

# 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  
 February 1, 1983  
 Senate called to order by the President.

Prayer by Father Gilbert Patenaude of St. Francis Xavier Catholic Church of Winthrop.

FATHER PATENAUDE: Let us bow our heads in humble prayer. Almighty and merciful God, Who's wise and amiable providence watches over every human event; be our light and counsel on this day.

We pray Thee to shower Thy blessings upon our President, our Governor, all our Senators, and all those who are to have a part in this Session of Legislature. Give them light, wisdom, and strength; grant that they may be enlightened by Thy grace and always fulfill their duty to Thee and to their Country.

O'God, protector of all those who trust in Thee, without whom, nothing is strong, nothing is holy, multiply towards us Thy mercies that with Thee as our ruler and guide; we may obtain all that is for our spiritual and material welfare.

We ask this through Christ, our Lord. Amen.

Reading of the Journal of yesterday.

**Communications**

The Following Communication: (H. P. 175)  
**State of Maine**  
**House of Representatives**  
**Augusta 04333**  
 January 17, 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 January 17, 1983, eleven Bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 14, bills were referred to the Joint Standing Committee on January 17, 1983 as follows:

**Business Legislation**

Bill "An Act to Remove the Sunset Provision on the Regulation of Business Between Motion Picture Exhibitors and Distributors" (H. P. 164) (L. D. 195) (Presented by Representative JACQUES of Waterville) (Cosponsors: Representative DIAMOND of Bangor and Senator CLARK of Cumberland)

Bill "An Act to Authorize Either an Engineer or an Architect to Act as a Prime Professional under Certain Circumstances" (H. P. 165) (L. D. 196) (Presented by Representative JACQUES of Waterville) (By Request)

Bill "An Act to Amend the Maine Consumer Credit Code Regarding Refinancing Demand Loans Secured by Securities" (H. P. 166) (L. D. 197) (Presented by Representative PERKINS of Brooksville)

**Fisheries and Wildlife**

Bill "An Act to Prohibit Shooting Within 100 Yards of any Dwelling During Hunting Season" (H. P. 167) (L. D. 198) (Presented by Representative LEWIS of Auburn) (Cosponsors: Representatives SMITH of Island Falls, CONNERS of Franklin and Senator USHER of Cumberland)

Bill "An Act to Require Persons being Licensed to Hunt for the First Time to have Completed a Gun Safety Course" (H. P. 168) (L. D. 199) (Presented by Representative JACQUES of Waterville) (Cosponsors: Representatives CONNERS of Franklin, MATTHEWS of Winslow and Senator USHER of Cumberland)

**Health and Institutional Services**

Bill "An Act to Amend and Supplement Certain Powers of Hospital Administrative District No. 1" (Emergency) (H. P. 169) (L. D. 194) (Presented by Representative MacEACHERN of Lincoln)

**Judiciary**

Bill "An Act Limiting Positions of Trust for Prisoners in Jails to those Prisoners Sentenced or Transferred to that Particular Jail" (H. P. 170) (L. D. 200) (Presented by Representative JOYCE of Portland)

Bill "An Act Relating to Abortions in the Third Trimester" (H. P. 171) (L. D. 201) (Presented by Representative STEVENSON of Unity) (Cosponsors: Representatives PARENT of Benton and Representative WILLEY of Hampden) (By Request)

Bill "An Act to Transfer Fayette from the Northern Kennebec to the Southern Kennebec Judicial Division of the District Court" (H. P. 172) (L. D. 202) (Presented by Representative DAGGETT of Manchester)

Bill "An Act to Make the Sellers of Intoxicating Liquors Civilly Liable for Certain Injuries Caused by the Intoxication of their Customers" (H. P. 173) (L. D. 203) (Presented by Representative McSWEENEY of Old Orchard Beach) (Cosponsor: Representative JOYCE of Portland)

**Legal Affairs**

Bill "An Act Relating to Liquor Licenses for Incorporated Civic Organizations" (Emergency) (H. P. 174) (L. D. 204) (Presented by Representative GAUVREAU of Lewiston) (Cosponsors: Senators CHARETTE of Androscoggin, USHER of Cumberland and Representative COTE of Auburn)

Sincerely,  
 S/EDWIN H. PERT  
 Clerk of the House  
 S/JOY J. O'BRIEN  
 Secretary of the Senate

Comes from the House Read and Ordered Placed On File.

Which was Read and Ordered Placed On File in concurrence.

The Following Communication: (H. P. 185)  
**State of Maine**  
**House of Representatives**  
**Augusta 04333**  
 January 18, 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 January 18, 1983, nine Bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 14, bills were referred to the Joint Standing Committees on January 18, 1983 as follows:

**Judiciary**

Bill "An Act Concerning Visitation Rights for Grandparents of Children Involved in Divorce or Custody Proceedings" (H. P. 176) (L. D. 205) (Presented by Representative CARROLL of Limerick) (Cosponsor: Representative CROWLEY of Stockton Springs)

**Health and Institutional Services**

Bill "An Act to Provide Furloughs from County Jails for 3 Days or More if Reason is Consistent with the Rehabilitation of an Inmate or Prisoner" (H. P. 177) (L. D. 206) (Presented by Representative JOYCE of Portland)

**Legal Affairs**

Bill "An Act to Permit Bowling Alleys to Sell Spirituous, Vinous and Malt Liquor" (H. P. 178) (L. D. 207) (Presented by Representative DILLENBACK of Cumberland) (Cosponsor: Representative SALSBURY of Bar Harbor)

**Local and County Government**

Bill "An Act Relating to Appointment of a Chief Deputy in Cumberland County" (H. P. 179) (L. D. 208) (Presented by Representative JOYCE of Portland)

**Marine Resources**

Bill "An Act Concerning the Use of Purse Seines in Washington County" (H. P. 180) (L. D. 209) (Presented by Representative SCARPINO of St. George)

Bill "An Act to Allow the Use of Purse Seines in Washington County" (H. P. 181) (L. D. 210) (Presented by Representative SCARPINO of St. George)

Bill "An Act to Provide for a Reduced Fee for Lobster Fishing Licenses for Persons 70 years of Age and Older" (H. P. 182) (L. D. 211) (Presented by Representative CONNERS of Franklin) (Cosponsor: Senator PERKINS of Hancock)

**Public Utilities**

Bill "An Act to Clarify the Time during which a Utility is Restricted from Filing a Rate Case under the Public Utility Law" (H. P. 183) (L. D. 212) (Presented by Representative VOSE of Eastport) (Cosponsor: Representative RODERICK of Oxford)

**State Government**

Bill "An Act to Create a Legislators' Turnpike Pass" (H. P. 184) (L. D. 213) (Presented by Representative CARROLL of Limerick)

Sincerely,  
 S/EDWIN H. PERT  
 Clerk of the House  
 S/JOY J. O'BRIEN  
 Secretary of the Senate

Comes from the House Read and Ordered Placed On File.

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

The Following Communication: (H. P. 191)  
**State of Maine**  
**House of Representatives**  
**Augusta 04333**  
 January 19, 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 January 19, 1983, five Bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 14, bills were referred to the Joint Standing Committees on January 19, 1983 as follows:

**Election Laws**

Bill "An Act Relating to Boards of Voter Registration" (H. P. 186) (L. D. 228) (Presented by Representative HANDY of Lewiston) (Cosponsor: Representative BAKER of Portland)

**Public Utilities**

Bill "An Act to Clarify Filing Fee Requirements for Public Utilities Commission Approval of Electric Utilities' Purchase of Electric Power and Conversions" (H. P. 187) (L. D. 229) (Presented by Representative WEYMOUTH of West Gardiner)

**Taxation**

Bill "An Act to Permit the Interstate Commerce Exemption on Sales Tax to Apply to Persons who Lease Vehicles Which are Placed in Interstate Commerce" (H. P. 188) (L. D. 230) (Presented by Representative CONNERS of Franklin)

**Transportation**

Bill "An Act to Prohibit the Use of Hand-phones while Operating a Vehicle on a Public Way" (H. P. 189) (L. D. 231) (Presented by Representative BEAULIEU of Portland) (Cosponsor: Representative McCOLLISTER of Canton)

Bill "An Act Requiring Return of Fees to Certain Persons Who Paid for Highway Use Permits" (H. P. 190) (L. D. 232) (Presented by Representative CONNERS of Franklin)

Sincerely,  
 S/EDWIN H. PERT  
 Clerk of the House  
 S/JOY J. O'BRIEN  
 Secretary of the Senate

Comes from the House Read and Ordered Placed On File.

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

The Following Communication: (H. P. 192)  
**State of Maine**  
**House of Representatives**  
**Speaker's Office**  
**Augusta, Maine 04333**

January 20, 1983

Hon. Edwin H. Pert  
 Clerk of the House  
 Hon. Joy J. O'Brien  
 Secretary of the Senate  
 State House  
 Augusta, Maine 04333

Dear Clerk Pert and Secretary O'Brien:

This is to notify you that pursuant to Chapter 454 of the Public Laws of 1981, An Act Promoting Alcoholism Prevention, Education, Treatment and Research, and Joint Order (H. P. 118) passed in the House on January 10, 1983, and in the Senate on January 11, 1983, we have today appointed the following members to the Joint Select Committee on Alcoholism Services:

Senator Beverly Bustin, Senate Chairman  
 Senator Kenneth Hayes  
 Senator Barbara Gill  
 Senator Thomas Perkins  
 Rep. Neil Rolde, House Chairman  
 Rep. Alfred Brodeur  
 Rep. Lorraine Chonko  
 Rep. Polly Reeves  
 Rep. Phyllis Erwin  
 Rep. Martin Hayden  
 Rep. Russell Day  
 Rep. John Masterman  
 Rep. Kenneth Matthews

Sincerely,

S/JOHN L. MARTIN  
 Speaker of the House  
 S/GERARD P. CONLEY  
 President of the Senate

Comes from the House Read and Ordered Placed On File.

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

The Following Communication: (H. P. 214)  
**State of Maine**  
**House of Representatives**  
**Augusta 04333**

January 21, 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 January 21, 1983, twenty Bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 14, bills were referred to the Joint Standing Committees on January 21, 1983 as follows:

**Appropriations & Financial Affairs**

Bill "An Act Appropriating \$5,000 for the Pink Panthers of Millinocket to Represent Maine in the Cherry Blossom Festival" (Emergency) (H. P. 194) (L. D. 238) (Presented by Representative MICHAUD of East Millinocket and Senator PRAY of Penobscot)

**Business Legislation**

Bill "An Act to Require that Hospitals Furnish Itemized Bills" (H. P. 195) (L. D. 239) (Presented by Representative BEAULIEU of Portland) (Cosponsor: Senator ERWIN of Oxford)

**Election Laws**

Bill "An Act to Amend the Election Laws Concerning Signatures and Names" (H. P. 196) (L. D. 240) (Presented by Representative RACINE of Biddeford) (Cosponsors: Representatives LEHOUX of Biddeford, CLARK of Millinocket, and POULIOT of Lewiston)

Bill "An Act to Clarify the Election Laws" (H. P. 197) (L. D. 241) (Presented by Representative BAKER of Portland) (Cosponsor: Representative HANDY of Lewiston)

Bill "An Act to Allow Voter Registration and Party Enrollment on the Same Form" (H. P.

198) (L. D. 242) (Presented by Representative MURRAY of Bangor) (Cosponsor: Representative MICHAUD of East Millinocket)

**Energy & Natural Resources**

Bill "An Act to Create the Longfellow Wilderness Preserve" (H. P. 199) (L. D. 243) (Presented by Representative MITCHELL of Freeport) (Cosponsor: Representative DEXTER of Kingfield)

**Fisheries & Wildlife**

Bill "An Act to Change the Law Regarding Hunting of Moose by Nonresidents" (H. P. 200) (L. D. 244) (Presented by Representative McHENRY of Madawaska)

Bill "An Act to Provide that the Partridge Hunting Season must close by November 15th each Year" (H. P. 201) (L. D. 245) (Presented by Representative KELLY of Camden)

**Public Utilities**

Bill "An Act to Clarify Utility Financing of Energy Conservation" (H. P. 202) (L. D. 246) (Presented by Representative RIDLEY of Shapleigh) (Cosponsors: Representatives WEYMOUTH of West Gardiner, VOSE of Eastport, and Senator EMERSON of Penobscot)

Bill "An Act Concerning Emergency Telephone Numbers" (H. P. 203) (L. D. 247) (Presented by Representative SWAZEY of Bucksport)

**State Government**

Bill "An Act Concerning Compensation for Legislators who Attend Meetings on County Budgets" (H. P. 204) (L. D. 248) (Presented by Representative McHENRY of Madawaska) (Cosponsor: Representative THERIAULT of Fort Kent)

**Taxation**

Bill "An Act to Provide Sales Tax Equity for Lessees of Depreciable Machinery and Equipment" (H. P. 205) (L. D. 249) (Presented by Representative ARMSTRONG of Wilton) (Cosponsors: Representatives SHERBURNE of Dexter and McCOLLISTER of Canton)

Bill "An Act to Increase the Exemption from Taxation of Parsonages used by Religious Societies to the Value of \$50,000" (H. P. 206) (L. D. 250) (Presented by Representative DAGGETT of Manchester)

Bill "An Act to Provide an Income Tax Credit for Oil and Gas Furnace Automatic Vent Dampers" (H. P. 207) (L. D. 251) (Presented by Representative McHENRY of Madawaska)

Bill "An Act to Exempt Certain Paraplegic Individuals from Property Taxation" (H. P. 208) (L. D. 252) (Presented by Representative ARMSTRONG of Wilton) (By Request)

**Transportation**

Bill "An Act Relating to the Registration Period for Certain Motor Vehicles" (H. P. 209) (L. D. 253) (Presented by Representative McHENRY of Madawaska) (Cosponsor: Representative THERIAULT of Fort Kent)

Bill "An Act to Make the Photographic Drivers' License Optional Rather than Mandatory" (H. P. 210) (L. D. 254) (Presented by Representative McHENRY of Madawaska)

Bill "An Act to Change the Requirements for Motor Vehicle Inspections" (H. P. 211) (L. D. 255) (Presented by Representative McHENRY of Madawaska)

Bill "An Act to Repeal the Requirement for an Audible Warning when Passing in a Motor Vehicle" (H. P. 212) (L. D. 256) (Presented by Representative HIGGINS of Scarborough)

Bill "An Act to Prohibit the Wearing of Head Phones or Ear Phones while Operating a Motor Vehicle" (H. P. 213) (L. D. 257) (Presented by Representative KELLY of Camden)

Sincerely,

S/EDWIN H. PERT  
 Clerk of the House

S/JOY J. O'BRIEN  
 Secretary of the Senate

Comes from the House, Read and Ordered Placed On File.

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

The Following Communication: (H. P. 217)  
**State of Maine**  
**House of Representatives**  
**Augusta 04333**

January 24, 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 January 24, 1983, two Bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 14, bills were referred to the Joint Standing Committees on January 24, 1983 as follows:

**Business Legislation**

Bill "An Act to Provide for Establishment of Employee Cooperative Corporations" (H. P. 215) (L. D. 258) (Presented by Representative BAKER of Portland) (Cosponsor: Speaker MARTIN of Eagle Lake)

**Transportation**

Bill "An Act Concerning Drivers' Tests for the Elderly" (H. P. 216) (L. D. 259) (Presented by Representative McCOLLISTER of Canton)

Sincerely,

S/EDWIN H. PERT  
 Clerk of the House  
 S/JOY J. O'BRIEN

Secretary of the Senate

Comes from the House, Read and Ordered Placed On File.

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

The Following Communication: (H. P. 233)  
**State of Maine**  
**House of Representatives**  
**Augusta 04333**

January 25, 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 January 25, 1983, fifteen Bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 14, bills were referred to the Joint Standing Committees on January 25, 1983 as follows:

**Education**

Bill "An Act to Penalize Administrative Units for Employing Noncertified Teachers" (Emergency) (H. P. 218) (L. D. 266) (Presented by Representative ALLEN of Washington)

**Health and Institutional Services**

Bill "An Act to Amend the Annual Review of Fees Law" (H. P. 219) (L. D. 267) (Presented by Representative ROLDE of York)

Bill "An Act to Amend the Medicaid Copayment Law" (H. P. 220) (L. D. 268) (Presented by Representative ROLDE of York)

**Judiciary**

Bill "An Act Relating to Motor Vehicle Violations within the Penobscot Nation" (H. P. 221) (L. D. 269) (Presented by Representative CASHMAN of Old Town) (Cosponsor: Senator PEARSON of Penobscot)

Bill "An Act Relating to Motor Vehicle Violations" (H. P. 222) (L. D. 270) (Presented by Representative CASHMAN of Old Town) (Cosponsor: Senator PEARSON of Penobscot)

Bill "An Act Relating to Certifying Indian Representatives" (H. P. 223) (L. D. 271) (Presented by Representative CASHMAN of Old Town) (Cosponsor: Senator PEARSON of Penobscot)

Bill "An Act Affirming the Confidential Nature of Vital Statistics" (H. P. 224) (L. D. 272) (Presented by Representative KELLEHER of Bangor)

Bill "An Act to Provide for Mandatory Jail Sentences for Repeat Offenders who Commit Certain Crimes on or to a Person 60 Years of

Age or Older" (H. P. 225) (L. D. 273) (Presented by Representative JOYCE of Portland)

Bill "An Act Relating to Bail Procedures" (H. P. 226) (L. D. 274) (Presented by Representative CURTIS of Waldoboro)

**Marine Resources**

Bill "An Act to Amend the Maine Sardine Law" (H. P. 227) (L. D. 275) (Presented by Representative VOSE of Eastport)

**State Government**

Bill "An Act to Amend the Maine Administrative Procedure Act to Require Legislative Approval of Rules and Regulations" (H. P. 228) (L. D. 276) (Presented by Representative BROWN of Livermore Falls) (Cosponsors: Representatives JACKSON of Harrison and SPROUL of Augusta)

**Taxation**

Bill "An Act to Amend the Sales Tax Law to Allow Credit to be Given on Any Sales Tax Due on New or Rebuilt Parts when Used Parts are Traded in for Credit" (H. P. 229) (L. D. 277) (Presented by Representative CONNERS of Franklin)

Bill "An Act Concerning the Rate of Return on Investment Factor under the Railroad Excise Tax" (H. P. 230) (L. D. 278) (Presented by Representative KELLEHER of Bangor) (Cosponsors: Senator WOOD of York, Representatives MANNING of Portland and BROWN of Bethel)

**Transportation**

Bill "An Act to Require Headlights on Vehicles to be Used at Certain Times" (H. P. 231) (L. D. 279) (Presented by Representative ROLDE of York)

Bill "An Act to Permit Wreckers to Use Flashing Red Lights on Limited Access Highways" (H. P. 232) (L. D. 280) (Presented by Representative ROLDE of York)

Sincerely,  
S/EDWIN H. PERT  
Clerk of the House  
S/JOY O'BRIEN  
Secretary of the Senate

Comes from the House, Read and Ordered Placed On File.

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

The Following Communication: (H. P. 234)

**Department of Business Regulation  
State Claims Board  
State House Station 35  
Augusta, Maine 04333**

January 17, 1983

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

Re: Report of Small Claims to Legislature  
Dear Representative Martin:

Herewith is Report of Small Claims which were received in this office during 1982 and which is being submitted to you for your information and records in accordance with Title 5 M.R.S.A., Section 1510-A, Subsection 8.

A similar report is also being submitted to the Honorable Gerard P. Conley, President of the Senate, and if you or your staff should have any questions in connection with this report, please communicate with this office.

Very truly yours,  
S/RONALD M. ROY  
Chief Counsel

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: (H. P. 248)

**State of Maine  
House of Representatives  
Augusta 04333**

January 26, 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 January 26, 1983, thirteen Bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 14, bills were referred to the Joint Standing Committees on January 26, 1983 as follows:

**Agriculture**

Bill "An Act to Permit Compensation to be Paid to Beekeepers for Damage Done by Bears" (H. P. 235) (L. D. 282) (Presented by Representative DAGGETT of Manchester)

Bill "An Act Concerning the Transmission of Rabies by Unvaccinated Dogs" (H. P. 236) (L. D. 283) (Presented by Representative DRINKWATER of Belfast) (Cosponsor: Representative STEVENSON of Unity)

Bill "An Act to Prevent the Improper Tethering of Animals" (H. P. 237) (L. D. 284) (Presented by Representative DRINKWATER of Belfast)

Bill "An Act Concerning Domestic Animals Running at Large" (H. P. 238) (L. D. 285) (Presented by Representative DRINKWATER of Belfast) (Cosponsor: Representative ALLEN of Washington)

Bill "An Act Concerning Cruelty to Animals" (H. P. 239) (L. D. 286) (Presented by Representative DRINKWATER of Belfast) (Cosponsor: Representative STEVENSON of Unity)

Bill "An Act to Prohibit the Creation of a Nuisance by Habitually Barking Dogs" (H. P. 240) (L. D. 287) (Presented by Representative DRINKWATER of Belfast)

Bill "An Act Regarding Official Refusal on Neglect of Duty" (H. P. 241) (L. D. 288) (Presented by Representative DRINKWATER of Belfast)

**Appropriations and Financial Affairs**

Bill "An Act to Include Poverty Tax Abatements in Net General Assistance Costs" (H. P. 242) (L. D. 289) (Presented by Representative BAKER of Portland) (Cosponsor: Senator VIOLLETTE of Aroostook)

**Education**

Bill "An Act Regarding Courses and their Equivalency Offered at Various Units of the University of Maine" (H. P. 243) (L. D. 290) (Presented by Representative HANDBY of Lewiston) (Cosponsors: Representatives ANDREWS of Portland, DIAMOND of Bangor and Senator CLARK of Cumberland)

**Health and Institutional Services**

Bill "An Act to Amend the Law Prohibiting Smoking at Public Meetings" (H. P. 244) (L. D. 291) (Presented by Representative DEXTER of Kingfield) (Cosponsors: Representative NELSON of Portland, Senators DIAMOND of Cumberland and CLARK of Cumberland)

**Judiciary**

Bill "An Act to Establish Grandparents' Visitation Rights" (H. P. 245) (L. D. 292) (Presented by Representative KETOVER of Portland) (Cosponsors: Speaker MARTIN of Eagle Lake, Representatives THERIAULT of Fort Kent and BAKER of Portland)

**Local and County Government**

Bill "An Act to Establish Minimum Standards for the Recording of Plats and Maps in Registries of Deeds" (H. P. 246) (L. D. 293) (Presented by Representative MITCHELL of Freeport) (Cosponsor: Representative MICHAUD of East Millinocket)

Bill "An Act to Increase the Level of Compensation for Part-time Deputy Sheriffs" (H. P. 247) (L. D. 294) (Presented by Representative MITCHELL of Freeport)

Sincerely,  
S/EDWIN H. PERT  
Clerk of the House  
S/JOY J. O'BRIEN  
Secretary of the Senate

Comes from the House Read and Ordered Placed On File.

Which was Read and Ordered Placed On File,

in concurrence.

The Following Communication: (H. P. 258)  
**State of Maine  
House of Representatives  
Augusta 04333**

January 27, 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 January 27, 1983, nine Bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 14, bills were referred to the Joint Standing Committees on January 27, 1983 as follows:

**Aging Retirement and Veterans**

Bill "An Act to Remove the 4% Ceiling on the Cost-of-Living Allowances for State Pensioners" (H. P. 249) (L. D. 299) (Presented by Representative SPROUL of Augusta)

**Business Legislation**

Bill "An Act Relating to Assigned Risk Plans in Workers' Compensation Insurance" (H. P. 250) (L. D. 300) (Presented by Representative TUTTLE of Sanford) (Cosponsors: Senator DUTREMBLE of York, Representatives LEWIS of Auburn and BEAULIEU of Portland)

Bill "An Act to Correct Certain Errors in the Maine Condominium Act" (Emergency) (H. P. 251) (L. D. 301) (Presented by Representative SOULE of Westport)

**Fisheries and Wildlife**

Bill "An Act to Equalize the Price of Junior Hunting and Trapping Licenses" (H. P. 252) (L. D. 302) (Presented by Representative LEWIS of Auburn) (Cosponsors: Representatives RODERICK of Oxford, MICHAUD of East Millinocket and MCGOWAN of Pittsfield)

**Judiciary**

Bill "An Act to Clarify the Statutes of Limitation" (H. P. 253) (L. D. 303) (Presented by Representative FOSTER of Ellsworth) (Cosponsor: Representative SOULE of Westport)

**Labor**

Bill "An Act to Preclude Part-time Employees of Nonprofit Organizations from Eligibility under Unemployment Compensation if Employed for less than 3 months" (H. P. 254) (L. D. 304) (Presented by Representative BROWN of Bethel) (Cosponsors: Senators TWITCHELL of Oxford, MINKOWSKY of Androscoggin and Representative WEBSTER of Farmington)

**Public Utilities**

Bill "An Act to Increase the Salaries of the Trustees of the Mapleton Sewer District" (H. P. 255) (L. D. 305) (Presented by Representative LISNIK of Presque Isle) (Cosponsor: Senator CARPENTER of Aroostook)

Bill "An Act to Amend the Charter of the Augusta Sanitary District" (H. P. 256) (L. D. 306) (Presented by Representative SPROUL of Augusta) (Cosponsors: Representatives HICKEY of Augusta, PARADIS of Augusta and Senator BUSTIN of Kennebec)

**State Government**

JOINT RESOLUTION to Ratify an Amendment to the Federal Constitution to Provide for Representation of the District of Columbia in the Congress (H. P. 257) (L. D. 307) (Presented by Representative BAKER of Portland) (Cosponsors: Senator CLARK of Cumberland, Representatives MASTERTON of Cape Elizabeth and MAYBURY of Brewer)

Sincerely,  
S/EDWIN H. PERT  
Clerk of the House  
S/JOY J. O'BRIEN  
Secretary of the Senate

Comes from the House, Read and Ordered Placed On File.

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

**Senate Papers**

BILL, "An Act to Eliminate Needless Employment of an Actuary to Determine Equivalency under Judicial Retirement." (Submitted by the Judicial Department pursuant to Joint Rule 24) (S. P. 132) (Presented by Senator TRAFTON of Androscoggin) (Cosponsor: Representative TUTTLE of Sanford)

Which was referred to the Committee on Aging, Retirement and Veterans and Ordered Printed.

Sent down for concurrence.

BILL, "An Act to Improve the Functioning of the Maine Milk Commission." (S. P. 133) (Presented by Senator CARPENTER of Aroostook) (Cosponsors: Representative SMITH of Island Falls, Representative LOCKE of Sebec and Senator WOOD of York)

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

Sent down for concurrence.

BILL, "An Act to Provide Funding for the Potato Blossom Festival." (S. P. 134) (Presented by Senator VIOLETTE of Aroostook)

Reference to the Committee on Agriculture suggested.

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

BILL, "An Act to Increase the Percentage of State Municipal Revenue Sharing from 4% to 6%." (Emergency) (S. P. 135) (Presented by Senator DOW of Kennebec) (Cosponsor: Senator TWITCHELL of Oxford)

Which was referred to the Committee on Appropriations and Financial Affairs and Ordered Printed.

Sent down for concurrence.

BILL, "An Act to Clarify Provisions of the Maine Banking Act." (S. P. 136) (Presented by Senator COLLINS of Knox) (Cosponsor: Senator TRAFTON of Androscoggin)

BILL, "An Act to Amend the Regulation of Business Practices between Motor Vehicle Manufacturers, Distributors and Dealers Act." (S. P. 137) (Presented by Senator TRAFTON of Androscoggin) (Cosponsor: Representative TUTTLE of Sanford)

BILL, "An Act to Provide Representatives for Owners of Certified Barber Hair Styling Schools on the State Board of Barbers." (S. P. 138) (Presented by Senator MINKOWSKY of Androscoggin) (Cosponsor: Representative BROWN of Bethel)

BILL, "An Act Relating to Additional Charges in Connection With Consumer Credit Transactions." (S. P. 139) (Presented by Senator SEWALL of Lincoln)

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

Sent down for concurrence.

BILL, "An Act to Amend the Education Statutes Regarding Truancy, Correspondence Schools and Courses in Physiology and Hygiene." (S. P. 140) (Presented by Senator COLLINS of Knox)

BILL, "An Act to Increase Reimbursement for Professional Credits for Teachers." (Emergency) (S. P. 141) (Presented by Senator HAYES of Penobscot) (Cosponsor: Representative BOST of Orono)

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

Sent down for concurrence.

BILL, "An Act to Establish an Annual Maine Clean Water Week." (S. P. 142) (Presented by Senator USHER of Cumberland) (Cosponsor: Representative DILLENBACK of Cumberland)

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

Sent down for concurrence.

BILL, "An Act to Discourage Violation of

Wildlife Laws." (S. P. 143) (Presented by Senator USHER of Cumberland) (Cosponsors: Representative JACQUES of Waterville and Representative MacEACHERN of Lincoln)

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

Sent down for concurrence.

BILL, "An Act to Revise the General Assistance Laws." (S. P. 144) (Presented by Senator CARPENTER of Aroostook) (Cosponsors: Senator COLLINS of Knox and Representative SEAVEY of Kennebunkport)

Reference to the Committee on Health and Institutional Services suggested.

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

BILL, "An Act to Eliminate the Requirement that Supreme Judicial Court Briefs be Bound." (Submitted by the Judicial Department pursuant to Joint Rule 24) (S. P. 145) (Presented by Senator TRAFTON of Androscoggin) (Cosponsors: Representative HOBBS of Saco and Representative DRINKWATER of Belfast)

BILL, "An Act to Establish a Chief Justice of the Superior Court." (Submitted by the Judicial Department pursuant to Joint Rule 24) (S. P. 146) (Presented by Senator TRAFTON of Androscoggin) (Cosponsor: Representative HOBBS of Saco)

BILL, "An Act Substituting the Board of Overseers of the Bar as the Keeper of the Records of Members of the Bar in Place of Administrative Assistant to the Chief Justice." (Submitted by the Judicial Department pursuant to Joint Rule 24) (S. P. 147) (Presented by Senator TRAFTON of Androscoggin) (Cosponsor: Representative DRINKWATER of Belfast)

BILL, "An Act to Provide Necessary Statutory Changes as a Result of Certain Laws Relating to Juries." (Submitted by the Judicial Department pursuant to Joint Rule 24) (S. P. 148) (Presented by Senator TRAFTON of Androscoggin) (Cosponsor: Representative DRINKWATER of Belfast)

BILL, "An Act to Enable Administrative Court Judges to Sit in Superior Court." (Submitted by the Judicial Department pursuant to Joint Rule 24) (S. P. 149) (Presented by Senator TRAFTON of Androscoggin) (Cosponsors: Representative HOBBS of Saco and Representative DRINKWATER of Belfast)

BILL, "An Act Concerning the Admissibility of Evidence under the Exclusionary Rule." (S. P. 150) (Presented by Senator COLLINS of Knox)

BILL, "An Act Raising the Limit on Speeding Violations which can be Processed by the District Court Traffic Violations Bureau." (Submitted by the Judicial Department pursuant to Joint Rule 24) (S. P. 151) (Presented by Senator TRAFTON of Androscoggin) (Cosponsors: Representative HOBBS of Saco, Representative DRINKWATER of Belfast and Representative TUTTLE of Sanford)

BILL, "An Act to Remove Reference to Deputy Clerks under the District Court Laws." (Submitted by the Judicial Department pursuant to Joint Rule 24) (S. P. 152) (Presented by Senator TRAFTON of Androscoggin) (Cosponsor: Representative DRINKWATER of Belfast)

On motion by Senator Pray of Penobscot, referred to the Committee on Judiciary and Ordered Printed.

Sent down for concurrence.

BILL, "An Act to Raise Per Diem Compensation for Active Retired Justices and Judges." (Submitted by the Judicial Department pursuant to Joint Rule 24) (S. P. 153) (Presented by Senator TRAFTON of Androscoggin) (Cosponsor: Representative HOBBS of Saco)

Reference to the Committee on Judiciary suggested.

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

BILL, "An Act Concerning Attorneys' Employees Acting as Private Investigators." (S. P. 154) (Presented by Senator TRAFTON of Androscoggin) (Cosponsor: Senator CHARETTE of Androscoggin)

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

Sent down for concurrence.

BILL, "An Act to Establish a Supreme Judicial Court and Superior Court Capital Fund." (Submitted by the Judicial Department pursuant to Joint Rule 24) (S. P. 155) (Presented by Senator TRAFTON of Androscoggin) (By Request)

Reference to the Committee on Judiciary suggested.

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

BILL, "An Act to Allow Evidence and Testimony From Vocational Experts." (S. P. 156) (Presented by Senator HAYES of Penobscot) (Cosponsors: Representative NORTON of Biddeford and Representative TUTTLE of Sanford)

BILL, "An Act to Repeal the Nonnegotiability of Certain Educational Policies." (S. P. 157) (Presented by Senator DUTREMBLE of York)

BILL, "An Act to Provide Adequate Notice of Job Referrals in the Unemployment Insurance Program." (S. P. 158) (Presented by Senator USHER of Cumberland) (Cosponsor: Representative MICHAUD of East Millinocket)

BILL, "An Act to Revise the University of Maine Arbitration Procedures." (S. P. 159) (Presented by Senator HAYES of Penobscot) (Cosponsors: Senator BALDACCIO of Penobscot and Representative TUTTLE of Sanford)

Which were referred to the Committee on Labor and Ordered Printed.

Sent down for concurrence.

BILL, "An Act to Provide for the Use of Major Credit Cards at Selected State Liquor Stores." (Submitted by the Department of Finance and Administration pursuant to Joint Rule 24) (S. P. 160) (Presented by Senator DANTON of York) (Cosponsor: Representative PARADIS of Augusta)

BILL, "An Act Relating to Fines for Committing a Fraudulent Act under the Liquor Laws." (S. P. 161) (Presented by Senator DANTON of York)

Which were referred to the Committee on Legal Affairs and Ordered Printed.

Sent down for concurrence.

RESOLVE, to Authorize the Commissioners of Cumberland County to Reimburse the Town of Standish \$4,620.21 Unexpended Retirement Funds." (S. P. 162) (Presented by Senator USHER of Cumberland) (Cosponsor: Representative GREENLAW of Standish)

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

Sent down for concurrence.

BILL, "An Act Amending the Display of Registration Plates for Truck Tractors." (S. P. 163) (Presented by Senator USHER of Cumberland) (Cosponsor: Representative McPHERSON of Eliot)

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

Sent down for concurrence.

#### Committee Reports House

The following Ought Not to Pass reports shall be placed in the legislative files without further action pursuant to Rule 15 of the Joint Rules:

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

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

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

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)

BILL, "An Act Concerning the Type of Hunter Orange Clothing which must be Worn while Hunting." (H. P. 116) (L. D. 123)

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

BILL, "An Act to Authorize Either an Engineer or an Architect to Act as a Prime Professional under Certain Circumstances." (H. P. 165) (L. D. 196)

#### Change of Reference

The Committee on State Government on BILL, "An Act Concerning Compensation for Legislators Who Attend Meetings on County Budgets." (H. P. 204) (L. D. 248) Reported that the same be referred to the Committee on Local and County Government.

Comes from the House, the report Read and Accepted and the bill referred to the Committee on Local and County Government.

Which Report was Read and Accepted, in concurrence, and the bill referred to the Committee on Local and County Government, in concurrence.

#### Leave to Withdraw

The following Leave to Withdraw reports shall be placed in the legislative files without further action pursuant to Rule 15 of the Joint Rules:

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

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

BILL, "An Act to Repeal the Retroactive Provision for Annual Indexation of the Individual Income Tax System." (Emergency) (H. P. 8) (L. D. 4)

BILL, "An Act Relating to the Escape of Prisoners." (H. P. 142) (L. D. 150)

BILL, "An Act to Permit Nonresident Students attending Maine Colleges and Universities on a Full-Time Basis to Purchase Resident Hunting and Fishing Licenses." (H. P. 109) (L. D. 116)

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

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

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

#### Ought to Pass

The Committee on State Government on BILL, "An Act to Include the Public Advocate as a Member of the Energy Resources Advisory Board." (H. P. 79) (L. D. 83)

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

#### Divided Report

The Majority of the Committee on State Government on BILL, "An Act to Amend Eligibility Requirements Under the H.O.M.E. Program." (H. P. 69) (L. D. 75)

Reported that the same Ought Not to Pass.

Signed:

Senators:

VIOLETTE of Aroostook

BALDACC1 of Penobscot

Representatives:

GWADOSKY of Fairfield

KETOVER of Portland

SALSBURY of Bar Harbor  
COOPER of Windham  
LaPLANTE of Sabattus  
DILLENBACK of Cumberland  
PARADIS of Augusta

The Minority of the same committee on the same subject matter Reported that the same Ought to Pass in New Draft. (H. P. 285) (L. D. 310)

Signed:

Representatives:

HOLLOWAY of Edgecomb

LEBOWITZ of Bangor

SPOUL of Augusta

(Senator:

HICHENS of York, Abstaining)

Come from the House, the Majority Report Read and Accepted.

Which Reports were Read and the Majority Ought Not To Pass Report of the Committee Accepted, in concurrence.

#### Divided Report

The Majority of the Committee on Legal Affairs on BILL, "An Act Concerning the Misuse of Fuel Assistance Benefits." (H. P. 70) (L. D. 76)

Reported that the same Ought Not to Pass.

Signed:

Senators:

CHARETTE of Androscoggin

DANTON of York

Representatives:

COX of Brewer

HANDY of Lewiston

COTE of Auburn

McSWEENEY of Old Orchard Beach

SWAZEY of Bucksport

The Minority of the same committee on the same subject matter

Reported that the same Ought to Pass.

Signed:

Senator:

SHUTE of Waldo

Representatives:

DILLENBACK of Cumberland

STUDLEY of Berwick

DUDLEY of Enfield

PERRY of Mexico

STOVER of West Bath

Come from the House, the Majority Report Read and Accepted.

Which Reports were Read.

The PRESIDENT: Is it the pleasure of the Senate to accept the Majority Ought Not To Pass Report of the Committee?

The Chair recognizes the Senator from Waldo, Senator Shute.

Senator SHUTE: I move acceptance of the Ought to Pass Report.

The PRESIDENT: The Senator from Waldo, Senator Shute now moves acceptance of the Minority Ought To Pass Report of the Committee.

The Chair recognizes the Senator from Androscoggin, Senator Charette.

Senator CHARETTE: I would ask for a Division.

The PRESIDENT: The Senator from Androscoggin, Senator Charette has requested a Division.

The Chair recognizes the Senator from Waldo, Senator Shute.

Senator SHUTE: Mr. President, Ladies and Gentlemen of the Senate, the intent of this Bill is to clear up some of the inequities in the Fuel Assistance Program, and although the testimony at the Committee hearing and on this Bill did not indicate any widespread fraud or any other deception of government officials, from what the program was intended for we do have some areas that do need looking into and correcting. The only thing the Bill does, and I would ask you to accept the Ought to Pass Report, so that when we get the Bill into Second Reading it can be amended into a better form, I think, what the intent of those signing the Ought to Pass Report was, that those people that are abusing fuel assistance money or fuel,

or wood, or oil, or whatever, if they get that fuel and sell it to another person for a fairly good discount, that those people wouldn't be eligible for that program for the remainder of the year, or at least, to have a two-hundred dollar fine imposed on those people that are not using the program the way it was intended to be used.

I don't see how we can run programs in the State, if there is no consequences for any misuse of funds on those programs. I don't think a two-hundred dollar fine is any great amount of money to somebody that might be getting four-hundred and fifty dollars in fuel assistance, or maybe four-hundred and fifty dollars in cash, if they don't have to buy their own fuel. If they are in a heated apartment, they can get their four-hundred and fifty dollars cash, of course.

This Bill is only intended to improve the program, and certainly not out to take anything away from the elderly, or the poor, or anything else. Certainly those programs are needed, and I wouldn't never want to see them cut. So, I'd like to see the Ought to Pass Report Accepted and then make the Bill available for an amendment that would improve the Bill at that point.

The PRESIDENT: The Chair recognizes the Senator from Androscoggin, Senator Charette.

Senator CHARETTE: Women and Men of the Senate, I would like to offer a few reasons here why I feel that L. D. 76 should not be enacted. Here are some of the reasons:

This Bill would established a civil violation and penalty for those clients who sell their fuel assistance benefit.

Now who would investigate and enforce the law?

It would be very difficult to establish that any recipient had in fact sold their benefit.

There would be costs involved in administering this Bill that could better be spent in program funds to serve more people.

Secondly, these violations and resulting penalties would not only be difficult to prove and enforce. They would impose a severe hardship on the rest of the household members.

Last year over twelve thousand seven hundred households had young children under six years, who obviously need to stay warm. They should not be punished for penalties imposed on their parents.

Loss of benefits would, also, force a client to go to the town general assistance fund for help. This would be a hardship on the town welfare budgets.

Thirdly, L. D. 76 addresses a problem that occurs very, very infrequently. Last year with six-thousand households receiving wood for fuel assistance the division received about a dozen complaints on clients who allegedly sold their wood. This year the division has taken over forty-two thousand applications the first, 8 weeks of the program and have received only three complaints of clients selling their wood.

This, also, does not address the problem of clients who move long distances or move into housing with different heating needs.

My final reason for dismissal of this Bill is in regard to clients, who receive wood and then move into a residence without wood heat or to a distance that would make uneconomical for the wood to be moved.

L. D. 76 does not allow for reasonable acceptations to the rules, that fuel assistance benefits should be used for the purpose they were intended, namely keeping warm.

I believe that the Division of Community Services can best service this program through State regulations. It has been pointed out by the administrator that regulations are being reinforced and there are some in place as it is now. So for the dozen complaints that this program has received after servicing better than forty-five thousand homes, I do not think that we should enact or create a new bureaucracy that will cost thousands and thousands of dollars to administer this program. Thank you.

The PRESIDENT: Is the Senate ready for the



question?

The Chair recognizes the Senator from Androscoggin, Senator Minkowsky.

Senator MINKOWSKY: Mr. President and Members of the Senate, the question before us this morning, I guess, has been analyzed by some of the constituents that I had sent my mailing to. The question of this Bill before us was number fourteen on my questionnaire, which stated: "Should persons who abuse fuel assistance program, i.e. use the assistance provided to sell to others be fined and have their benefits revoked?" I just opened up twenty-three of these questionnaires this morning pertaining to that one single issue, and twenty-two out of twenty-three says "Yes" to that particular question.

Now I don't know how the bureaucratic system analyses or what the ratio of abuse is relevant to it, but you can tell from the general consensus of opinion out there that people realize that it is a very serious problem.

It might be beneficial for the Senate for today to, at least, allow the Bill to be accepted so that it can be amended, so that if there are any other new ideas that can be implemented that it might be worthwhile to consider it.

The PRESIDENT: The Chair recognizes the Senator from Waldo, Senator Shute.

Senator SHUTE: Thank you, Mr. President. Mr. President and Ladies and Gentlemen of the Senate, I couldn't agree more heartedly, wholeheartedly with the valid concerns that Senator Charette has concerning this Bill. I agree with the problems that he says, the Bill now has, but if we could take this Bill to Second Reading, at least, we could take care of some of those problems.

We heard that there was only twelve complaints that went into the State office last year, and that is true, but the reason there wasn't that many complaints come into the State office last year is that it is not against the law right now, to get your wood and sell it to somebody else if you want to, or your oil, or anything else.

If we are going to run a program in this manner, why wouldn't it be better to just give the people the four hundred dollars or four hundred and fifty dollars, forget the fuel assistance end of it and if they want to use it for fuel assistance fine, but if it is not going to be used as fuel assistance lets just give them the money and let them do what they want to with it. Thank you very much.

The PRESIDENT: The Chair recognizes the Senator from Androscoggin, Senator Charette.

Senator CHARETTE: Women and Men of the Senate, I would like to elaborate a little bit about the department itself, and how this program is controlled.

Now the Fuel Assistance Program is a federally funded block grant that provides help to Maine's low income families. The Fuel Assistance Heat Program has helped thousands of people who are on fixed or low incomes survive our long winters.

Now as I said awhile ago better than forty-five thousand household receive assistance with an average benefit of four-hundred dollars. All these households were at or below the poverty level with sixty-two and a half percent of those served elderly or handicapped. During the winter months poor people pay from twenty to forty percent of their income on energy costs, and in some cases elderly households face energy bills that exceed their monthly income.

Now the assistance received under the HEAP program often makes the difference between being able to stay in a house or not or between having your electricity disconnected, or deciding between paying for fuel or food.

The HEAP program has been operated by the division of community services since 1977. The HEAP program is operated at the local level by twelve community action agencies and fifteen municipalities. Outreach workers take and process a lengthy application which covers the

Fuel Assistance Program, the Weatherization Program and the Energy Crisis Intervention (ECIP) Program. All income is verified and if the household is at, or below twenty-five percent of poverty they are certified eligible for a benefit of three hundred and fifty dollars or four hundred and fifty dollars depending on income and family size.

The local program then issues a voucher to an approved dealer for oil, coal, or electricity, or a purchase order for wood in the clients name.

It was pointed out that some of these recipients have turned around and sold their wood, true. This is not against federal regulation. If household needs wood in December and this program is not funded until January, therefore, the individual is using his food money whatever he has available to start getting his wood in, preparing it and actually heating in December. Therefore, when his four hundred dollar allocation of wood is coming in, in January at that time he has sufficient wood for the winter and yes in some cases he's turned around and sold the wood in order to provide food on the table and feed his family. So there are a lot of arguments to this.

I believe that this Bill doesn't address any of them. This Bill is a Bill that does nothing really for this program, so I still move that the Senate vote for the Majority Report.

The PRESIDENT: Is the Senate ready for the question?

The Chair recognizes the Senator from Androscoggin, Senator Minkowsky.

Senator MINKOWSKY: Mr. President and Members of the Senate, I wish that I could have attended the hearing relative to this particular Bill, but I guess what Senator Charette has said, is that the majority of the people who come into the program do not abuse it, do not violate the rules and regulations. The minority, which is infinitesimal, do violate it. I guess, if it means having some type of penalty attached to those who abuse this program plus many other programs then it should be in place. The majority, maybe the greatest number of people, maybe ninety percent, maybe more than that are the recipients and know how to adjust their lifestyle to the winter conditions in the State of Maine and there are other programs out there should they be in need, that are available to them.

For the few people who are on these programs and constantly abuse them and make these particular pieces of legislation mandatory then we must have something to safeguard the interest of those people out there who are taxpayers, who are paying a substantial amount of money in their taxes, and paying their local taxes, running their homes buying their own fuel, paying their own fixed operating expenses that are making the necessary adjustments and changing their lifestyles accordingly. We should start paying attention to them, too. These are the people answering this questionnaire that I am talking about this morning who deserve that consideration.

The PRESIDENT: The Chair recognizes the Senator from Waldo, Senator Shute.

Senator SHUTE: Request a Roll Call, please.

The PRESIDENT: A Roll Call has been requested. Under the Constitution, in order for the Chair to order a Roll Call it requires the affirmative vote of at least one-fifth of those Senators present and voting.

Will all those Senators in favor of ordering a Roll Call, please rise and remain standing until counted.

Obviously more than one-fifth having arisen a Roll Call is ordered.

The pending question before the Senate is the motion by the Senator from Waldo, Senator Shute that the Senate Accept the Minority Ought to Pass Report of the Committee.

A Yes vote will be in favor of Accepting the Minority Ought to Pass Report of the Committee.

A No vote will be opposed.

The Doorkeepers will secure the Chamber. The Secretary will call the Roll.

#### ROLL CALL

YEAS—Collins, Emerson, Gill, Hichens, McBreairey, Minkowsky, Pearson, Perkins, Redmond, Sewall, Shute, Twitchell, Wood.

NAYS—Baldacci, Brown, Bustin, Carpenter, Charette, Clark, Danton, Diamond, Dow, Durtremble, Erwin, Hayes, Kany, Pray, Trafton, Usher, Violette, The President Gerard P. Conley.

ABSENT—Najarian, Teague.

A Roll Call was had.

13 Senators having voted in the affirmative and 18 Senators in the negative, with 2 Senators being absent, the motion to Accept the Minority Ought to Pass Report, Failed.

The Majority Ought Not to Pass Report of the Committee Accepted, in concurrence.

#### Senate Leave to Withdraw

The following Leave to Withdraw reports shall be placed in the legislative files without further action pursuant to Rule 15 of the Joint Rules:

BILL, "An Act Requiring the Attorney General to Seek the Amendment of or Judicial Review of any Exclusionary Land Use Controls." (S. P. 84) (L. D. 215)

BILL, "An Act to Require the Secretary of State to Give Notification when the Renewal of Motor Vehicle Registrations are Due." (S. P. 31) (L. D. 86)

#### Ought to Pass

Senator CHARETTE for the Committee on Legal Affairs on BILL, "An Act Pertaining to Local Public Hearings on Liquor License Applications." (S. P. 32) (L. D. 87) reported that the same Ought to Pass.

Which Report was Read and Accepted, the Bill Read Once and Tomorrow Assigned for Second Reading.

#### (Off Record Remarks)

#### Second Readers

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

#### Senate

BILL, "An Act Relating to the Annual Observance of Saint Jean-Baptiste." (S. P. 21) (L. D. 22)

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

Sent down for concurrence.

#### Enactors

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

#### Emergency

BILL, "An Act to Deorganize Eliotsville Plantation" (H. P. 283) (L. D. 308)

#### Emergency

BILL, "An Act to Deorganize Plantation 21." (H. P. 284) (L. D. 309)

These being emergency measures and having received the affirmative votes of 29 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.

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

#### Enactor

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

#### Emergency

BILL, "An Act to Amend the Maine Guarantee Authority to Act to Allow for More Expansive Development in the State." (S. P. 72) (L. D. 178)

The PRESIDENT: The Chair recognizes the Senator from Androscoggin, Senator Min-



kowsky.

Senator MINKOWSKY: Mr. President and Members of the Senate, by all indications, this is a very, very important Bill for the cities of Lewiston and Auburn, because of the industrial air-park that is in the planning stages to be built.

The question I had relevant to this issue was not so much the bonding, additional bonding indebtedness of the State of Maine, under the Maine Guarantee Authorities, but the past performance and productivity of the Maine Guarantee Authority.

I was here when that particular agency was created. I've seen what has happened over the years from the Freddie Valshing fiasco, right straight down to the Evergreen Valley default, and this represented several millions of dollars of taxpayers' money. This was a great concern of mine, because all these projects were started in good faith, and subsequently failed. The interesting thing, these projects were started during good times when interest rates were very, very low, when the economy was a lot better than it is today. Today, the rates of interest are astronomical, and really there is no assurance that with the variable rates of interest at the present time, if they ever will decline, and listening to a news report this morning, it appeared to be just a fictitious setting of interest rates at the present time at the Federal level.

In addition to that, when you look at the cost effectiveness of methanol. Is this the way we should be going? And this is based upon two observations. One, the declining cost of oil on the world market; and secondly, the research that is going on in America, in so far as coal degasification is concerned. Oil prices dropping, degasification from coal, because we have the world's largest supply of coal. Is it more cost effective to use the methanol project or go towards coal degasification, as an alternative, in case oil prices do continue to rise?

The full credit of the State of Maine is behind these bond issues, this bond issue for the methanol plant, as well as, subsequent bond issues. My major concern, is that taxpayers of the State of Maine don't end up picking up the cost of this particular bond issue, if it should not fly or go through, be cost effective in the long run.

The reason I bring this up this morning, because this particular issue, as important as it is to my locality, is something that should be discussed on the Record of this Senate, so a clear determination is made exactly what was Legislative Intent when this bond issue was passed, or this increase for the Maine Guarantee Authority was passed.

I think it's of paramount importance that what came out at public hearing, and reasonable assurances to the taxpayers of the State of Maine that this project is in its best interest, and should be on the Record.

The PRESIDENT: The Chair recognizes the Senator from Aroostook, Senator Violette.

Senator VIOLETTE: Mr. President, would the Secretary read the Committee Report?

The Secretary Read the Report.

The PRESIDENT: The Senator has the floor. Senator VIOLETTE: Mr. President, Ladies and Gentlemen of the Senate, this is a unanimous report of the Committee on State Government. The Committee on State Government's function is not to act as the Maine Guarantee Authority to decide the pluses or minus of any one particular project.

The purpose of this Bill is simple. It is to raise, as we know constitutionally, the limit of the MGA is set at some ninety million. Statutorily, we have set that limit at fifty million. What this Bill would do is to raise that limit from fifty to sixty million dollars. The Committee on State Government heard testimony, relative to what Senator Minkowsky has discussed, this ethanol project.

What we are doing here this morning is not deciding the fate of the approval of an ethanol

project by the MGA. We have a guarantee authority of which we confirmed a new member just yesterday. That entity is there to do that, just that job.

The Committee on State Government, unanimous decision, was that it could see no reason why the total statutory level of the guarantee not be raised from fifty to sixty million dollars. Since, particularly the last four years, there have been no projects within the MGA which has been called into default or any serious problems with any particular project. There is no doubt, and we are all well aware, that particularly prior to 1973, before the establishment of the MGA, there were difficulties with various loans made at that time, by a number of entities which were totally autonomous. There was the industrial authority, there was the recreational authority. These groups were brought together in 1973, there have been problems within the ensuing years, but within the last four years the record of the MGA is a very good one. And it is for that reason, and, also, for the reasons given for the, there is a reason for the MGA, and that is to provide guarantee of capital, in a sense, to perhaps, the continuation of the business, or a construction of a new business. It was basically the opinion of the committee that we were not going to decide on the economics of a particular project, that is for that entity, and that we could see that the track record of the MGA, within the last several years, has been an excellent one. We could see no reason why the guarantee authority limit ought not to be raised. I would hope that we would give this Bill our unanimous endorsement this morning. Thank you.

The PRESIDENT: The Chair recognizes the Senator from Androscoggin, Senator Trafton.

Senator TRAFTON: Mr. President and Members of the Senate, I ask you simply to look at L.D. 178. This is very simple. It simply raises the MGA's bonding authority from fifty million to sixty million. It does no more, it does not alter the bonding limit for individual projects which was addressed in the last Session for the Spencer Press project.

I want you to think just about one thing, and that is, that inflation has eaten away at the real value of that fifty million dollar limit. If you calculate with the Consumer Price Index, at the end of this year the value of fifty million dollars today is worth only forty-two million dollars, in relation to the value of fifty million dollars two-years-ago. So in fact, we have lost eight million dollars of real bonding authority for the Maine Guarantee Authority.

Unless we take action today to raise the bonding authority, this additional ten million dollars, the Maine Guarantee Authority, is in fact, losing real value in its attempt to encourage Maine industry, and to encourage particularly industry in an area, Auburn and Lewiston, which has a very high unemployment rate. Thank you.

The PRESIDENT: The Chair recognizes the Senator from Hancock, Senator Perkins.

Senator PERKINS: Mr. President, Ladies and Gentlemen of the Senate, the good gentleman from Androscoggin has posed some questions, which, while, do not have direct correlation to this piece of legislation deserve some answers, because they in the end result, could well be the result of this legislation.

I would refer to his use of ethanol with regard to our energy problem and its relationship to this project. The EPA has told the petroleum industry that by 1985, I believe, that they will be eliminating the usage of lead in their gasoline, so ethanol will be used, subsequently, after that as an expander for gasoline. The expander will thus be the ethanol which we who are sponsors of this piece of legislation, are hopeful will be a product of New England Ethanol Products or the subsequent people who are successful with their application to Maine Guarantee Authority will be manufac-

turing this in the cities of Lewiston/Auburn.

These people, also, an end result and a bi-product of this will be that the corn which is used in this manufacture will be used subsequently as a bi-product in the use of feeds for our animals of the State of Maine, also. So there are some ancillary benefit to this, although, not mentioned in this Bill, and not directly related, could be the end result and beneficiary for the animal industry, for the State of Maine, as well as the motorists for the State of Maine, to make New England or Maine itself more energy efficient and less dependent on the other areas of the country.

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

Senator MINKOWSKY: I thank the good Senator from Hancock, Senator Perkins for his explanation.

I am in concurrence with one assessment and that is, I would like to see Maine be more energy efficient, self-sufficient, take care of our own needs. I still believe that the private sector of business should be able to handle most of its own operating costs, should be able to get the greatest amount of its money necessary to, money necessary to make their operation efficient and effective, because they are in for a profit. There is another stipulation in the ethanol project, which is a rebate on four percent or a tax credit. I believe that tax credit should be brought into play, in so far as what it means to lost revenue to the State of Maine in the long-term.

The State of Maine is looking for industry and from the times I have been here on Industrial and Recreational Development, I have a very strong advocate and proponent for industrial development in Maine. I'd like to play it by the fact that I'd like to see some positive assurance that by 1985, when lead is removed from gasoline, that there is reasonable assurance on the part of the operation that we will recover our money without finding ourselves, or finding them in a default situation, and subsequently picking it up as in the past.

Now, I'm not too sure if my figures are correct, but maybe the Chairman of the State Government Committee might be able to answer this, but, over the years since Maine Guarantee Authority has been in business, has it not been at least forty million dollars, or more of loss through default of loans that the taxpayers of the State of Maine, subsequently picked up? Again, I emphasize that it was done during the period of time when the economy was good, the interest rates were at an all-time low.

If some of these things could be brought up for further discussion this morning, I certainly feel a lot more comfortable in voting for this particular project. I realize the paramount importance this project has in my particular area.

Another thing which, I believe, should be discussed is if we are putting all our eggs in this one basket from fifty million to fifty-nine million dollars. How many other projects does the Maine Guarantee Authority have in the State of Maine that are being considered by them that will help to expand our industrial or our commercial base?

I look at the Maine Guarantee Authority as an agency in State Government, not to service one major project, but to service a multitude of many small projects in the State of Maine. I think that is one consideration which should be weighed in this particular determination.

The PRESIDENT: The Chair recognizes the Senator from Aroostook, Senator Violette.

Senator VIOLETTE: Mr. President, Ladies and Gentlemen of the Senate, just to reinforce my initial comments to the members of the Senate, this morning, I only wish to reiterate, first of all, that this Legislation has nothing to do with Maine Ethanol Products, with New England Ethanol Products. It is for the MGA to weigh the economics of 1984, for it to assess it-

self of that situation and to decide whether or not to grant this guarantee. If, it would in fact grant this guarantee, of this ten million dollars we are increasing the statutory limits there is presently some five million dollars still available within the capacity of the MGA. This six point five million dollar request, of which the limit is seven million, would still leave within the MGA some eight point five million dollars. This project would hardly take up all available reserves, there would be some eight point five million dollars available, after, if the MGA would see fit to approve this project.

I'm not going to get in to an argument this morning, I don't think it's pertinent to this Legislature to begin to discuss the concept of this project, the general partners, the limited partners, where they are obtaining their money, what part and percentage is guaranteed, what part and percent is bank loans? That's for the MGA, ladies and gentlemen, and I think we ought to, we ought not to go off track: we ought to stay on the issue at hand, and that's a very simple one, it is an increase by ten million dollars of the statutory limit of the MGA.

I think we ought to look to the MGA, and, at least, allow it to do its duty and review this project, once it makes application. Thank you, Ladies and Gentlemen of the Senate.

The PRESIDENT: The Chair recognizes the Senator from Androscoggin, Senator Trafton.

Senator TRAFTON: I echo the concerns of Senator Violette; we are not the MGA here, we cannot approve the merits of any project for which applications have been submitted. I would like to point out, however, that this L.D., L.D. 178, addresses the mortgage insurance fund of the Maine Guarantee Authority. We are not talking about the Maine Guarantee Authority's ability to make direct loans to any applicant. We are simply addressing their ability to insure or guarantee loans made by commercial establishments, so that in fact, we are not making a direct loan of cash to any applicant of MGA. The MGA is acting similar to the Veterans Administration, in guaranteeing the mortgage on a single-family house, or the Farmer's Home Administration, in guaranteeing the mortgage on a single-family house. This is not a direct loan of State funds of any kind.

I ask you to support this Bill, unanimously.

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

Senator MINKOWSKY: Mr. President and Members of the Senate, if nothing else this morning, I've accomplished what I set out to do, and that is to create some debate, so at least if there is ever a court case in the State of Maine, there will be something to say what the Legislature decided on, with their understanding of this particular issue.

I am fully cognizant on what the good Senator from Aroostook has talked about. I am not concerned with the intricacies with the Maine Guarantee Authority, of how they equate and evaluate loans. My concern is a broader overview, as how this Legislature allows them this flexibility use of the taxpayers' money to guarantee these particular loans. I have nothing against New England Methanol. I am very pleased that they consider the State of Maine, and particularly the city of Auburn and our air-park to build their operation, but I just wanted reasonable assurances through debate, that the taxpayers of the State of Maine in the long-run, and maybe possibly from a viewpoint that the Maine Guarantee Authority will listen to some of the concerns raised by this Legislature, or, at least by myself personally, I'm not going to speak for the Legislature, that, there are some of us who are thinking about this, and they had better be very, very positive in their assessment and evaluation that this is in the interest of the people of the State of Maine.

We have, as I mentioned earlier, many, many

other businesses out there that are looking to the State of Maine for consideration, and I just want to be sure there is sufficient monies, and it was brought out very ably by the Senate Chairman from the State Government Committee, that there is money out there, so that other businesses can take part in this.

I sincerely hope, at least from my past experience, that if this should be approved, that I hope that we don't find ourselves in a serious bind a few years down the road, predicated upon the present economic conditions, not only in this State, but in this Nation.

The PRESIDENT: Is the Senate ready for the question?

This being an emergency measure and having received the affirmative votes of 30 members of the Senate, with 1 Senator 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.

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

**Committee Reports  
House  
Ought to Pass in New Draft  
Under New Title**

The Committee on Local and County Government on BILL, "An Act to Modify the Municipal Reports Law." (Emergency) (H. P. 18) (L. D. 14) Reported that the same Ought to Pass in New Draft under New Title, BILL, "An Act to Modify the Municipal and County Reports' Law." (Emergency) (H. P. 368) (L. D. 343)

Comes from the House, the New Draft under New Title Passed to be Engrossed.

Which Report was Read and Accepted, in concurrence, and the Bill in New Draft under New Title Read Once, and Tomorrow Assigned for Second Reading.

**(Off Record Remarks)**

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

On motion by Senator Carpenter of Aroostook, Recessed until the sound of the Bell.

**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:

**Papers from the House  
House Papers**

BILL, "An Act to Clarify the Role of the Actuary in the Retirement System." (H. P. 286)

BILL, "An Act for the Repeal of Obsolete Provisions of the Retirement Allowance Adjustment Fund" (H. P. 287)

BILL, "An Act to Expand the Definition of Teacher for Purposes of the Maine State Retirement System." (H. P. 288)

BILL, "An Act to Amend the Provision Relating to the Notification of Participating Districts about Changes in Statutes" (H. P. 289)

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

On motion by Senator Pray of Penobscot, referred to the Committee on Aging, Retirement and Veterans and Ordered Printed, in concurrence.

BILL, "An Act to Prevent Contamination of Milk Through the Use of Formaldehyde." (H. P. 290)

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 Provide State Aid to Airports to Assist in the Maintenance of Airport Emergency Services." (H. P. 291)

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

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

BILL, "An Act to Delineate Community Services in Maine." (H. P. 292)

Comes from the House, referred to the Committee on Audit and Program Review and Ordered Printed.

Which was referred to the Committee on Audit and Program Review and Ordered Printed, in concurrence.

BILL, "An Act to Permit Barbers to Cut Hair Outside of Barber Shops." (H. P. 293)

BILL, "An Act to Amend the Banking Code Regarding Demand Deposit Powers of Thrift Institutions." (Emergency) (H. P. 294)

BILL, "An Act to Amend the Banking Code Regarding Directors' Meetings and Regarding Service Corporations." (H. P. 295)

BILL, "An Act to Amend the Banking Code Regarding Loans to Directors of Financial Institutions." (H. P. 296)

BILL, "An Act to Amend the Prescription Price Poster Laws." (H. P. 297)

BILL, "An Act Relating to Attorneys Searching Titles to Real Estate under the Banking Code." (H. P. 298)

BILL, "An Act Relating to the Use of an Assumed Name by a Nonprofit Corporation." (H. P. 299)

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

On motion by Senator Carpenter of Aroostook, referred to the Committee on Business Legislation and Ordered Printed in concurrence.

BILL, "An Act Relating to the Limitations on Amounts for School Construction Projects or Minor Capital Outlay Projects." (H. P. 300)

BILL, "An Act Authorizing Reasonable Fees for Nonresident Users of Public Libraries." (H. P. 301)

BILL, "An Act to Move the Date for Finalization of the Municipal School Budget from June 30th to September 30th of each year." (H. P. 302)

BILL, "An Act to Allow School Districts to Raise the Maximum Equivalent of Local Leeway Specifically Designated for Major School Construction Projects." (H. P. 303)

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

On motion by Senator Pray of Penobscot referred to the Committee on Education and Ordered Printed, in concurrence.

BILL, "An Act to Prohibit Registration Within 72 Hours of an Election." (H. P. 305)

BILL, "An Act Regulating the Activities of Political Action Committees" (H. P. 306)

BILL, "An Act to Amend the Law Governing Campaign Reports in Municipal Elections." (H. P. 307)

BILL, "An Act Relating to Penalties for Late Filing of Campaign Finance Reports." (H. P. 308)

BILL, "An Act to Allow Voter Registration and Party Enrollment on the Same Form." (H. P. 307)

BILL, "An Act Authorizing the Registrar of Voters to Appoint Temporary Deputy Registrars." (H. P. 310)

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

On motion by Senator Carpenter of Aroos-

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

BILL, "An Act Relating to the Posting of Performance Bonds for Rezoning." (H. P. 311)

BILL, "An Act to Ban Clear Cutting within the Allagash Wilderness Waterway." (H. P. 312)

BILL, "An Act to Encourage the Use of Wind Power." (H. P. 313)

BILL, "An Act to Limit the Storage of Spent Fuel at Nuclear Reactor Facilities." (H. P. 314)

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 and Ordered Printed, in concurrence.

BILL, "An Act Relating to Licensing Fees for Hunting." (H. P. 315)

BILL, "An Act Relating to Deer Hunting." (H. P. 316)

BILL, "An Act to Permit Archers who Take a Deer During Archery Hunting Season to also Take a Deer During the Firearm Hunting Season." (H. P. 317)

BILL, "An Act Concerning Eligibility to Hunt Moose." (H. P. 318)

BILL, "An Act to Provide for Broader Participation in Moose Hunting." (H. P. 319)

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 and Ordered Printed, in concurrence.

BILL, "An Act to Strengthen the Laws Relating to the Sexual Exploitation of Minors." (H. P. 320)

BILL, "An Act to Create a Statutory Will." (H. P. 321)

BILL, "An Act to Revise the Laws Pertaining to Bail in Criminal Cases." (H. P. 322)

BILL, "An Act to Amend the Right to Know Law to Include Briefing Sessions Held by Private Enterprise." (H. P. 323)

BILL, "An Act to Change Age at Which a Juvenile Offender is Treated as an Adult." (H. P. 324)

BILL, "An Act to Expand the Authority of Probate Judges to Appoint Temporary Guardians." (H. P. 325)

BILL, "An Act Concerning the Qualifications of Attorneys Moving to Maine from Other Jurisdictions." (H. P. 326)

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 Relating to General Health Insurance Benefits for Injured Maine Workers and Their Families." (H. P. 327)

BILL, "An Act to Insure Prompt Answers to Petitions Filed by Employers and Employees." (H. P. 328)

BILL, "An Act to Require Employees to Provide Prompt Notice of Disability to Employers." (H. P. 329)

BILL, "An Act to Protect Workers Injured while in the Employ of Uninsured Employers." (H. P. 330)

BILL, "An Act Concerning Arbitration Involving Municipal Fire and Police Departments." (H. P. 331)

BILL, "An Act to Insure an Employee is Notified of his Rights to Workers' Compensation." (H. P. 332)

BILL, "An Act Providing Collective Bargaining Rights to Judicial Employees." (H. P. 333)

BILL, "An Act to Deduct from Workers' Compensation Benefits any Social Security Retirement Benefits Received by an Injured Employee." (H. P. 334)

BILL, "An Act to Insure Notice Defense is Based on Prejudice to the Employer." (H. P. 335)

BILL, "An Act to Require Workers' Compensation Commissioners to Explain Fully the Reasons for Their Decisions." (H. P. 336)

BILL, "An Act to Make the Definition of a Municipal Public Employee Consistent with the Definition of a State Employee for Purposes of Collective Bargaining." (H. P. 337)

BILL, "An Act to Amend Temporarily the Benefit Financing Provisions of the Employment Security Law." (Emergency) (H. P. 338)

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

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

BILL, "An Act to Authorize Licensees Under the Liquor Laws to Serve as a Law Enforcement Officer." (H. P. 339)

BILL, "An Act Relating to Unreasonable or Unjust Rent in Mobile Home Parks." (H. P. 340)

BILL, "An Act Relating to Permit Games of Chance Distributors to Sell to Certain Unlicensed Organizations." (H. P. 341)

RESOLVE, Authorizing Melanie Ann Clark or Her Legal Representative, to Bring Civil Action Against the State of Maine (H. P. 342)

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

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

BILL, "An Act Relating to the Frequency of Payments by Certain County Officials to County Treasurers." (H. P. 343)

Come 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 Requiring an Annual Report on Safety Problems by Nuclear Power Plants." (H. P. 344)

BILL, "An Act to Amend the Charter of the Hallowell Water District." (H. P. 345)

BILL, "An Act to Amend the Charter of the Winthrop Water District." (H. P. 346)

BILL, "An Act Relating to the Industrial Waste Pretreatment Program of the Kennebec Sanitary Treatment District." (H. P. 347)

BILL, "An Act Creating the Passamaquoddy Water District." (Emergency) (H. P. 348)

Come 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 Permit an Air National Guard Officer to be Eligible to Serve as Deputy Adjutant General." (H. P. 350)

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Limit Maine Senators to not More than Five Consecutive Two-Year Terms, and to Limit Maine Representatives to not More than Five Consecutive Two-Year Terms. (H. P. 352)

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

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

BILL, "An Act to Provide for Leaves of Absence for Employees Elected to the Legislature, Excluding Employees Covered under Provisions Dealing with Teachers." (H. P. 349)

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

On motion by Senator Carpenter of Aroostook, Tabled for 1 legislative day, pending Reference.

BILL, "An Act to Simplify the Administration

of the Taxation of Watercraft." (H. P. 353)

BILL, "An Act to Permit Municipalities to Levy a Sales Tax on Amusement and Entertainment Charges." (H. P. 354)

BILL, "An Act to Reduce Driver's License and Registration Fees and to Increase the Tax on Motor Fuels." (H. P. 355)

BILL, "An Act to Increase the Tax Exemption on Church Parsonages." (H. P. 356)

BILL, "An Act to Provide Income Tax Relief for Retired and Disabled Veterans." (H. P. 357)

BILL, "An Act Relating to the Applicability of State Sales Tax on Interest Paid on Rental Agreements." (H. P. 358)

BILL, "An Act Providing for Conformity with the United States Internal Revenue Code." (H. P. 359)

BILL, "An Act Temporarily Reducing the Excise Tax on Internal Combustion Engine Fuel Enhanced with Ethanol." (H. P. 360)

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

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

BILL, "An Act Relating to Vehicle Sizes and Weights." (H. P. 362)

BILL, "An Act Concerning Synchronized Traffic Lights." (H. P. 363)

BILL, "An Act Relating to the Frequency of Issuance and Fee for Auto Inspection Stickers." (H. P. 364)

BILL, "An Act Relating to Use of Red and Blue Lights on Certain Motor Vehicles." (H. P. 365)

BILL, "An Act to Retain Weight Tolerance for Certain Vehicles." (H. P. 366)

Come 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.

BILL, "An Act Relating to the Nonliability of Physicians or Other Persons who Voluntarily Report Physical or Mental Impairments of Licensees to the Secretary of State." (H. P. 367)

Come 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 Provide for the Registration of Off-road Motorcycle-type Vehicles." (H. P. 361)

Reference to the Committee on Transportation suggested.

Come 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 to Provide for the Negotiation of Seniority Provisions for Teachers." (Emergency) (H. P. 304)

Reference to the Committee on Education suggested.

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

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

BILL, "An Act Creating a Division of Records Management Services within the Department of Finance and Administration." (H. P. 351)

Committee on State Government suggested.

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

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

On motion by Senator Carpenter of Aroostook, Adjourned until Thursday, February 3, 1983 at 12 o'clock noon.