee on Election Laws in concurrence.

Bill "An Act to Amend Support and Enforcement of Support Laws in Divorce and Related Cases" (S. P. 693) (L. D. 1813)

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

In the House, referred to the Committee on Judiciary in concurrence.

Bill "An Act to Create a Board for Barrier Free Design" (S. P. 692) (L. D. 1812)

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

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

Petitions, Bills and Resolves**Requiring Reference**

The following Bills and Resolutions were received and referred to the following Committees:

Education

Bill "An Act to Exempt Church-sponsored Schools and Schools of Religious Charter from Approval of the Department of Educational and Cultural Services" (H. P. 1711) (Presented by Mr. Birt of East Millinocket) (Cosponsors: Mr. Laffin of Westbrook and Mr. Soulas of Bangor) (Approved for introduction by the Legislative Council pursuant to Joint Rule 26.) (Ordered Printed)

Sent up for concurrence.

Energy and Natural Resources

Bill "An Act to Establish Mandatory Energy Efficiency Building Performance Standards for the State" (H. P. 1712) (Presented by Mrs. Huber of Falmouth) (Cosponsor: Mr. Davies of Orono) (Governor's Bill)

Bill "An Act to Appropriate Money for the Maine Energy Resources Development Fund and to Permit the use of Those Funds for Demonstration Projects" (H. P. 1713) (Presented by Mr. Blodgett of Waldoboro) (Cosponsors: Mr. Carter of Winslow, Mr. Michael of Auburn and Mrs. Huber of Falmouth) (Governor's Bill)

(Ordered Printed)

Sent up for concurrence.

Health and Institutional Services

Bill "An Act Providing Release Benefits for Certain Persons Discharged from the Maine Correctional Center" (H. P. 1714) (Presented by Mr. Hughes of Auburn) (Governor's Bill) (Ordered Printed)

Sent up for concurrence.

Judiciary

Bill "An Act Concerning Removal of Sex Bias in Child Support Statutes" (H. P. 1715) (Presented by Ms. Benoit of South Portland) (Governor's Bill)

(Ordered Printed)

Sent up for concurrence.

Marine Resources

Bill "An Act to Clarify Provisions for Fish Weirs and Clam Ordinances in Unorganized Territories" (H. P. 1716) (Presented by Mr. Vose of Eastport) (Approved for introduction by a Majority of the Legislative Council pursuant to Joint Rule 27)

(Ordered Printed)

Sent up for concurrence.

State Government

Bill "An Act to Provide a Manpower Coordinator in the State Development Office and to Establish a Fund to Aid Manpower Services for Economic Development" (H. P. 1717) (Presented by Mr. Kelleher of Bangor) (Cosponsor: Mr. Smith of Mars Hill) (Governor's Bill)

Bill "An Act Combining the Offices of Justices of the Peace and Notary Public and to Establish their Appointment by the Secretary of State" (H. P. 1718) (Presented by Mrs. Masterton of Cape Elizabeth) (Cosponsors: Ms. Benoit of South Portland, Mr. Hughes of Auburn and Mr. Silsby of Ellsworth) (Approved for introduction by the Legislative Council pursuant to Joint Rule 26.)

Bill "An Act Relating to Agricultural Development" (H. P. 1719) (Presented by Mr. Mahany of Easton) (Cosponsors: Mr. Morton of Farmington, Mr. Torrey of Poland and Mr. Martin of Eagle Lake) (Governor's Bill)

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Bring into Conformance the Year in which the House and Senate shall be Apportioned (H. P. 1720) (Presented by Mrs. Masterton of Cape Elizabeth) (Cosponsor: Mr. Birt of East Millinocket) (Approved for introduction by the Legislative Council pursuant to Joint Rule 26.)

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Delete from the Constitution all References to Justices of the Peace and to Clarify the Status of Notaries Public (H. P. 1721) (Presented by Mrs. Masterton of Cape Elizabeth) (Cosponsors: Ms. Benoit of South Portland, Mr. Hughes of Auburn, and Mr. Silsby of Ellsworth) (Approved for introduction by the Legislative Council pursuant to Joint Rule 26.)

(Ordered Printed)

Sent up for concurrence.

Taxation

Bill "An Act to Exempt from Maine Income Tax Interest Earned on Accounts in Maine Financial Institutions" (H. P. 1722) (Presented by Miss Gavett of Orono) (Cosponsors: Mr. Kelleher of Bangor and Mr. Davis of Monmouth) (Approved for introduction by the Legislative Council pursuant to Joint Rule 26.)

(Ordered Printed)

Sent up for concurrence.

Transportation

Bill "An Act to Amend Allocations from the Highway Fund for the Fiscal Years from July 1, 1979 to June 30, 1980 and from July 1, 1980 to June 30, 1981, Decrease the State Aid Bonus from 40% to 20%, and Revise Drivers' License and Examination Fees" (Emergency) (H. P. 1723) (Presented by Mr. Carroll of Limerick) (Governor's Bill)

Bill "An Act to Provide for the Reregistra-

tion of a Motor Vehicle when the Previous Registration has Expired for more than 30 Days" (H. P. 1724) (Presented by Mrs. Reeves of Pittston) (Approved for introduction by a Majority of the Legislative Council pursuant to Joint Rule 27.)

(Ordered Printed)

Sent up for concurrence.

Orders

A Joint Resolution (H. P. 1698) in memory of George Meany, giant of the labor movement whose tireless dedication to democratic principles helped advance the civil rights and social welfare of American workers

Presented by Mr. Tierney of Lisbon (Cosponsors: Mr. Birt of East Millinocket, Mr. Wyman of Pittsfield and Mr. Churchill of Orland.)

Was read and adopted and sent up for concurrence.

On motion of Mr. Tierney of Lisbon, the following Joint Order: (H. P. 1725)

ORDERED, the Senate concurring, that when the Senate and House adjourn, they adjourn to Tuesday, January 22, 1980, at twelve o'clock noon.

Was read and passed and sent up for concurrence.

On motion of Mr. Tierney of Lisbon, the following Joint Order: (H. P. 1726)

ORDERED, the Senate concurring, that the Joint Standing Committee on Business Legislation report out a bill at this session of the Legislature making refinements and amendments to the Beverage Container Law

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

Consent Calendar**First Day**

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

(H. P. 1616) (L. D. 1726) Bill "An Act Revising the Maine Capital Corporation" Committee on State Government reporting "Ought to Pass"

(H. P. 1629) (L. D. 1739) Bill "An Act to Amend the Law Regarding the Issuance of Registration Permits under the Motor Vehicle Laws" Committee on Transportation reporting "Ought to Pass"

(H. P. 1628) (L. D. 1738) Bill "An Act Relating to Enforcement of the Truck Weight Requirements Under the Motor Vehicle Laws" Committee on Transportation reporting "Ought to Pass"

(H. P. 1620) (L. D. 1730) Bill "An Act Pertaining to the Granting of Preference in the Letting of State Contracts to State of Maine Resident Bidders" Committee on State Government reporting "Ought to Pass" as amended by Committee Amendment "A" (H-746)

(H. P. 1597) (L. D. 1708) Bill "An Act to Make Corrections in the Law with Respect to Bridgton Academy, Gould Academy and North Yarmouth Academy" Committee on Aging, Retirement and Veterans reporting "Ought to Pass" as amended by Committee Amendment "A" (H-747)

No objections being noted, the above items were ordered to appear on the Consent Calendar of January 22, under listing of Second Day.

Passed to be Engrossed

Bill "An Act to Repeal the Marine Worm Tax" (Emergency) (H. P. 1632) (L. D. 1742)

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

Orders of the Day

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

Bill, "An Act to Revise the Small Claims Law" (S. P. 684) (L. D. 1807) — In Senate, referred to Committee on Judiciary.

Tabled—January 17, 1980 by Mrs. Mitchell of Vassalboro.

Pending—Reference in concurrence.

On motion of Mrs. Mitchell of Vassalboro, retabled pending reference in concurrence and specially assigned for Wednesday, January 23.

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

Bill "An Act Appropriating Funds to Allow Maine State Retirement System Members a Cost-of-Living Increase" (S. P. 677) (L. D. 1784) — In Senate, referred to Committee on Aging, Retirement and Veterans.

Tabled—January 17, 1980 by Mrs. Mitchell of Vassalboro.

Pending—Reference in concurrence.

Thereupon, the Bill was referred to the Committee on Aging, Retirement and Veterans in concurrence.

(Off Record Remarks)

On motion of Mr. Davies of Orono, adjourned until Tuesday, January 22, at twelve o'clock.
