

# 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 9, 1983  
 Senate called to order by the President.

Prayer by Monsignor David K. Fitzpatrick of St. Andrews Catholic Church of Augusta.

MONSIGNOR FITZPATRICK: O Mighty God! Father of all mankind, we ask You today, to look kindly on this assembled Body, and shower all present with Your blessings.

We are gathered here in a spirit of service to all the citizens of the great State of Maine. Help us to be mindful of the trust that is ours, that our actions will guarantee the rights of all our people, and that all human law shall be but a reflection of Your will.

We pray that truth and justice will be the principles that guide us. Always prompt us to see clearly the needs of those around us, and motivate us to find solutions to them, putting aside all pettiness and self-interest.

We ask God's special blessings, so that all that transpires here may shine forth as evidence that we share Your gift of wisdom in guaranteeing that law exists for the benefit and for the protection of all the members of our community. Amen.

Reading of the Journal of Monday, February 7, 1983.

**Papers From the House**  
**House Papers**

BILL, "An Act to Amend the Maine Insurance Guaranty Association Act." (H. P. 451) (L. D. 552)

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

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

**Study Report — Committee on Energy and Natural Resources**

Report of the Committee on Energy and Natural Resources to which was referred the Study Order Relative to the Feasibility of Current-Type Turbines for Hydropower Production pursuant to Joint Order (H. P. 2400) have had the same under consideration and ask leave to submit its findings and to report that the accompanying RESOLVE, Authorizing and Directing the Joint Standing Committee on Energy and Natural Resources to Contract for an Engineering Study of Maine River Sites to Determine the Feasibility of Current-type Turbines for Hydropower Production (Emergency) (H. P. 453) (L. D. 550) be referred to this Committee for Public Hearing and printed pursuant to Joint Rule 19.

Comes from the House with the Report Read and Accepted and the Bill referred to the Committee on Energy and Natural Resources.

Which Report was Read and Accepted in concurrence, and the Bill referred to the Committee on Energy and Natural Resources in concurrence.

**Communications**

The Following Communication: (S. P. 206)

**The Senate of Maine**  
**Augusta**

February 7, 1983

The Honorable Gerard P. Conley  
 President of the Maine Senate  
 111th Legislature  
 The Honorable John L. Martin  
 111th Legislature

Dear President Conley and Speaker Martin:

Please be advised that today nine bills were received by the Secretary of the Senate.

Pursuant to the provisions of Joint Rule 14, these bills were referred to the Joint Standing

Committees on February 7, 1983 as follows:

**Appropriations and Financial Affairs:**

Bill, An Act to Create a Fund to Encourage Local Soil and Water Conservation Projects (S. P. 197) (L. D. 619) (Presented by Senator ERWIN of Oxford.) (Cosponsors: Representative McCOLLISTER of Canton, Representative MAHANY of Easton and Representative LISNIK of Presque Isle.)

Bill, An Act Making Additional Authorizations and Allocations Relating to Federal Block Grants for the Expenditures of State Government for the Fiscal Year Ending June 30, 1983. (S. P. 198) (L. D. 620) (Presented by Senator BROWN of Washington) (Cosponsored by Representative MASTERTON of Cape Elizabeth, Representative CONNOLLY of Portland and Senator PERKINS of Hancock.) (EMERGENCY) Submitted by the Department of Finance and Administration pursuant to Joint Rule 24.

**Business Legislation:**

Bill, An Act to Establish the Third-party Prescription Program Act. (S. P. 199) (L. D. 621) (Presented by Senator TWITCHELL of Oxford.) (Cosponsored by Representative MacBRIDE of Presque Isle.)

Bill, An Act to Amend the Late Payment Provisions of the Maine Insurance Code. (S. P. 200) (L. D. 622) (Presented by Senator PERKINS of Hancock.) (Cosponsored by Representative CONARY of Oakland.)

**Energy and Natural Resources:**

Bill, An Act Relating to the Fee for Camp Lot Leases on Public Lands. (S. P. 201) (L. D. 623) (Presented by Senator McBREAIRTY of Aroostook.) (Cosponsored by Representative DEXTER of Kingfield, Senator PRAY of Penobscot and Representative MICHAUD of E. Millinocket.)

**Judiciary:**

Bill, An Act Concerning Uniform Crime Reports of Child Abuse, Incest and Gross Sexual Misconduct. (S. P. 202) (L. D. 624) (Presented by Senator TRAFTON of Androscoggin.) (Cosponsored by Representative SOULE of Westport and Representative NELSON of Portland.)

Bill, An Act to Provide Equal Access to Justice. (S. P. 203) (L. D. 625) (Presented by Senator CLARK of Cumberland.) (Cosponsored by Representative KELLEHER of Bangor and Senator PERKINS of Hancock.)

**Labor**

Bill, An Act Relating to Attorney's Fees Under the Workers' Compensation Law. (S. P. 204) (L. D. 626) (Presented by Senator TWITCHELL of Oxford.)

**Transportation:**

Bill, An Act to Transfer Responsibility for Bridge Improvement and Maintenance on Reclassified Roads to the Department of Transportation. (S. P. 205) (L. D. 627) (Emergency) (Presented by Senator KANY of Kennebec.) (Cosponsored by Senator TWITCHELL of Oxford, Representative DAGGETT of Manchester and Representative MITCHELL of Vassalboro.)

Sincerely,

S/JOY J. O'BRIEN

Secretary of the Senate

S/EDWIN H. PERT

Clerk of the House

Which was Read and Ordered Placed on File.

Sent down for concurrence.

The Following Communication: (S. P. 215)

**The Senate of Maine**  
**Augusta**

February 7, 1983

The Honorable Gerard P. Conley  
 President of the Maine Senate  
 111th Legislature  
 The Honorable John L. Martin  
 Speaker of the Maine House  
 111th Legislature

Dear President Conley and Speaker Martin:

Please be advised that today eight bills were received by the Secretary of the Senate.

Pursuant to the provisions of Joint Rule 14, these bills were referred to the Joint Standing

Committees and ordered printed on February 7, 1983 as follows:

**Aging, Retirement and Veterans:**

Bill, An Act to Eliminate Discrimination Against Retired Maine Residents who have Previously been Members of the Maine State Retirement System. (S. P. 207) (L. D. 628) (Presented by Senator TEAGUE of Somerset.) (Cosponsored by Representative HICKEY of Augusta and Representative WALKER of Skowhegan)

Bill, An Act to Give the Maine Association of Retired Proper Representation on the Board of Trustees for the Maine State Retirement System. (S. P. 208) (L. D. 629) (Presented by Senator TEAGUE of Somerset) (Cosponsored by Representative PERKINS of Brooksville.)

**Appropriations and Financial Affairs:**

Bill, An Act to Establish Wage-based, Cost-of-Living Adjustments for Retired State Employees, Teachers and Beneficiaries. (S. P. 209) (L. D. 630) (Presented by Senator DOW of Kennebec.) (Cosponsored by Senator BROWN of Washington, Senator PRAY of Penobscot and Representative MITCHELL of Vassalboro.)

**Health and Institutional Services:**

Bill, An Act to Prohibit Hospital Services Price Discrimination. (S. P. 210) (L. D. 631) (Presented by Senator DOW of Kennebec.) (Cosponsored by Representative CONARY of Oakland.)

Bill, An Act to Permit the Use of the Drug Dimethyl Sulfoxide for Human Consumption. (S. P. 211) (L. D. 632) (Presented by Senator DUTREMBLE OF York.)

Bill, An Act Relating to Accounting Procedures for the Early and Periodic Screening, Diagnosis and Treatment Programs. (S. P. 212) (L. D. 633) (Presented by Senator GILL of Cumberland.) (Cosponsored by Representative PINES of Limestone, MELENDY of Rockland and NELSON of Portland.)

**Labor:**

Bill, An Act to Preserve Negotiated Contracts Between School Committees and Various Bargaining Agents. (S. P. 213) (L. D. 634) (Presented by Senator DUTREMBLE of York.)

**Transportation:**

RESOLVE, to Designate a Certain Portion of Route 1 to Old Orchard Beach Town Line as "Centennial Way" to Commemorate the Year of the 100th Anniversary of the Town of Old Orchard Beach. (S. P. 214) (L. D. 635) (Emergency) (Presented by Senator DANTON of York.) (Cosponsored by Representative McSWEENEY of Old Orchard Beach.)

Sincerely,

S/JOY J. O'BRIEN

Secretary of the Senate

S/EDWIN H. PERT

Clerk of the House

Which was Read and Ordered Placed on File.

Sent down for concurrence.

**Senate Papers**

BILL, "An Act to Allocate Moneys for the Administrative Expenses of the Bureau of Alcoholic Beverages, Department of Finance and Administration, and the State Liquor Commission for the Fiscal Years Ending June 30, 1984, and June 30, 1985." (Emergency) (S. P. 218) (Submitted by the Department of Finance and Administration pursuant to Joint Rule 24.) (Presented by Senator CHARENTE of Androscoggin.) (Cosponsors: Representative STOVER of West Bath, Representative COX of Brewer and Representative SWAZEY of Bucksport.)

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

Sent down for concurrence.

BILL, "An Act Making Allocations Related to the Alcoholism Prevention, Education, Treatment and Research Fund for the Expenditures of State Government for the Fiscal Years Ending June 30, 1984, and June 30, 1985." (Emergency) (S. P. 216) (Submitted by the Depart-

ment of Finance and Administration pursuant to Joint Rule 24.) (Presented by Senator BUSTIN of Kennebec.) (Cosponsors: Representative ROLDE of York, Representative KELLY of Camden and Representative JOSEPH of Waterville.)

Reference to the Committee on Appropriations and Financial Affairs suggested.

On motion by Senator Carpenter of Aroostook referred to the Committee on Alcoholism and Ordered Printed.

Sent down for concurrence.

**BILL, "An Act Making Unified Appropriations and Allocations for the Expenditures of State Government, Highway Fund, and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 1984 and June 30, 1985." (Emergency) (S. P. 217)** (Submitted by the Department of Finance and Administration pursuant to Joint Rule 24.) (Presented by Senator DANTON of York) (Cosponsors: Senator EMERSON of Penobscot, Representative MACOMBER of South Portland and Representative CARROLL of Limerick.)

Reference to the Committee on Appropriations and Financial Affairs suggested.

On motion by Senator Carpenter of Aroostook referred to the Committee on Transportation and Ordered Printed.

Sent down for concurrence.

**BILL, "An Act to Amend the Maine Consumer Credit Code." (S. P. 219)** (Submitted by the Department of Business Regulation pursuant to Joint Rule 24.) (Presented by Senator CLARK of Cumberland.) (Cosponsors: Representative WEYMOUTH of West Gardiner, Representative TUTTLE of Sanford and Representative LaPLANTE of Sabattus.)

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

Sent down for concurrence.

**BILL, "An Act to Amend the Statute Relative to the Appointment of the Commissioner of Educational and Cultural Services." (S. P. 220)** (Submitted by the Department of Educational and Cultural Services, pursuant to Joint Rule 24.) (Presented by Senator HAYES of Penobscot.) (Cosponsors: Representative CASHMAN of Old Town, Representative LOCKE of Sebec and Senator HICHENS of York.)

**BILL, "An Act to Amend the Statutes Relating to Coordination Services for Preschool Handicapped Children." (S. P. 221)** (Submitted by the Department of Educational and Cultural Services pursuant to Joint Rule 24.) (Presented by Senator DIAMOND of Cumberland.) (Cosponsors: Representative RANDALL of East Machias, Representative LOCKE of Sebec and Representative BOST of Orono.)

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

Sent down for concurrence.

**BILL, "An Act to Provide Confidentiality of Library Records." (S. P. 222)** (Submitted by the Department of Educational and Cultural Services pursuant to Joint Rule 24.) (Presented by Senator TRAFON of Androscoggin.) (Cosponsors: Representative MURPHY of Kennebunk, Representative ROLDE of York and Senator DIAMOND of Cumberland.)

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

Sent down for concurrence.

**BILL, "An Act to Change Price Posting Requirements for Beer and Table Wine Suppliers." (S. P. 223)** (Submitted by the Department of Finance and Administration pursuant to Joint Rule 24.) (Presented by Senator TWITCHELL of Oxford.) (Cosponsors: Senator SHUTE of Waldo, Representative SOUCY of Kittery and Representative LaPLANTE of Sabattus.)

**BILL, "An Act to Permit the Petition of Local Referendum by the State Liquor Commission." (S. P. 224)** (Submitted by the Department of Finance and Administration pursuant to Joint Rule 24.) (Presented by Senator CHARETTE of Androscoggin.)

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

Sent down for concurrence.

**BILL, "An Act to Expand the Scope of the State Salary Commission to include Members of the Judiciary, Constitutional and Legislative Officers." (S. P. 225)** (Presented by VIOLETTE of Aroostook.) (Cosponsors: Representative MARTIN of Eagle Lake and Senator CONLEY of Cumberland.)

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

Sent down for concurrence.

#### Committee Reports

##### House

##### 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 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)**

**BILL, "An Act to Enable the Sale of Camp Lots to Owners under the Direction of the Bureau of Public Lands." (H. P. 98) (L. D. 105)**

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

**BILL, "An Act to Establish Minimum Standards for the Recording of Plats and Maps in Registries of Deeds." (H. P. 246) (L. D. 293)**

**BILL, "An Act to Change the Number of Trustees on the Caribou Utilities District Board from 3 Members to 5 Members." (H. P. 102) (L. D. 109)**

**BILL, "An Act to Create a Legislators' Turnpike Pass." (H. P. 184) (L. D. 213)**

**BILL, "An Act to Require Public Institutions to Pay Sales Tax on Income Received from the Rental of Rooms for Meetings." (H. P. 113) (L. D. 120)**

**BILL, "An Act to Permit Municipalities to Set More Than One Date After Which Interest Shall Accrue for Nonpayment of Municipal Property Taxes." (H. P. 124) (L. D. 132)**

##### Ought to Pass in New Draft

The Committee on Appropriations and Financial Affairs on **BILL, "An Act to Authorize a New Federally-funded Telephone System at Camp Keyes." (Emergency) (H. P. 31) (L. D. 36)** Reported that the same Ought to Pass in New Draft under same Title. (Emergency) (H. P. 369) (L. D. 344)

Comes from the House, the Bill, in New Draft, Passed to be Engrossed.

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

##### Senate

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

**BILL, "An Act Limiting all Dimensional Requirements in Land Use Control Ordinances and Regulations to those Necessary to Protect the Public's Health and Safety." (S. P. 85) (L. D. 216)**

#### Second Readers

##### House

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

**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)**

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

**BILL, "An Act Concerning Confidentiality of Fisheries Statistics." (H. P. 32) (L. D. 37)**

Which was Read a Second Time.

On motion by Senator PRAY of Penobscot, Tabled for 1 Legislative Day, pending Passage To Be Engrossed.

##### Senate

**BILL, "An Act Relating to the Regulation of Septage Disposal." (S. P. 50) (L. D. 143)**

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

Sent down for concurrence.

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

#### Communications

The Following Communication: (H. P. 473)

##### State of Maine

##### House of Representatives

Augusta 04333

February 7, 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 February 7, 1983, twenty-eight 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 February 7, 1983 as follows:

#### Business Legislation

**Bill "An Act Relating to Time Shares" (H. P. 468) (L. D. 568)** (Presented by Representative COOPER of Windham)

**Bill "An Act to Amend the Statutes Relating to Itinerant Sellers" (H. P. 469) (L. D. 569)** (Presented by Representative ALLEN of Washington)

**Bill "An Act Concerning Continuing Education for Physicians" (H. P. 470) (L. D. 570)** (Presented by Representative BONNEY of Falmouth) (Cosponsor: Representative ZIRNKILTON of Mount Desert)

#### Education

**Bill "An Act to Amend the Special Education Statutes Providing for the Department's General Supervisory Responsibility for All Educational Programming for Exceptional Students" (H. P. 472) (L. D. 571)** (Presented by Representative STEVENS of Bangor) (Cosponsors: Representatives MATTHEWS of Caribou, SOUCY of Kittery, and Senator TWITCHELL of Oxford) (Submitted by the Department of Educational and Cultural Services pursuant to Joint Rule 24)

#### Election Laws

**Bill "An Act to Provide Early Access to Absentee Ballots by the Armed Forces" (H. P. 490) (L. D. 587)** (Presented by Representative DIAMOND of Bangor) (Cosponsors: Representatives ROTONDI of Athens, JOSEPH of Waterville, and SOUCY of Kittery)

#### Energy and Natural Resources

**Bill "An Act Concerning Open Burning at Municipal Solid Waste Disposal Sites" (H. P. 474) (L. D. 572)** (Presented by Representative TAMMARO of Baileyville) (Cosponsors: Representatives RANDALL of East Machias and ROTONDI of Athens)

**Bill "An Act to Include Water and Sewer Districts in the Local Government Energy Conservation Program" (H. P. 476) (L. D. 573)** (Presented by Representative McGOWAN of Pittsfield) (Cosponsors: Representatives BROWN of Livermore Falls, BOST of Orono, and MATTHEWS of Winslow) (Submitted by the Office

of Energy Resources pursuant to Joint Rule 24)

Bill "An Act to Amend the Hazardous Waste Statutes Administered by the Department of Environmental Protection" (H. P. 477) (L. D. 574) (Presented by Representative MITCHELL of Freeport) (Cosponsors: Representatives DEXTER of Kingfield, MICHAUD of East Millinocket, and JACQUES of Waterville) (Submitted by the Department of Environmental Protection pursuant to Joint Rule 24)

Bill "An Act to Make Allocations from the Maine Nuclear Emergency Planning Fund for the Fiscal Years Ending June 30, 1984, and June 30, 1985" (Emergency) (H. P. 478) (L. D. 575) (Presented by Representative MAYO of Thomaston) (Cosponsors: Senator TRAFTON of Androscoggin, Representatives ALLEN of Washington and GAUVREAU of Lewiston) (Submitted by the Department of Finance and Administration pursuant to Joint Rule 24)

Bill "An Act to Make Allocations from the Maine Hazardous Waste Fund for the Fiscal Years Ending June 30, 1984, and June 30, 1985" (Emergency) (H. P. 479) (L. D. 576) (Presented by Representative JACQUES of Waterville) (Cosponsors: Representatives HALL of Sanguerville, KIESMAN of Fryeburg, and MITCHELL of Freeport) (Submitted by the Department of Finance and Administration pursuant to Joint Rule 24)

**Judiciary**

Bill "An Act to Improve Access to Small Claims Court" (H. P. 480) (L. D. 577) (Presented by Speaker MARTIN of Eagle Lake) (Cosponsors: Representatives HAYDEN of Durham, MITCHELL of Vassalboro, and Senator KANY of Kennebec)

Bill "An Act Concerning the Admissibility in Criminal Proceedings of Statements by Minors Describing Sexual Contact" (H. P. 481) (L. D. 578) (Presented by Representative NELSON of Portland) (Cosponsor: Representative SOULE of Westport)

Bill "An Act Relating to Insanity as a Defense in Criminal Proceedings" (H. P. 482) (L. D. 579) (Presented by Representative LEWIS of Auburn)

Bill "An Act Regarding Multiple Sentences of Imprisonment" (H. P. 483) (L. D. 580) (Presented by Representative JOYCE of Portland) (Cosponsors: Senator DIAMOND of Cumberland, Representatives CARRIER of Westbrook and MANNING of Portland) (Submitted by the Department of Corrections pursuant to Joint Rule 24)

Bill "An Act Concerning the Plea of Innocent by Reason of Insanity" (H. P. 484) (L. D. 581) (Presented by Representative NELSON of Portland)

**Labor**

Bill "An Act to Provide for a Local Option on the Issue of Seniority for Teachers" (H. P. 485) (L. D. 582) (Presented by Representative CARROLL of Limerick)

**Legal Affairs**

Bill "An Act to Amend the Charter of St. Mark's Home in Augusta" (H. P. 486) (L. D. 583) (Presented by Representative HICKEY of Augusta) (Cosponsors: Senator BUSTIN of Kennebec and Representative PARADIS of Augusta)

**Local and County Government**

Bill "An Act to Amend the Biannual Meetings Between County and Municipal Law Enforcement Officers" (H. P. 487) (L. D. 584) (Presented by Representative DEXTER of Kingfield)

Bill "An Act to Authorize a Self-liquidating Bond Issue for Lincoln County for Renovation of and Addition to the Lincoln County Jail and Public Safety Facility" (H. P. 488) (L. D. 585) (Presented by Representative SOULE of Westport) (Cosponsors: Senator SEWALL of Lincoln, Representatives CURTIS of Waldoboro and HOLLOWAY of Edgecomb)

**Marine Resources**

Bill "An Act to Conserve the Marine Resources of the Medomak River" (H. P. 489) (L. D.

586) (Presented by Representative CURTIS of Waldoboro)

**State Government**

Bill "An Act to Provide for an Orderly Transition Period Following the Election of Constitutional Officers" (H. P. 491) (L. D. 588) (Presented by Representative PARADIS of Augusta) (Cosponsors: Senator BALDACCI of Penobscot, Representatives SPROUL of Augusta and LaPLANTE of Sabattus) (Submitted by the Department of Attorney General pursuant to Joint Rule 24)

Bill "An Act Relating to Recoupment of Moneys Expended in the State Weatherization Program and the Establishment of a Permanent Revolving State Weatherization Fund" (H. P. 492) (L. D. 589) (Presented by Representative GAUVREAU of Lewiston) (Cosponsors: Representatives ZIRNKILTON of Mount Desert, JACQUES of Waterville, and HANDY of Lewiston)

RESOLVE, Authorizing the Department of Educational and Cultural Services to Charge, Collect and Expend Fees for Public Services not Funded by the Legislature (H. P. 493) (L. D. 590) (Presented by Representative MURRAY of Bangor) (Cosponsors: Representatives BOTT of Orono, CROUSE of Washburn, and Senator BROWN of Washington) (Submitted by the Department of Educational and Cultural Services pursuant to Joint Rule 24)

**Taxation**

Bill "An Act to Provide a State Income Tax Exemption for Federal Pensions" (H. P. 494) (L. D. 591) (Presented by Representative MITCHELL of Freeport)

Bill "An Act to Make the Maine Income Tax More Progressive" (H. P. 495) (L. D. 592) (Presented by Representative BAKER of Portland)

Bill "An Act to Repeal the Sales Tax Exemption for New Machinery and Equipment" (H. P. 496) (L. D. 593) (Presented by Representative HIGGINS of Portland) (Cosponsors: Representatives ANDREWS of Portland and TUTTLE of Sanford)

**Transportation**

Bill "An Act to Require a Single License Plate" (H. P. 497) (L. D. 594) (Presented by Representative BAKER of Portland) (Cosponsors: Representatives NADEAU of Lewiston and PARADIS of Augusta)

Bill "An Act to Require Operators of Motor Vehicles to Turn on Headlights and Taillights During Daylight in Inclement Weather" (H. P. 498) (L. D. 595) (Presented by Representative AINSWORTH of Yarmouth) (Cosponsor: Representative MOHOLLAND of Princeton)

Bill "An Act Concerning the Use of Safety Belts in School Buses" (H. P. 499) (L. D. 596) (Presented by Representative CAHILL of Woolwich) (Cosponsors: Representatives REEVES of Pittston and McPHERSON of Eliot)

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. 475)

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

February 8, 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 February 8, 1983, eight Bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 14, bills were referred to the Joint Standing Com-

mittees on February 8, 1983 as follows:

**Business Legislation**

Bill "An Act to Adjust Fees for Filing Documents Pursuant to the Uniform Commercial Code" (H. P. 503) (L. D. 601) (Presented by Representative DIAMOND of Bangor) (Cosponsors: Representatives BOST of Orono, KELLY of Camden and DAGGETT of Manchester)

**Energy and Natural Resources**

Bill "An Act to Amend the Subdivision Law" (H. P. 504) (L. D. 602) (Presented by Representative MITCHELL of Freeport) (Cosponsor: Representative MICHAUD of East Millinocket)

**Health and Institutional Services**

Bill "An Act to Require the Inspection of Hospital Pharmacies Prior to Licensure" (H. P. 505) (L. D. 603) (Presented by Representative INGRAHAM of Houlton)

**Labor**

Bill "An Act to Increase the Penalty for Non-payment of Reportable Wages under the Unemployment Compensation Laws" (H. P. 506) (L. D. 604) (Presented by Representative HIGGINS of Scarborough) (Cosponsor: Representative BEAULIEU of Portland)

**Local and County Government**

Bill "An Act Concerning Salaries Paid to Aroostook County Commissioners" (H. P. 507) (L. D. 605) (Presented by Representative McHENRY of Madawaska)

**State Government**

Bill "An Act to Prevent Combining More Than One Bond Issue Item in a Single Bond Issue Bill" (H. P. 508) (L. D. 606) (Presented by Representative SWAZEY of Bucksport)

Bill "An Act to Provide Home Energy Assistance Benefits to Eligible Tenants in Subsidized Housing" (H. P. 509) (L. D. 607) (Presented by Representative ROLDE of York) (Cosponsor: Senator BUSTIN of Kennebec)

**Taxation**

Bill "An Act to Impose a Luxury Tax on Jewelry" (H. P. 510) (L. D. 608) (Presented by Representative McHENRY of Madawaska)

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. 527)

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

February 8, 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 February 8, 1983, fourteen 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 February 8, 1983 as follows:

**Appropriations and Financial Affairs**

Bill "An Act to Make Allocations from the Alcoholism Prevention, Education, Treatment and Research Fund for the Fiscal Year Ending June 30, 1983" (Emergency) (H. P. 513) (L. D. 638) (Presented by Representatives SMITH of Island Falls, BRODEUR of Auburn and Senator BUSTIN of Kennebec) (Submitted by the Department of Finance and Administration pursuant to Joint Rule 24)

Bill "An Act to Make Allocations from the Maine Coastal Protection Fund for the Fiscal Years Ending June 30, 1984, and June 30, 1985" (Emergency) (H. P. 514) (L. D. 639) (Presented by Representative HALL of Sanguerville) (Cosponsors: Representatives TAMMARO of Baileyville, MELENDY of Rockland

and Senator PEARSON of Penobscot) (Submitted by the Department of Finance and Administration pursuant to Joint Rule 24)

Bill "An Act to Allocate Moneys for the Administrative Expenses of the State Lottery Commission for the Fiscal Years Ending June 30, 1984, and June 30, 1985" (Emergency) (H. P. 515) (L. D. 640) (Presented by Representative McSWEENEY of Old Orchard Beach) (Cosponsors: Representatives COTE of Auburn, DILLENBACK of Cumberland and Senator CHARETTE of Androscoggin) (Submitted by the Department of Finance and Administration pursuant to Joint Rule 24)

Bill "An Act Making Authorization and Allocation Relating to Federal Block Grants for the Expenditures of State Government for the Fiscal Year Ending June 30, 1984" (Emergency) (H. P. 516) (L. D. 641) (Presented by Representative CHONKO of Topsham) (Cosponsors: Senator VIOLETTE of Aroostook, Representatives HOLLOWAY of Edgecomb and COOPER of Windham) (Submitted by the Department of Finance and Administration pursuant to Joint Rule 24)

Bill "An Act to Make Allocations from the Transportation Safety Fund for the Fiscal Years Ending June 30, 1984, and June 30, 1985" (Emergency) (H. P. 517) (L. D. 642) (Presented by Representative NADEAU of Lewiston) (Cosponsors: Representatives THERIAULT of Fort Kent, CALLAHAN of Machanic Falls, and Senator DIAMOND of Cumberland) (Submitted by the Department of Finance and Administration pursuant to Joint Rule 24)

Bill "An Act to Make Allocations from the Public Utilities Commission Regulatory Fund for the Fiscal Years Ending June 30, 1984, and June 30, 1985" (Emergency) (H. P. 518) (L. D. 643) (Presented by Representative VOSE of Eastport) (Cosponsors: Representatives BOST of Orono, WEYMOUTH of West Gardiner, and Senator BALDACCI of Penobscot) (Submitted by the Department of Finance and Administration pursuant to Joint Rule 24)

#### Education

Bill "An Act to Allow the Commissioner of Educational and Cultural Services to Charge a Fee for Private Industrial Fire Brigade Training" (H. P. 519) (L. D. 644) (Presented by Representative MURRAY of Bangor) (Cosponsors: Representatives BEAULIEU of Portland, CARRIER of Westbrook, and Senator BROWN of Washington) (Submitted by the Department of Educational and Cultural Services pursuant to Joint Rule 24)

Bill "An Act to Amend Special Education Statutes Related to Complaint Procedures" (H. P. 520) (L. D. 645) (Presented by Representative CROUSE of Washburn) (Cosponsors: Representatives BROWN of Gorham, MAYBURY of Brewer, and Senator CLARK of Cumberland) (Submitted by the Department of Educational and Cultural Services pursuant to Joint Rule 24)

#### Energy and Natural Resources

Bill "An Act to Promote Safe Solid Fuel Burning Practices" (H. P. 521) (L. D. 646) (Presented by Representative RIDLEY of Shapleigh) (Cosponsors: Representatives BEAULIEU of Portland, DEXTER of Kingfield, and Senator PEARSON of Penobscot) (Submitted by the Office of Energy Resources pursuant to Joint Rule 24)

#### Judiciary

Bill "An Act to Make Confidential Certain Documents of the Maine Human Rights Commission" (H. P. 522) (L. D. 647) (Presented by Representative BENOIT of South Portland) (Cosponsors: Senators TRAFTON of Androscoggin, VIOLETTE of Aroostook, and Representative DRINKWATER of Belfast) (Submitted by the Maine Human Rights Commission pursuant to Joint Rule 24)

#### Labor

Bill "An Act Relating to Skiers' and

Tramway Passengers' Responsibilities" (H. P. 523) (L. D. 648) (Presented by Representative BROWN of Bethel) (By Request)

#### Legal Affairs

Bill "An Act to Prohibit Skiing in Out-of-bounds Areas" (H. P. 524) (L. D. 649) (Presented by Representative BROWN of Bethel)

#### State Government

Bill "An Act Concerning Notice of Department of Marine Resources' Rule-making and Adjudicatory Hearings" (H. P. 525) (L. D. 650) (Presented by Representative KELLEY of Camden) (Cosponsors: Representatives CURTIS of Waldoboro, SWAZEY of Bucksport, and AINSWORTH of Yarmouth) (Submitted by the Department of Marine Resources pursuant to Joint Rule 24)

RESOLVE, Authorizing the Director of Parks and Recreation to Convey by Deed the Interest of the State of Maine in 3 Certain Parcels of Real Property (H. P. 526) (L. D. 651) (Presented by Representative KELLEY of Camden) (Cosponsors: Representatives CURTIS of Waldoboro, ZIRNKILTON of Mount Desert, and JACQUES of Waterville) (Submitted by the Department of Conservation pursuant to Joint Rule 24)

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.

Senator Carpenter of Aroostook was granted unanimous consent to address the Senate, Off the Record.

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.

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

#### Committee Reports

#### Senate

#### Ought to Pass — As Amended

Senator BALDACCI for the Committee on Public Utilities on BILL, "An Act Relating to the Charter of the Van Buren Water District." (S. P. 102) (L. D. 234) (Emergency)

Reported that the same Ought to Pass as amended by Committee Amendment "A". (S-6)

Which Report was Read and Accepted, and the Bill Read Once. Committee Amendment "A" (S-6) was Read and Adopted.

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

Senator BALDACCI: Mr. President, for the Record, the Joint Standing Committee on Public Utilities reviewed this Bill, and would have amended the Statement of Fact, but under the Rules, Statement of Facts cannot be amended; however, if it could, the Statement of Fact would have been modified to reflect the fact that the Bill does extend the territory of the Van Buren Water District to include the entire town of Van Buren and a section of Hamlin, that is served by the district. The Bill does not relate to the Van Buren Light and Power District.

Thank you, Mr. President.

Under Suspension of the Rules, the Bill, as amended, Read a Second Time and Passed to be Engrossed.

Sent down forthwith for concurrence.

(Off Record Remarks)

On motion by Senator Carpenter of Aroostook, Adjourned until 9 o'clock tomorrow morning.