

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

***One Hundred and Tenth
Legislature***

OF THE

STATE OF MAINE

Volume I

FIRST REGULAR SESSION

December 3, 1980 to May 1, 1981

KJ PRINTING
AUGUSTA, MAINE

STATE OF MAINE
One Hundred and Tenth Legislature
First Regular Session
JOURNAL OF THE SENATE

January 6, 1981
Senate called to order by the President.

Prayer by the Reverend Robert E. Canfield of the Free Methodist Church of Gardiner.

REVEREND CANFIELD: Let us bow our heads in prayer. Heavenly Father, we thank You that You never tire of our coming to You, You have told us this so we rest in that promise. You also told us that any time we feel we lack wisdom, we may ask of God and that You will give to us liberally. In all the deliberations of this day, give wisdom and guidance, and help us to flee from the temptation of self-sufficiency, help us to trust and depend on You. So guide the thoughts and meditations of this day, we ask in the name of our Lord. Amen.

Reading of the Journal of yesterday.

Papers from the House
Joint Resolutions

A Joint Resolution in Memoriam:

WHEREAS, The Legislature has learned with deep regret of the death of Hon. Kenneth A. Mills, of Eastport, a member of the 102nd and the 104th through 108th Legislatures. (H. P. 49)

A Joint Resolution in Memoriam:

WHEREAS, the Legislature has learned with deep regret of the death of the Honorable Robert B. Dow, Sr., prominent Norway attorney and member of the 88th thru 92nd Maine Legislatures. (H. P. 47)

Come from the House, Read and Adopted.

Which were Read and Adopted, in concurrence.

House Papers

Bill, "An Act Concerning Damage Done to Sheep by Dogs or Wild Animals." (H. P. 37) (L. D. 46)

Comes from the House, referred to the Committee on Agriculture and Ordered Printed.

Which was referred to the Committee on Agriculture and Ordered Printed, in concurrence.

Bill, "An Act to Regulate Variable Rate Consumer Credit Transactions under the Consumer Credit Code." (H. P. 34) (L. D. 39)

Comes from the House, referred to the Committee on Business Legislation and Ordered Printed.

Which was referred to the Committee on Business Legislation and Ordered Printed, in concurrence.

Bill, "An Act to Encourage the University of Maine Law School to offer Extension and Evening Programs for Part-time Students." (H. P. 38) (L. D. 47)

Comes from the House, referred to the Committee on Education and Ordered Printed.

Which was referred to the Committee on Education and Ordered Printed, in concurrence.

Bill, "An Act to Prohibit Voter Registration on Election Day with Certain Exceptions." (H. P. 35) (L. D. 40)

Comes from the House, referred to the Committee on Election Laws and Ordered Printed.

Which was referred to the Committee on Election Laws and Ordered Printed, in concurrence.

Bill, "An Act to Repeal the Prohibition on Importing Live Bait." (H. P. 39) (L. D. 48)

Comes from the House, referred to the Committee on Fisheries and Wildlife and Ordered Printed.

Which was referred to the Committee on Fisheries and Wildlife and Ordered Printed, in concurrence.

Bill, "An Act Relating to Immunization of Children Prior to Entering School." (H. P. 41) (L. D. 54)

Comes from the House, referred to the Committee on Health and Institutional Services and Ordered Printed.

Which was referred to the Committee on Health and Institutional Services and Ordered Printed, in concurrence.

Bill, "An Act to Amend the Maine Juvenile Code Concerning Emancipation." (H. P. 31) (L. D. 36)

Bill, "An Act to Make Confidential Certain Documents of the Maine Human Rights Commission." (H. P. 33) (L. D. 38)

Bill, "An Act to Increase and to Make Mandatory the Fines for Litter." (H. P. 40) (L. D. 53)

Come from the House, referred to the Committee on Judiciary and Ordered Printed.

Which were referred to the Committee on Judiciary and Ordered Printed, in concurrence.

Bill, "An Act to Provide for the Surrender by Grand Falls Plantation of its Organization." (Emergency) (H. P. 42) (L. D. 55)

Comes from the House, referred to the Committee on Local and County Government and Ordered Printed.

Which was referred to the Committee on Local and County Government and Ordered Printed, in concurrence.

Bill, "An Act to Place Sewer Utilities under the Regulation of the Public Utilities Commission." (Emergency) (H. P. 36) (L. D. 41)

Bill, "An Act to Dissolve the Howland Water and Sewer District." (H. P. 43) (L. D. 49)

Comes from the House, referred to the Committee on Public Utilities and Ordered Printed.

Which were referred to the Committee on Public Utilities and Ordered Printed, in concurrence.

Bill, "An Act to Require Legislative Confirmation of State Housing Authority Commissioners." (H. P. 44) (L. D. 50)

Comes from the House, referred to the Committee on State Government and Ordered Printed.

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

Bill, "An Act to Modify Certain Rules of the Road to Conform with the Uniform Vehicle Code." (H. P. 32) (L. D. 37)

Bill, "An Act to Provide for the use of Flashing White Lights on Ambulances." (H. P. 45) (L. D. 51)

Bill, "An Act to Create a Point Credit System for Violation-free Drivers Under the Motor Vehicle Laws." (H. P. 46) (L. D. 52)

Comes from the House, referred to the Committee on Transportation and Ordered Printed.

Which were referred to the Committee on Transportation and Ordered Printed, in concurrence.

Communications

Department of Finance and Administration
Bureau of Accounts and Control

Governor Joseph E. Brennan,
Members of the Legislature
and Other Citizens of Maine

In accordance with Title 5, MRSA, section 1547 the accompanying Financial Report of the State of Maine is submitted for the fiscal year ended June 30, 1980.

The statements present the financial position of the various funds of the State, their resources and expenditures for the fiscal year then ended. Comparative budgetary data as well as footnotes and statistical information have been included in this report to promote a better understanding of the State's finances.

Questions or comments about this report are

always welcome.

S/DONALD A. BROWN
State Controller

Which was Read and with accompanying Report, Ordered Placed on File.

Department of Conservation

December 18, 1980

The Honorable John L. Martin
Speaker of the House

State House

Augusta, Maine

The Honorable Joseph Sewall
President of the Senate

State House

Augusta, Maine 04330

Dear Speaker Martin and President Sewall:

As provided by 12 M.R.S.A. Section 685-A, Subsection 8, any amendments to the Land Use Regulation Commission's land use standards must be submitted to the Legislature. On behalf of the Commission, I am submitting to you amendments which the Commission adopted this past June. If the Legislature chooses to take no action, these amendments will remain in effect as adopted.

Attached to this letter is a document showing each of the amendments, as well as a complete set of the Commission's revised standards which incorporate these amendments. Many of the changes are relatively minor. To facilitate legislative review, I have also attached a summary of the major changes.

Prior to Commission adoption, all of these amendments to the standards were the subject of a full public hearing held in May 1980. The Commission responded to the oral and written comments made during that hearing process with appropriate changes to the proposed amendments.

Given our experience in dealing with these revised standards since they went into effect in July, we strongly believe that they are more effective in protecting the environment, while minimizing burdens on landowners, than were the standards prior to amendment. The Commission and its staff are committed to an ongoing process of reviewing and improving these standards in order to assure that they are fully responsive to LURC's statutory mandate.

I will be happy to meet with the appropriate legislative committee and/or yourselves to further explain these amendments.

Thank you for your consideration.

Sincerely,
S/JEFFREY R. PIDOT
Director
(H. P. 0048)

Comes from the House Read with accompanying papers and referred to the Committee on Energy and Natural Resources.

Which was Read.

On Motion by Senator McBREAIRTY referred to the Committee on Energy and Natural Resources, with accompanying papers, in concurrence.

Senate Papers

Senator O'LEARY of Oxford presented,
Bill, "An Act to Require Teacher Evaluation by Persons Outside the School Administrative District." (S. P. 50)

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

Sent down for concurrence.

Senator O'LEARY of Oxford presented,
Bill, "An Act to Reduce the Minimum Size for Exempt Lots Subdivided Under the Land Use Regulation Law." (S. P. 51)

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

Sent down for concurrence.

Senator O'LEARY of Oxford presented,
Bill, "An Act to Provide for a Special Hunting Season on Bear During the 2nd Week in No-

vember." (S. P. 52)

The same Senator presented,

Bill, "An Act to Establish and Limit Deer Hunting to a Northern and a Southern Zone." (S. P. 49)

Which were referred to the Committee on Fisheries and Wildlife and Ordered Printed.
Sent down for concurrence.

Senator O'LEARY of Oxford presented,

Bill, "An Act to Require Employee Organizations, Unions and Bargaining Agents in the Private Sector to Negotiate on Behalf of Retired Employees." (S. P. 53)

Which was referred to the Committee on Labor and Ordered Printed.
Sent down for concurrence.

Senator CONLEY of Cumberland (Cosponsor: Representative KELLEHER of Bangor) presented,

Bill, "An Act to Relieve Public Housing Authorities from Excessive Utility Charges." (S. P. 48)

Reference to the Committee on Public Utilities is suggested.

Sent down for concurrence.

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

Senator CONLEY: Mr. President, I move that this item be referred to the Committee on State Government.

The PRESIDENT: The Senator from Cumberland, Senator Conley, now moves that (S. P. 48) be referred to the Committee on State Government.

On Motion by Senator Trotzky of Penobscot, Tabled for 1 Legislative Day, pending the Motion by Senator Conley of Cumberland.

Senator Collins of Knox, was granted unanimous consent to address the Senate, Off the Record.

Senator Conley of Cumberland, was granted unanimous consent to address the Senate, Off the Record.

Senator Trafton of Androscoggin, was granted unanimous consent to address the Senate, Off the Record.

On motion by Senator Pierce of Kennebec, Adjourned until 10 o'clock tomorrow morning.