

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

***One Hundred and Eleventh
Legislature***

OF THE

STATE OF MAINE

Volume I

FIRST REGULAR SESSION

December 1, 1982 to May 13, 1983

STATE OF MAINE
One Hundred and Eleventh Legislature
First Regular Session
JOURNAL OF THE SENATE
Augusta, Maine
January 6, 1983
Senate called to order by the President.

Prayer by the Reverend Timothy Evans of the Church of the Nazarene in Gardiner.

REVEREND EVANS: Almighty God, we thank You for a gift of a new day, a new day in which we might serve You.

Father, we thank You for the abilities that You give to each one of us. We are happy, Lord, that they are not all the same, but that You have given us each a place in this world in which we live.

We thank You especially for these elected officials, today. And Lord, as we look forward to a New Year, we thank You for that year, and we pray that You might guide each one in the tasks that You have given us.

We pray especially that You might be with these who lead our great State, as they make the decisions which will affect us all. We pray that Your guidance and direction would be upon them.

Bless now each one, we pray in Jesus' Name. Amen.

Reading of the Journal of Wednesday, January 5, 1983.

Out of Order and Under Suspension of the Rules.

Report of Joint Select Committee on Gubernatorial Vote State of Maine

The Joint Select Committee of the One Hundred and Eleventh Legislature on returns of votes for Governor given in at the several cities, towns and plantations of this State for the political years 1983, 1984, 1985 and 1986, has attended to its duty and asks leave to report that the whole number of votes returned for Governor was 460,295; and that Joseph E. Brennan of Portland had 281,066 votes; Charles L. Cragin of Falmouth had 172,949 votes; J. Martin Vachon of Sanford had 2,573 votes; Vern Warren of Brunswick had 3,650 votes; and Others had 57 votes.

S/MICHAEL PEARSON
Chairman on the part of the Senate
S/EDITH BEAULIEU
Chairman on the part of the House
(S. P. 48)

Which Report was Read and Accepted.
Sent down forthwith for concurrence.

**Papers from the House
House Papers**

BILL, "An Act to Provide Cost-of-living Adjustments to Retired State Employees, Teachers and Beneficiaries." (H. P. 23) (L. D. 19)

BILL, "An Act Concerning Retirement Benefits for Chief Administrative Officers of Participating Local Districts" (H. P. 65) (L. D. 71)

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Maintain and Protect the Integrity of the Maine State Retirement System (H. P. 25) (L. D. 30)

Come from the House referred to the Committee on Aging, Retirement and Veterans and Ordered Printed.

Which were referred to the Committee on Aging, Retirement and Veterans in concurrence.

BILL, "An Act Providing for an Additional District Court Judge Within the Judicial Division of Southern Androscoggin County" (Emergency) (H. P. 26) (L. D. 31)

BILL, "An Act to Raise the Rate of the State-municipal Revenue Sharing Formula" (Emergency) (H. P. 28) (L. D. 33)

BILL, "An Act to Authorize a New Federally-funded Telephone System at Camp Keyes" (Emergency) (H. P. 31) (L. D. 36) (Submitted

by the Department of Defense and Veterans Services pursuant to Joint Rule 24)

BILL, "An Act to Provide Appropriations to the Department of Human Services and the Department of Mental Health and Mental Retardation" (H. P. 78) (L. D. 82)

Come from the House referred to the Committee on Appropriations and Financial Affairs and Ordered Printed.

Which were referred to the Committee on Appropriations and Financial Affairs in concurrence.

BILL, "An Act Concerning the Qualifications for Licensure as a Practical Nurse" (H. P. 29) (L. D. 34)

BILL, "An Act to Permit Signs for Seasonal Lobster Pounds under the Maine Traveler Information Services' Law" (H. P. 34) (L. D. 39)

BILL, "An Act Concerning the Location of Directional Signs under the Maine Traveler Information Services' Law" (H. P. 50) (L. D. 55)

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

Which were referred to the Committee on Business Legislation in concurrence.

BILL, "An Act to Create a Student Seat on the Board of Trustees of the University of Maine" (H. P. 24) (L. D. 29)

BILL, "An Act to Modify the Criteria for Establishing a School Administrative District" (H. P. 51) (L. D. 56)

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

Which were referred to the Committee on Education in concurrence.

(Off Record Remarks)

BILL, "An Act to Change the Date of the Primary Election to the First Tuesday after Labor Day" (H. P. 9) (L. D. 5)

BILL, "An Act Concerning the Arrangement of Names on Primary and General Election Ballots" (H. P. 10) (L. D. 6)

BILL, "An Act Relating to Referendum Campaign Reports and Finances" (H. P. 11) (L. D. 7)

BILL, "An Act to Expedite the Handling of Changes in Voter Registration" (H. P. 12) (L. D. 8)

BILL, "An Act to Provide that an Absentee Ballot for a Municipal Election May be Requested on the Application Requesting an Absentee Ballot for a State Election" (H. P. 30) (L. D. 35)

BILL, "An Act to Clarify the Wording on Questions Submitted to the Public at the Polls" (H. P. 66) (L. D. 72)

BILL, "An Act Concerning the Posting of the Text of all Constitutional Resolutions and Statewide Referenda at the Polling Places on Election Day" (H. P. 80) (L. D. 89)

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

Which were referred to the Committee on Election Laws in concurrence.

BILL, "An Act to Amend the Subdivision Law" (H. P. 13) (L. D. 9)

BILL, "An Act to Amend the Maine Christmas Tree Law to Include Registration for Transportation" (H. P. 39) (L. D. 44)

BILL, "An Act to Exempt Gold Panning from State Regulation" (H. P. 54) (L. D. 60)

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

Which were referred to the Committee on Energy and Natural Resources in concurrence.

BILL, "An Act to Include the Public Advocate as a Member of the Energy Resources Advisory Board" (H. P. 79) (L. D. 83) (Submitted by the Office of Energy Resources pursuant to Joint Rule 24)

Comes from the House referred to the Com-

mittee on Energy and Natural Resources and Ordered Printed.

On motion by Senator Violette of Aroostook, Tabled for 1 Legislative Day, pending Reference.

BILL, "An Act to Permit Motorcycles in Baxter State Park" (H. P. 53) (L. D. 58)

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

On motion by Senator Pray of Penobscot, Tabled for 1 Legislative Day, pending Reference.

BILL, "An Act to Permit the Killing of Deer for Humane Reasons" (H. P. 37) (L. D. 42)

BILL, "An Act Pertaining to the Licensing of Guides" (H. P. 40) (L. D. 45)

BILL, "An Act to Establish a Bounty on Coyote" (H. P. 41) (L. D. 46)

BILL, "An Act to Permit Hunting for Small Game after 12 noon on Sunday" (H. P. 42) (L. D. 47)

BILL, "An Act to Restrict the Open Season on Partridge" (H. P. 43) (L. D. 48)

BILL, "An Act to Increase the Compensation Paid to Agents for Issuing Non-resident Hunting and Fishing Licenses" (H. P. 55) (L. D. 61)

BILL, "An Act to Establish a Fixed, Uniform Hunting Season for Game Birds" (H. P. 56) (L. D. 62)

BILL, "An Act to Change the Date of the Special Muzzle-loading Hunting Season" (Emergency) (H. P. 57) (L. D. 63)

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

Which were referred to the Committee on Fisheries and Wildlife in concurrence.

BILL, "An Act to Establish the Uniform Determination of Death Act" (H. P. 38) (L. D. 43)

BILL, "An Act Relating to Justices and Judges of the Supreme Judicial, Superior and District Courts" (Emergency) (H. P. 73) (L. D. 78)

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

Which were referred to the Committee on Judiciary in concurrence.

BILL, "An Act to Permit Certain Small Businesses to Exempt Themselves from the Workers' Compensation Law" (H. P. 68) (L. D. 74)

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

Which was referred to the Committee on Labor in concurrence.

BILL, "An Act Concerning Fire Safety Inspection" (H. P. 14) (L. D. 10)

BILL, "An Act Relating to Carrying a Concealed Weapon While Under the Influence of Intoxicating Liquor or Drugs" (H. P. 33) (L. D. 38)

BILL, "An Act Relating to Furnishing Liquor to Certain Persons" (H. P. 36) (L. D. 41)

BILL, "An Act to Amend the Concealed Weapons Law" (H. P. 44) (L. D. 49)

BILL, "An Act Relating to the Forfeiture of Unoccupied Interment Spaces" (H. P. 45) (L. D. 50)

BILL, "An Act Concerning the Misuse of Fuel Assistance Benefits" (H. P. 70) (L. D. 76)

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

Which were referred to the Committee on Legal Affairs in concurrence.

BILL, "An Act to Permit Towns to Abandon the Requirement of Comprehensive Planning" (H. P. 58) (L. D. 64)

BILL, "An Act to Clarify Municipal Regulation of Motor Vehicles on Ice-covered Bodies of Water" (H. P. 81) (L. D. 90)

BILL, "An Act to Equitably Share the Cost of Police Training Among Municipalities" (H. P.

17) (L. D. 13)

BILL, "An Act to Modify the Municipal Reports Law" (Emergency) (H. P. 18) (L. D. 14)
RESOLVE, providing for the Expenditure of Public Service Tax Receipts Credited to Edmunds Township (H. P. 16) (L. D. 12)

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

Which were referred to the Committee on Local and County Government in concurrence.

BILL, "An Act to Establish a Boundary Line Between the Towns of Burnham, Unity and Unity Township." (H. P. 15) (L. D. 11)

Reference to the Committee on Legal Affairs suggested.

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 in concurrence.

BILL, "An Act Concerning Confidentiality of Fisheries Statistics." (H. P. 32) (L. D. 37) (Submitted by the Department of Marine Resources pursuant to Joint Rule 24)

Comes from the House referred to the Committee on Marine Resources and Ordered Printed.

Which was referred to the Committee on Marine Resources in concurrence.

BILL, "An Act Relating to the Fuel Adjustment Clause of Natural Gas Utilities." (H. P. 46) (L. D. 51)

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

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

BILL, "An Act to Amend Eligibility Requirements Under the H.O.M.E. Program." (H. P. 69) (L. D. 75)

BILL, "An Act Establishing Authority for a Forms Management Function Within the Department of Finance and Administration, Bureau of Purchases." (H. P. 82) (L. D. 91)

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Prevent Initiated Legislation Rejected by the Electors at Referendum from being Reinitiated unless Accompanied by Twice the Number of Signatures Required. (H. P. 59) (L. D. 65)

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

Which were referred to the Committee on State Government in concurrence.

BILL, "An Act to increase the Premium on Liquor for Alcoholism Prevention, Education, Treatment and Research." (H. P. 35) (L. D. 40)

BILL, "An Act to Repeal the Personal Property Tax on Boats with a Value under \$1,000." (H. P. 47) (L. D. 52)

BILL, "An Act Concerning the Rate of Return on Investment Factor under the Railroad Excise Tax." (H. P. 74) (L. D. 79)

BILL, "An Act Concerning Retroactive Application of the Income Tax Indexing Law." (Emergency) (H. P. 83) (L. D. 92)

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

Which were referred to the Committee on Taxation in concurrence.

BILL, "An Act Relating to Renewable Energy Systems' Tax Credits" (H. P. 52) (L. D. 57)

Reference to the Committee on Energy and Natural Resources suggested.

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

Which was referred to the Committee on Taxation in concurrence.

BILL, "An Act to Eliminate the Requirement that Persons Over 75 Years of Age Take Periodic Driving Tests." (H. P. 19) (L. D. 15)

BILL, "An Act to Repeal the Motor Vehicle Inspection Law." (H. P. 20) (L. D. 16)

BILL, "An Act to Require that Loads of Gravel, Sand, Crushed Stone or Rubbish be Secure to Prevent Spillage." (H. P. 22) (L. D. 18)

BILL, "An Act to Reduce the Special Limit for Motor Trucks to 5 Miles Per Hour less than that set for Passenger Vehicles." (H. P. 48) (L. D. 53)

BILL, "An Act Relating to Motor Vehicle Inspection Stickers." (H. P. 49) (L. D. 54)

BILL, "An Act Relating to Initial Registration Plates." (H. P. 60) (L. D. 66)

BILL, "An Act to Change the License Plate Slogan." (H. P. 61) (L. D. 67)

BILL, "An Act to Exempt Carriers of Wood Products from Cargo Insurance Requirements." (H. P. 63) (L. D. 69)

BILL, "An Act to Permit Hitchhiking." (H. P. 64) (L. D. 70)

BILL, "An Act to Permit the Use of Illuminated Advertising Devices on Motor Vehicles." (H. P. 67) (L. D. 73)

BILL, "An Act Concerning the Weight Limits of Commercial Vehicles." (H. P. 71) (L. D. 77)

BILL, "An Act Regarding Passengers on Motorcycles." (H. P. 76) (L. D. 81)

BILL, "An Act to Exempt Certain Fire Trucks from the Motor Vehicle Inspection Laws." (H. P. 84) (L. D. 93)

BILL, "An Act to Clarify the Determination of Axles on Motor Farm Trucks." (H. P. 85) (L. D. 94)

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

Which were referred to the Committee on Transportation in concurrence.

BILL, "An Act to Establish a Directional Sign at Exit 8 of the Maine Turnpike for Southern Maine Vocational-Technical Institute." (H. P. 21) (L. D. 17)

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

The PRESIDENT: The Chair recognized the Senator from Androscoggin, Senator Minkowsky.

Senator MINKOWSKY: Mr. President and Members of the Senate, before these bills are referred to the Committee on Transportation, I would like to call to the attention of the Senate, that I had another bill pertaining to a sign on the Maine Turnpike for Bates College in Lewiston, and I was just informed by the Department of Transportation, Dan Webster, that we had passed a special bill in the last session, that the Department addresses this without going through an act of the Legislature. Which means, in essence, that these people who want the sign will have to pay the Turnpike Authority.

Before we go through the printing costs of this particular bill, I was wondering if it would be worthwhile to research to be sure that that would be the case?

On motion by Senator PRAY of Penobscot, Tabled for 1 Legislative Day, pending Reference.

BILL, "An Act Concerning Signs on the Maine Turnpike." (H. P. 62) (L. D. 68)

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

On motion by Senator PRAY of Penobscot, Tabled for 1 Legislative Day, pending Reference.

BILL, "An Act to Establish a Sign on the Maine Turnpike to Guide Visitors to Norway, South Paris and the Oxford Hills Region." (H. P. 75) (L. D. 80)

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

On motion by Senator PRAY of Penobscot, Tabled for 1 Legislative Day, pending Reference.

BILL, "An Act Authorizing the Use of Blue Lights on Vehicles by Constables." (H. P. 27) (L. D. 32)

Reference to the Committee on Legal Affairs suggested.

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

Which was referred to the Committee on Transportation in concurrence.

There being no objections the Bills referred this morning to the various committees were Ordered Printed.

Communications

The Following Communication:

State of Maine

House of Representatives

Augusta, 04333

January 5, 1983

The Honorable Joy J. O'Brien

Secretary of the Senate

111th Legislature

Augusta, Maine 04333

Dear Madam Secretary:

The Speaker appointed the following members on the part of the House to the Joint Select Committee on Gubernatorial Vote:

Representative BEAULIEU of Portland

Representative SMITH of Island Falls

Representative COOPER of Windham

Representative LaPLANTE of Sabattus

Representative MELENDEY of Rockland

Representative MATTHEWS of Caribou

Representative WENTWORTH of Wells

Sincerely,

S/EDWIN H. PERT

Clerk of the House

Which was Read and Ordered Placed on File.

The Following Communication:

Penobscot Indian Nation

Office of the Governor and Council

Old Town 04468

November 29, 1982

Honorable John Martin, Speaker of

The House of Representatives

State House

Augusta, Maine 04333

Dear Sir:

This is to certify that at the General Tribal Election of the Penobscot Indian Nation held in accordance with Section 4792, of Chapter IV of the Laws of the Penobscot Nation on September 14, 1982, James G. Sappier was duly elected as Representative to the State Legislature for a term of two years, beginning with the first day of October 1982, and ending on September 30, 1984.

Very Truly Yours,

S/LORRAINE DANA

Tribal Clerk

(H. P. 72)

Comes from the House Read and Ordered Placed on File.

Which was Read and Ordered placed on File, in concurrence.

The Following Communication:

Indian Township Tribal Government

Passamaquoddy Tribe

Princeton, Maine 04668

December 16, 1982

Honorable John Martin, speaker of

The House of Representatives

State House

Augusta, Maine 04333

Dear Mr. Speaker:

This is to certify that at the general tribal election of the Passamaquoddy Tribe held in accordance with section 4792, of Chapter IV of the Laws of the Passamaquoddy Tribe on September 7, 1982, Wayne A. Newell was duly elected as Representative to the State Legislature for a term of 4 years, beginning with the 1st day of October, 1982 and ending on September 30, 1986.

Very truly yours,
S/Dennis Tomah,
Tribal Clerk
(H. P. 77)

Comes from the House Read and Ordered Placed on File.

Which was Read and Ordered Placed on File, in concurrence.

The Following Communication:
Atlantic States Marine Fisheries Commission
1717 Massachusetts Avenue, N.W.
Washington, D.C. 20036

November 24, 1982

Hon. John L. Martin
Speaker of the House
State House
Augusta, Maine 04333

Dear Martin:
I am pleased to present to you the 40th Annual Report of the Atlantic States Marine Fisheries Commission for 1980-81.

Highlighting our accomplishments for the year was the adoption of fishery management plans for striped bass and Atlantic menhaden, developed under the Commission's Interstate Fisheries Management Program. These management plans were submitted to you earlier this year. Additionally, may I bring to your attention the financial statement, which is in compliance with the Compact and Rules and Regulations of ASMFC.

As you know, representatives of the State of Maine continue to play an active role in Commission activities and contribute toward accomplishment of our goals.

Sincerely,
S/IRWIN M. ALPERIN
Executive Director
(H. P. 87)

Comes from the House Read and with accompanying report, Ordered Placed on File.

Which was Read and with accompanying report ordered Placed on File, in concurrence.

The Following Communication:
United States District Court
Portland, Maine 04112

December 29, 1982

Speaker of the House
John L. Martin
P. O. Box 250
Eagle Lake, Maine 04739

Dear Representative Martin:

The report in the newspaper this morning about the impending cuts is the provocation for this letter. The proposed cuts include 70 employees at Pineland Center, 17 at the six regional offices of the Bureau of Mental Retardation, 7 at the Levinson Center, making a total of 94. In addition, it is my understanding that 75 subsidized foster homes for the mentally retarded would be eliminated.

The effect of such cutbacks would force the Court to re-examine whether the State has fallen out of compliance with the Consent Decree of July 14, 1978.

I am writing you to apprise you of the Court's concern about any cutbacks in staff or number of foster homes. The State has made such excellent progress towards meeting the requirements of the Decree that, until the reported cutbacks, it has looked as though compliance and discharge by the Court could be achieved in just a few months. But if these proposed cuts were made, reaching compliance in the near future would be out of the question.

Sincerely,

S/LINCOLN CLARK
(H. P. 95)

Comes from the House Read and Ordered Placed on File.

Which was Read and Ordered Placed on File, in concurrence.

The Following Communication:
The Senate of Maine
Augusta, Maine 04333

2 December 1982

Speaker John L. Martin,
Chairman Pro Tempore
Legislative Apportionment
Commission
State House
Augusta, Maine 04333

Dear Speaker Martin:

Pursuant to Article IV, Pt. 3, §1-A of the Constitution of Maine, I am appointing the following members of the Maine Senate to serve on the Legislative Apportionment Commission:

Hon. Nancy Randall Clark of Freeport
Hon. Charles P. Pray of Millinocket

S/GERARD P. CONLEY
President of the Senate
(H. P. 93)

Comes from the House Read and Ordered Placed on File.

Which was Read and Ordered Placed on File, in concurrence.

The Following Communication:
The Maine Democratic State Committee
62 State Street
Augusta, Maine 04330

December 2, 1982

The Honorable John L. Martin
Speaker
Maine House of Representatives
State House
Augusta, Maine 04333

Dear Mr. Speaker:

In my position as Chairman of the Maine Democratic State Committee and pursuant to the Maine State Constitution, I am hereby appointing Barry Valentine of Portland, Maine, as my designee to serve as a member of the reapportionment commission.

Mr. Valentine's address is 104 Bradley Street, Portland Maine 04102.

I am confident that Barry Valentine will make a significant contribution to the commission and will have the interest of the people of the State of Maine as his priority.

If you have any questions regarding this matter, please do not hesitate to contact me.

Very truly yours,
S/BARRY J. HOBBS
Chairman
(H. P. 88)

Comes from the House Read and Ordered Placed on File.

Which was Read and Ordered Placed on File, in concurrence.

The Following Communication:
State of Maine
House of Representatives
Augusta, Maine 04333

December 3, 1982

Honorable John L. Martin
Speaker of the House
State House
Augusta, Maine

Dear Speaker Martin:

On behalf of the Democratic members of the Reapportionment Commission, pursuant to Sec. 1-A, Part Third of Article IV of the Constitution of Maine we have selected Bonnie Post to serve as the public member of the Commission.

Sincerely,
S Edward C. Kelleher
Representative
Democratic Chairman
(H. P. 90)

Comes from the House Read and Ordered

Placed on File.

Which was Read and Ordered Placed on File, in concurrence.

The Following Communication:
The Senate of Maine
Augusta

December 1, 1982

The Honorable John L. Martin
Speaker of the House
State House
Augusta, Maine 04333

Dear Speaker Martin:

In accordance with the Constitution of Maine, Article IV, Part Third, as amended (Section 1-A), in my capacity as Floorleader of the Republican Party in the Senate I do hereby appoint to the Commission for Apportioning the House of Representatives and the Senate the following:

The Honorable Charlotte Z. Sewall, New-castle

The Honorable Thomas M. Teague, of Fairfield.

Respectfully submitted,
S/SAMUEL W. COLLINS, Jr.
Senate Republican Leader
(H. P. 92)

Comes from the House Read and Ordered Placed on File.

Which was Read and Ordered Placed on File, in concurrence.

The Following Communication:
Maine Republican State Committee
51 Chapel Street
Augusta, Maine 04330

December 1, 1982

The Honorable John Martin
Office of Speaker of the House
State House
Augusta, Maine 04333

Dear Mr. Speaker:

As Chairperson of one of Maine's two major political parties, I designate as my representative to the Apportionment Commission as established by the Maine Commission, Article CXXVI, Edward S. O'Meara, Jr.

Sincerely,
S/Hattie M. Bickmore
Chairman
(H. P. 89)

Comes from the House Read and Ordered Placed on File.

Which was Read and Ordered Placed on File, in concurrence.

The Following Communication:
The Senate of Maine
Augusta, Maine 04333

December 3, 1982

Honorable John L. Martin
Speaker of the House
State House
Augusta, Maine

Dear Speaker Martin:

On behalf of the Republican members of the Reapportionment Commission, pursuant to Sec. 1-A, Part Third of Article IV of the Constitution of Maine we have selected Fred C. Scribner, Jr., to serve as the public member of the Commission.

Sincerely,
S CHARLOTTE Z. SEWALL
Senator
Republican Chairman
(H. P. 91)

Comes from the House Read and Ordered Placed on File.

Which was Read and Ordered Placed on File, in concurrence.

The Following Communication:
State of Maine
House of Representative
Republican Office
Augusta, Maine 04333

December 2, 1982

Honorable John L. Martin
Speaker of the House
State House
Augusta, Maine

Dear John:

Pursuant to the Constitution I am nominating the following three members to the Special Commission on Reapportionment:

Rep. Nancy Masterton of Cape Elizabeth;
Rep. E. Christopher Livesay of Brunswick;
Rep. Mary MacBride of Presque Isle.

Thank you very much for your consideration in this matter, and I trust you will contact these members concerning the appropriate time for the first meeting.

Sincerely yours,
S/LINWOOD M. HIGGINS
Republican Floor Leader
(H. P. 94)

Comes from the House Read and Ordered Placed on File.

Which was Read and Ordered Placed on File, in concurrence.

The Following Communication:

State of Maine
House of Representatives
Clerk's Office
Augusta, Maine 04333

January 5, 1983

John L. Martin
Speaker of the House
111th Legislature

Gerard P. Conley
President of the Senate
111th Legislature

Dear Mr. Speaker and Mr. President:

On December 21, 1982 the following Bill was received by the Clerk of the House:

Bill "An Act to Repeal the Retroactive Provision for Annual Indexation of the Individual Income Tax System" (Emergency) (H. P. 8) (L. D. 4) (Presented by Representative KELLEHER of Bangor)

Pursuant to the provisions of Joint Rule 14, L. D. 4 was referred to the Joint Standing Committee on Taxation on December 21, 1982.

Sincerely,
S/EDWIN H. PERT
Clerk of the House

S/JOY J. O'BRIEN
Secretary of the Senate
(H. P. 96)

Comes from the House Read and Ordered Placed on File.

Which was Read and Ordered Placed on File, in concurrence.

Orders

On motion by Senator CARPENTER of Aroostook:

ORDERED, that a message be sent to the House of Representatives proposing a Joint Convention of both branches of the Legislature to be held at 6:30 p.m. at the Augusta Civic Center for the purpose of administering to the Honorable JOSEPH E. BRENNAN, Governor-elect, the oath required by the Constitution to qualify him to enter upon the discharge of his official duties.

Which was Read and Passed.

The President appointed, Senator CARPENTER of Aroostook to deliver the message, the Senator then retired to the Hall of the House and subsequently reported that he had performed the duties with which he was charged.

On motion by Senator PRAY of Penobscot: ORDERED, the House concurring, that a Committee of three on the part of the Senate, with such as the House may join, be appointed to wait upon the Honorable JOSEPH E. BRENNAN, and inform him that he has been duly elected Governor of the State of Maine for the political years 1983, 1984, 1985 and 1986.

Which was Read and Passed.

The PRESIDENT: The Chair appointed the following Senators on the part of the Senate to wait upon the Honorable Joseph E. Brennan and inform him that he has been duly elected Governor of the State of Maine for the political years 1983, 1984, 1985, and 1986.

Senators:

PRAY of Penobscot
KANY of Kennebec
GILL of Cumberland

At this point a message was received from the House, through Representative Mitchell of Vassalboro, informing the Senate that the House concurs in the proposition for a Joint Convention to be held at the Augusta Civic Center for the purpose of administering to the Honorable Joseph E. Brennan, Governor-elect of the State of Maine the oath of office required by the Constitution to qualify him to enter upon the discharge of his official duties.

On motion by Senator DANTON of York: ORDERED, the House concurring, that a Joint Select Committee of three on the part of the Senate with such as the House may join, be appointed to consider the Governor's Message and report a reference of its several subjects to appropriate committees.

Which was Read and Passed.

There being no objections the Joint Orders previously acted upon were sent forthwith.

The PRESIDENT: The Chair would appoint the following Senators on the part of the Senate to the Joint Select Committee to Consider the Governor's message:

Senators:

DANTON of York
TWITCHELL of Oxford
HICHENS of York

On motion by Senator PEARSON of Penobscot:

ORDERED, The House concurring that when the House and Senate adjourn, they do so until Monday, January 10, 1983 until 4 o'clock in the afternoon.

Which was Read and Passed.

Sent down forthwith for concurrence.

Orders of The Day

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

Senate At Ease

The Senate called to Order by the President.

On motion by Senator PRAY of Penobscot, Recessed until the Sound of the Bell

Recess

After Recess

The Senate called to Order by the President.

At this point, Senator PRAY of Penobscot, for the Committee appointed to inform the Governor he had been duly elected, reported that they had delivered the message with which they were charged.

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:

Emergency

BILL, "An Act to Appropriate Funds to the

(S. P. 47)

Legislative Apportionment Commission." (H. P. 86) (L. D. 95)

Emergency

BILL, "An Act Making Additional Authorizations and Allocations Relating to Low Income Home Energy Assistance Federal Block Grants for the Expenditures of State Government for the Fiscal Year Ending June 30, 1983." (H. P. 97) (L. D. 97)

These being emergency measures and having received the affirmative votes of 26 Members of the Senate, with No Senators having voted in the negative, were Passed to be Enacted, and having been signed by the President, were by the Secretary presented to the Governor for his approval.

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

Paper from the House House Paper

BILL, "An Act to Increase the Tax on Fire Insurance Premiums." (Emergency) (H. P. 117) (L. D. 102)

Reference to the Committee on Taxation suggested.

Comes from the House, Read Twice and under suspension of the rules, Passed to be Engrossed without reference to a committee, and Ordered Printed.

The PRESIDENT: Is it the pleasure of the Senate that Under Suspension of the Rules, L. D. 102 be given its First Reading at this time without Reference to Committee?

It is a vote.

Under Suspension of the Rules, the Bill Read Twice, and Passed to be Engrossed, without reference to Committee and Ordered Printed, in concurrence.

Sent down forthwith to the Engrossing Department.

(Off Record Remarks)

On motion by Senator CARPENTER of Aroostook, Recessed until 6:15 p.m. at which time the Senate shall be convened in the Penobscot Room at the Augusta Civic Center for the purpose of inauguration.

The Senate called to Order by the President.

At this point, the Senate proceeded to the Joint Convention.

(For proceedings of Joint Convention, see House report)

After Joint Convention In Senate

The Senate called to Order by the President Pro-Tem.

The Adjournment Order having been returned from the House, Read and Passed, in concurrence, on motion by Senator Conley of Cumberland, Adjourned until Monday, January 10, 1983 at 4 o'clock in the afternoon.