

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

One Hundred and Tenth

Legislature

OF THE

STATE OF MAINE

SECOND REGULAR SESSION
January 6, 1982 to April 13, 1982

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FOURTH SPECIAL SESSION
April 28, 1982 and April 29, 1982

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FIFTH SPECIAL SESSION
May 13, 1982

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July 16, 1982

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

Augusta, Maine
February 4, 1982

Senate called to order by the President

Prayer by the Reverend Kathleen Weed of the Cox Memorial United Methodist Church in Hallowell.

REVEREND WEED: Let us pray. Almighty and eternal God, we bow quietly now, some to be reminded that we are always in Your presence, others to bring themselves to a point of inner quietness and readiness for the tasks of this day.

We give thanks for these men and women who share responsibilities of government in this State of ours. Each has his or her own personal needs and concerns. Yet, they have chosen to concern themselves with the needs and the hopes of the people of Maine.

Grant to each one this day clarity of purpose, courage of conviction, ability to be totally present to each other. May the face expressed when we pray, be expressed also in the decisions of this day. Through Christ, Our Lord, Amen.

Reading of the Journal of yesterday.

Out of Order and Under Suspension of the Rules:

On motion by Senator PIERCE of Kennebec, ORDERED, the House concurring, that when the House and Senate adjourn, the House adjourns to Tuesday, February 9, 1982, at ten o'clock in the morning; and the Senate adjourns to Tuesday, February 9, 1982, at eleven o'clock in the morning. (S. P. 826)

Which was Read and Passed.

Sent down forthwith for concurrence.

Papers from the House
House Papers

Bill, "An Act Concerning the On-site Storage of Spent Nuclear Fuel." (H. P. 1928) (L. D. 1911)

Comes from the House, referred to the Committee on Energy and Natural Resources and Ordered Printed.

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

Bill, "An Act to Prohibit Public Drinking on School Premises Without Requiring Prior Warning by a Law Enforcement Officer." (H. P. 1929) (L. D. 1912)

Reference to the Committee on Judiciary suggested.

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

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

RESOLVE, Authorizing Ian M. Walker to Bring Suit Against the State. (H. P. 1930) (L. D. 1913)

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

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

Bill, "An Act to Exempt the York Water District from the Revised Statutes, Title 35, chapter 262, Relating to Local Control of Water Districts in Existence Prior to January 1, 1982." (H. P. 1931) (L. D. 1914)

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

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

Study Report
Energy and Natural Resources
and Public Utilities

The Committee on Energy and Natural Resources and Public Utilities to which was referred by the Legislative Council, the study relative to the continuance of the Residential Conservation Service have had the same under consideration, and ask leave to submit its findings and to report that the accompanying bill, "An Act to Ensure Continuance of the Residential Conservation Service," (H. P. 1936) (L. D. 1916) be referred to the Committee on Energy and Natural Resources for public hearing and printed pursuant to Joint Rule 18.

Comes from the House, the Report Read and Accepted, and the Bill referred to the Committee on Public Utilities.

Which Report was Read and Accepted, and the Bill referred to the Committee on Public Utilities, in concurrence.

Study Report
Legal Affairs

The Committee on Legal Affairs to which was referred by the Legislative Council the study relative to the Equalization of Liquor Prices have had the same under consideration, and ask leave to submit its findings and to report that the accompanying bill, "An Act to Equalize the Price of Liquor Throughout the State and to Determine an Appropriate Price Level" (H. P. 1933) (L. D. 1915) be referred to this Committee for public hearing and printed pursuant to Joint Rule 18.

Comes from the House, the Report Read and Accepted, and the Bill referred to the Committee on Legal Affairs.

Which Report was Read and Accepted and the Bill referred to the Committee on Legal Affairs, in concurrence.

Joint Orders

Expressions of Legislative Sentiment recognizing:

John Ste. Marie, who has attained the high rank and distinction of Eagle Scout, Troop 74, Old Town. (H. P. 1932)

Fred and Ida Rose, of West Bath, who celebrated their 65th wedding anniversary on December 23, 1981. (H. P. 1937)

Alexander Dority, of Camden, who was named the recipient of the Man of the Year Award by the Camden Chamber of Commerce for his many years of dedicated and faithful service.

Come from the House, Read and Passed.

Which were Read and Passed, in concurrence.

Communications
House of Representatives

February 3, 1982

Honorable May M. Ross

Secretary of the Senate

110th Legislature

Augusta, Maine

Dear Madam Secretary:

The Speaker appointed the following members of the House to the Joint Select Committee on Alcoholism Services, (H. P. 1857)

Representative ROLDE of York
Representative CHONKO of Topsham
Representative POST of Owl's Head
Representative BRODEUR of Auburn
Representative REEVES of Pittston
Representative MASTERMAN of Milo
Representative LUND of Augusta
Representative BELL of South Paris
Representative DAY of Westbrook

Respectfully,
S/EDWIN H. PERT

Clerk of the House

Which was Read and Ordered Placed on File.

Department of State

January 29, 1982

The Honorable John L. Martin

Speaker of the House of Representatives

Of the One Hundred and Tenth Legislature
Dear Mr. Speaker:

In accordance with the provisions of Title 30, Section 253, of the Revised Statutes, as amended in 1979, I have the honor to transmit herewith the budget estimates of expenses of the sixteen counties within the State for the year 1982.

Respectfully,
S/RODNEY S. QUINN
Secretary of State
(H. P. 1941)

Comes from the House, Read and with accompanying papers, referred to the Committee on Local and County Government.

Which was read and, with accompanying papers, referred to the Committee on Local and County Government, in concurrence.

Maine State Retirement System

February 2, 1982

Senator Joseph Sewall, President

Maine State Senate

Representative John Martin, Speaker

House of Representatives

Dear Senator Sewall and Representative Martin:

In accordance with the provisions of 5 MRSA, Section 1128 (Chapter 573, PL 1977), this is to advise that the Board of Trustees of the Maine State Retirement System authorized a 4% increase in retirement benefits paid to retired state employees, teachers and retirees of certain participating local districts, effective September 1, 1981, which was a cost-of-living increase. The Consumer Price Index (CPI-U), published by the United States Department of Labor, Bureau of Labor Statistics, reflected an increase for the 12 months ending June, 1981, of 9.6%.

In addition, the first regular session of the 110th Legislature enacted Chapter 73, P&S Laws of 1981, granting those persons eligible for an annual adjustment in retirement allowances under the above referred to statute, an additional one-time 2% cost-of-living increase, payable in September of 1981.

Sincerely,

S/W.G. BLODGETT

Executive Director

Which was Read and Ordered Placed on File.

Senate Papers

Senator CLARK of Cumberland presented, Bill, "An Act to Amend the Banking Code Regarding the Investment and Lending Powers of Thrift Institutions and Regarding Service Corporations." (S. P. 825) (Approved for introduction by the Legislative Council pursuant to Joint Rule 26.)

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

Sent down for concurrence.

Order

An Expression of Legislative Sentiment recognizing:

Mr. and Mrs. Lloyd Rhodes, of Bar Harbor, on the 50th anniversary of their wedding. (S. P. 827) presented by Senator PERKINS of Hancock (Cosponsor: Representative Salsbury of Bar Harbor).

Which was Read and Passed.

Sent down for concurrence.

Committee Reports

House

Ought to Pass

The Committee on Aging, Retirement and Veterans on, Bill, "An Act to Permit the Town of Mexico to Withdraw from the Maine State Retirement System." (Emergency) (H. P. 1770) (L. D. 1760)

Reported that the same Ought to Pass.

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

Which Report was Read and Accepted, in

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

Ought to Pass — As Amended

The Committee on Business Legislation on, Bill, "An Act to Clarify License Requirements for Municipal Work under the Electrician's Law." (H. P. 1772) (L. D. 1762)

Reported that the same Ought to Pass as amended by Committee Amendment "A" (H-585).

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

The Committee on State Government on, Bill, "An Act to Create a Revolving Fund for Publications of the Department of Conservation." (H. P. 1743) (L. D. 1732)

Reported that the same Ought to Pass as amended by Committee Amendment "A" (H-581).

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

The Committee on State Government on, RESOLVE, Authorizing the Transfer of the Care and Custody of Certain Property to Grand Falls Township to the Bureau of Public Lands." (H. P. 1745) (L. D. 1734)

Reported that the same Ought to Pass as amended by Committee Amendment "A" (H-582).

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

The Committee on State Government on, RESOLVE, Authorizing the Bureau of Public Lands to Convey by Bid Sale of the State's Interest in Certain Real Property in the Unorganized Territory in Knox County. (H. P. 1744) (L. D. 1733)

Reported that the same Ought to Pass as amended by Committee Amendment "A" (H-583).

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

Which Reports were Read and Accepted, in concurrence, and the Bills and Resolves Read Once. Committee Amendments "A" were Read and Adopted, in concurrence, and the Bills and Resolves, as amended, Tomorrow Assigned for Second Reading.

Second Reader

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

House

Bill, "An Act to Revise the Charter of Hebron Academy." (H. P. 1781) (L. D. 1771)

Which was Read a Second Time and Passed to be Engrossed, in concurrence.

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

Papers from the House

House Papers

Bill, "An Act to Amend the Uniform Commercial Code Regarding Investment Securities." (Emergency) (H. P. 1935) (L. D. 1919)

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 Create an Independent Health Facilities Review Organization." (H. P. 1934) (L. D. 1920)

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.

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

The Adjournment Order having been returned from the House Read and Passed, in concurrence, on motion by Senator Pierce of Kennebec, Adjourned until Tuesday February 9, 1982, at eleven o'clock in the morning.