

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

***One Hundred and Tenth
Legislature***

OF THE

STATE OF MAINE

Volume II

FIRST REGULAR SESSION

MAY 4, 1981 to JUNE 19, 1981

INDEX

FIRST SPECIAL SESSION

AUGUST 3, 1981

INDEX

FIRST CONFIRMATION SESSION

AUGUST 28, 1981

INDEX

SECOND SPECIAL SESSION

SEPTEMBER 25, 1981

INDEX

THIRD SPECIAL SESSION

DECEMBER 9, 1981

INDEX

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

June 12, 1981

Senate called to order by the President.

Prayer by the Honorable Dana C. Devoe of Orono.

Senator DEVOE: Lord, we acknowledge our need for Your love to be in our hearts. Enkindle in the mind of each Senator a desire to act for the common good and give each of us the insight as to what that is. Ennoble our spirits. Amen.

Reading of the Journal of yesterday.

On motion by Senator Collins of Knox, Recessed until the sound of the Bell.

Recess

After Recess

The Senate called to order by the President.

**Papers from the House
Non-concurrent Matter**

Bill, "An Act Establishing the Bonding and Excess Insurance Requirements for Self-insuring Workers' Compensation Employers." (H. P. 834) (L. D. 1001)

In the Senate, June 9, 1981, Passed to be Engrossed as amended by Senate Amendment "A" (S-339), in non-concurrence.

Comes from the House, Passed to be Engrossed as amended by House Amendment "A" (H-562), in non-concurrence.

The PRESIDENT: The Chair recognizes the Senator from Lincoln, Senator Sewall.

Senator SEWALL: Mr. President, I move we Recede and Concur.

The PRESIDENT: The Senator from Lincoln, Senator Sewall, moves that the Senate Recede and Concur with the House.

Is this the pleasure of the Senate?

The motion prevailed.

Sent forthwith to the Engrossing Department.

Enactors

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

AN ACT Establishing the Women's Training and Employment Program. (H. P. 568) (L. D. 644)

On motion by Senator Huber of Cumberland, placed on the Special Appropriations Table, pending Enactment.

AN ACT to Remove the Customer Charge from Electric Utility Rate Structures. (S. P. 654) (L. D. 1679)

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

Bond Issue

AN ACT to Authorize Bond Issues up to the Amount of \$4,100,000 for Energy Conservation Improvements for State-owned Buildings, Completion of State of Maine Park Facilities and Equipment Replacement for the Maine Public Broadcasting Network in the State of Maine. (H. P. 1550) (L. D. 1663)

On motion by Senator Huber of Cumberland, placed on the Special Appropriations Table, pending Enactment.

Bond Issue

AN ACT to Authorize a General Fund Bond Issue in the Amount of \$1,500,000 to Assist Municipalities with Resource Recovery of Solid Waste. (H. P. 1528) (L. D. 1641)

On motion by Senator Huber of Cumberland, placed on the Special Appropriations Table, pending Enactment.

Senator Hichens of York was granted unanimous consent to address the Senate, On the Record.

Senator HICHENS: Thank you, Mr. President. I didn't anticipate that we were going to be here on the 12th, and so I had written this little ditty a few days ahead in anticipation that we would be long gone. It is very appropriate for the day.

"What is so rare as a day in June" — the poet fondly asks

But we hardly know what the days are like as we go about our tasks

Of finishing the session here — and getting the job done

And waiting for the Sine Die said by the eldest one

Of our August Senate Body — Like music to our ear

As we put all the books away — piled up through the year.

But e're we say our fond goodbyes I bring to your attention

That the only birthday of the month that I am pleased to mention

Is that of one who hopes each year that the Senate will adjourn

Before his birthday rolls around — and his colleagues will learn

That he has aged another year — but I would have you know

That on the 12th his birthday's due — and so before we go

I hope you all will join with me in wishing "Best Returns"

To one from whom a new Senator quickly learns

That bills requiring funding aren't settled 'till we reach

The last day of the session — and he is quick to teach

That one does not claim a victory on any funded bill

That he or she has sponsored and labored for, until

The Committee on Appropriations takes a careful look

At each piece of Legislation listed in the book.

He's a friendly sort of fellow — but on money matters firm

And watches the State's spending in a way that makes us squirm.

It has been rumored that his wife wants to live in the Blaine House

And he may be Maine's "first gentleman" if we elect his spouse

As the State's first woman Governor, but time alone will tell

How successful are her efforts — and we must wish them well.

We wish for our good colleague a very happy day

May he enjoy the very best as he goes on life's way.

And in decisions he must make — may he be ever brave

So for good luck in the future are our wishes Dave—

Huber that is!

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

**Orders of the Day
Unfinished Business**

June 11, 1981

The following matters, in the consideration of which the Senate was engaged at the time of adjournment yesterday, have preference in the Orders of the Day and continue with such preference until disposed of as provided by Rule 25.

The PRESIDENT: The Chair would direct the Senate's attention to the first matter of Unfinished Business:

AN ACT to Create an Appellate Division of

the Workers' Compensation Commission, to require the Commission to Conduct a Data Systems Study and to Expedite the Filing of Medical Reports. (H. P. 1252) (L. D. 1476)

Tabled—Earlier in the Day by Senator COLLINS of Knox.

Pending—Enactment.

On motion by Senator Huber of Cumberland, placed on the Special Appropriations Table, pending Enactment.

The PRESIDENT: The Chair would direct the Senate's attention to the second matter of Unfinished Business:

JOINT ORDER—relative to the Workers' Compensation Commission studying the area of vocational rehabilitation. (H. P. 1618)

Tabled—Earlier in the Day by Senator COLLINS of Knox.

Pending—Passage.

Which was Passed, in concurrence.

Senator Kerry of York was granted unanimous consent to address the Senate, Off the Record.

On motion by Senator Pierce of Kennebec, Recessed until 9:30 o'clock this morning.

Recess

After Recess

The Senate called to order by the President.

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

Enactors

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

AN ACT Establishing the Bonding and Excess Insurance Requirements for Self-insuring Workers' Compensation Employers. (H. P. 834) (L. D. 1001)

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

Bond Issue

AN ACT Authorizing a Bond Issue in the Amount of \$28,300,000 for the Purposes of Fostering Agricultural and Economic Development in the State of Maine. (S. P. 488) (L. D. 1428)

On motion by Senator Huber of Cumberland, placed on the Special Appropriations Table, pending Enactment.

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

**Papers From the House
Non-concurrent Matter**

Bill, "An Act to Clarify the Status of Certain Real Estate Titles in the State." (S. P. 598) (L. D. 1594)

In the Senate, May 14, 1981, Passed to be Engrossed.

Comes from the House, Passed to be Engrossed as amended by House Amendment "A" (H-573), in non-concurrence.

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

Senator DEVOE: Mr. President, I move the Senate Recede and Concur.

The PRESIDENT: The Senator from Penobscot, Senator Devoe, moves that the Senate Recede and Concur with the House.

Is this the pleasure of the Senate?

The motion prevailed.

Non-concurrent Matter

Bill, "An Act to Clarify the Status of Certain Real Estate Easements in the State." (S. P. 224) (L. D. 611)

In the Senate, May 12, 1981, Passed to be En-

grossed as amended by Committee Amendment "A" (S-193).

Comes from the House, Bill and accompanying papers Indefinitely Postponed, in non-concurrence.

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

Senator DEVOE: Mr. President, I move the Senate Adhere.

The PRESIDENT: The Senator from Penobscot, Senator Devoe, moves that the Senate Adhere.

Is this the pleasure of the Senate?

The motion prevailed.

Order

An Expression of Legislative Sentiment recognizing:

The Reverend John W. Neff, pastor of the Orono United Methodist Church, and Mrs. John W. Neff, for 13 years of dedicated service to the people of Orono. (S. P. 699) presented by Senator DEVOE of Penobscot (Cosponsors: Representative GAVETT of Orono and Representative DAVIES of Orono).

Which was Read and Passed.

Sent down forthwith for concurrence.

There being no objections all items previously acted upon were sent forthwith.

Enactor

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

Emergency

AN ACT Making Supplemental Appropriations from the General Fund for the Fiscal Years Ending June 30, 1981, June 30, 1982, and June 30, 1983. (S. P. 666) (L. D. 1686)

This being an emergency measure and having received the affirmative votes of 25 Members of the Senate, with No Senators having voted in the negative, was Passed to be Enacted and having been signed by the President, was by the Secretary presented to the Governor for his approval.

On motion by Senator Pray of Penobscot, Under Suspension of the Rules, there being no objections all items previously acted upon were sent forthwith.

On motion by Senator Pierce of Kennebec, Recessed until the sound of the Bell.

Recess

After Recess

The Senate called to order by the President.

On motion by Senator Pierce of Kennebec, Adjourned until Friday, June 19, at 10:00 o'clock in the morning.