

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
February 10, 1983
Senate called to order by the President.

Prayer by Reverend Larry Fairbanks of First Church of the Nazarene in Augusta.

REVEREND FAIRBANKS: Let us pray. O Mighty God, it is with thankful hearts that we pause to thank You, this morning, for Your love, and many blessings, to each of us. It's while we are remembering these blessings, that we are reminded that while we are enjoying the warmth of this building, there are many in our State that are cold, because of the lack of heat; there are many who are hungry because of the lack of food, and many who are lonely because of the lack of love.

Grant O'God that we who enjoy warm homes, good food and the love of family and friends, will do all that is in our power to solve these problems for the people of this great State.

At the same time, I pray You will make us more thankful for Your provisions for us.

Give special guidance to our President as he leads our Nation, to our Governor as he leads our State, and to each Senator and Representative, as they represent the people of this great State.

When this day is over, may each of us have peace in our minds and hearts that we have served the people of Maine with the best of our ability, and have done what is pleasing in the sight of God. Amen.

Reading of the Journal of yesterday.

(Off Record Remarks)

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

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

In the Senate, February 1, Passed to be Engrossed.

Comes from the House, Passed to be Engrossed, as amended by House Amendment "A" (H-7) in non-concurrence.

The PRESIDENT: Is it the pleasure of the Senate to Recede and Concur with the House?
It is a vote.

Study Report—The Maine Forest Fire Control Study Commission

Report of The Maine Forest Fire Control Study Commission to which was referred the Study relative to state forest fire control services pursuant to Public Law 1981, Chapter 705, Part H, section 3 of the 110th Legislature have had the same under consideration, and ask leave to submit its findings and to report that the accompanying BILL "An Act to Amend the Forest Fire Control Laws and Change the Method of Funding Forest Fire Control Services" (H. P. 528) (L. D. 636) be referred to the Committee on Taxation for public hearing and printed pursuant to Joint Rule 18.

Comes from the House with the Report Read and Accepted and the Bill referred to the Committee on Taxation.

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

Study Report—The Maine Forest Fire Control Study Commission

Report of The Maine Forest Fire Control Study Commission to which was referred the study relative to state forest fire control services pursuant to Public Law 1981, Chapter 705, Part H, section 3 of the 110th Legislature have had the same under consideration, and ask leave to submit its findings and to report that the accompanying BILL "An Act to Amend the

Forest Fire Control Laws and Repeal the Maine Forestry District" (H. P. 529) (L. D. 637) be referred to the Committee on Taxation for public hearing and printed pursuant to Joint Rule 18. Comes from the House with the Report Read and Accepted, and the Bill referred to the Committee on Taxation.

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

Joint Resolution

The Following Joint Resolution (H. P. 471)

**JOINT RESOLUTION IN OBSERVANCE
OF THE BIRTHDAY OF
DR. MARTIN LUTHER KING, JR.**

WHEREAS, January 15, 1983, marked the 54th anniversary of the birth of Dr. Martin Luther King, Jr.; and

WHEREAS, Dr. King's nonviolent means of effecting social change and his strong leadership awakened the moral sense of an entire nation regarding the treatment of minorities; and

WHEREAS, Dr. King played a truly historic role in expanding the freedom of black citizens in this nation; and

WHEREAS, the principles Dr. King espoused are cornerstones of our democratic society and ones to which we as a nation should continually recommit ourselves; now, therefore, be it

RESOLVED: That We, the Members of the 111th Legislature, now assembled in First Regular Session in this 15th year since the tragic assassination of this historic man, on behalf of the people of Maine, recognize and commemorate in appropriate ceremony at this time the anniversary of the birth of Dr. Martin Luther King, Jr., and in doing so pause to reflect and rededicate ourselves to the fundamental principles of equality and opportunity to which Dr. King's life was dedicated; and be it further

RESOLVED: That suitable copies of this Joint Resolution be prepared and transmitted forthwith by the Secretary of State to Martin Luther King, Jr. Center for Nonviolent Social Change to signify the esteem which Dr. King and the principles he espoused are held by the people of Maine.

Comes from the House Read and Adopted.

Which was Read and Adopted in concurrence.

Communications

The Following Communication: (S. P. 231)

State of Maine

**Department of Conservation
State House Station 22
Augusta, Maine 04333**

February 8, 1983

Honorable Gerard P. Conley
President of the Senate
111th Maine Legislature
State House Station #3
Augusta, Maine 04333
Dear Senator Conley:

In conjunction with 12 MRSA § 8426, I hereby submit my budget estimate for the planned 1983 Spruce Budworm Project.

The Department of Conservation is working with the Governor's Office to draft a bill to provide Legislative authorization for this year's budget.

Should you have any questions regarding the attached budget, please contact Annee Tara, Director of Programs and Planning (ext. 2211).

Sincerely,
S/KENNETH G. STRATTON
Director

**1983 Spruce Budworm Cost Estimate
February 1, 1983**

Insecticide	Acres	Unit Cost
Material		
Sevin-4-Oil*	113,900	\$ 0
Orthene*	4,600	0
Thuricide 24B*	11,300	0

Dipel 4L*	3,100	0
Bactospeine	2,000	8,000
Dipel 6L	25,000	109,300
Thuricide 32LV	81,100	317,900
Maticil	626,000	808,600
	867,000**	\$1,243,800
	COST—\$1,244,000	

Fuel Oil		
158,000 gallons @ 1.10/gallon -	\$	174,000
Aircraft		
Spray: 300,000 gallon		\$1,920,000
Monitor:		170,000
Medivac:		11,000
Mixing & Loading		486,000
Personal Services		1,350,000
Food & Lodging		150,000
Environmental Research & Monitoring		100,000
Health Monitoring		50,000
Equipment		25,000
General Operating Expenses		550,000
	ESTIMATED TOTAL	\$6,230,000

* Surplus insecticide from 1982 program, valued at \$422,000

** Actual acreage submitted for protection has been reduced by 5% for buffers and other non-treatment acres; total submitted was 912,000 acres.

Which was Read and referred to the Committee on Energy and Natural Resources.
Sent down for concurrence.

Senate Papers

BILL, "An Act Relating to the Training of Journeymen Electricians." (S. P. 226) (Presented by Senator KANY of Kennebec) (Cosponsors: Representative JOSEPH of Waterville, Representative JACQUES of Waterville, and Representative MATTHEWS of Winslow.)

Which was referred to the Committee on Business Legislation and Ordered Printed.
Sent down for concurrence.

BILL, "An Act to Include the Municipalities of Gilead and Upton within Northern Oxford County Vocational Region 9." (Emergency) (S. P. 227) (Submitted by the Department of Educational and Cultural Services pursuant to Joint Rule 24.) (Presented by Senator ERWIN of Oxford.) (Cosponsors: Senator TWITCHELL of Oxford and Representative BROWN of Bethel)

Which was referred to the Committee on Education and Ordered Printed.
Sent down for concurrence.

BILL, "An Act Relating to Changes in Method That Unemployment Benefits are Charged to Experience Rating Records." (S. P. 228) (Presented by Senator PERKINS of Hancock) (Cosponsors: Senator BROWN of Washington, Representative PERKINS of Brooksville, and Representative ZIRNKILTON of Mount Desert.)

Which was referred to the Committee on Labor and Ordered Printed.
Sent down for concurrence.

BILL, "An Act to Increase the Permissible State Discount to State Agency Stores to 12% Under the Alcoholic Beverage Statutes." (S. P. 229) (Presented by Senator PRAY of Penobscot.)

Which was referred to the Committee on Legal Affairs and Ordered Printed.
Sent down for concurrence.

BILL, "An Act Concerning Posted Roads." (S. P. 230) (Presented by Senator EMERSON of Penobscot) (Cosponsors: Representative HALL of Sangerville and Representative CARROLL of Limerick.)

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

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

BILL, "An Act to Permit Trained, Qualified and Uniformed Constables to use Blue Lights on Motor Vehicles." (H. P. 162) (L. D. 186)

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 Relating to the Flash Point of Kerosene." (H. P. 262) (L. D. 322)

BILL, "An Act to Increase Reimbursement for Professional Credits for Teachers." (Emergency) (H. P. 385) (L. D. 468)

Change of Reference

The Committee on Labor on BILL, "An Act to Provide for Exclusive State Funding of Workers' Compensation." (H. P. 414) (L. D. 497) Reported that the same be referred to the Committee on Business Legislation.

The Committee on Labor on BILL, "An Act to Reduce the Cost of Workers' Compensation Rates to Maine Employers." (H. P. 412) (L. D. 495) Reported that the same be referred to the Committee on Business Legislation.

Come from the House, the Reports Read and Accepted, and the bills referred to the Committee on Business Legislation.

Which Reports were Read and Accepted in concurrence, and the bills referred to the Committee on Business Legislation in concurrence.

Ought to Pass

The Committee on Labor on BILL, "An Act to Amend the Employment Security Law as Required by the Tax Equity and Fiscal Responsibility Act of 1982." (Emergency) (H. P. 438) (L. D. 531) reported that the same Ought to Pass.

The Committee on Labor on BILL, "An Act to Amend Temporarily the Benefit Financing Provisions of the Employment Security Law." (Emergency) (H. P. 338) (L. D. 397) reported that the same Ought to Pass.

Come from the House, the Reports Read and Accepted, and the bills Passed to be Engrossed.

Which Reports were Read and Accepted in concurrence, the Bills Read Once and Tomorrow Assigned for Second Reading.

Ought to Pass—As Amended

The Committee on Local and County Government on BILL, "An Act to Establish a Boundary Line Between the Towns of Burnham, Unity and Unity Township." (H. P. 15) (L. D. 11) reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-6)

Comes from the House with the Report Read and Accepted, and the bill Passed to be Engrossed as Amended by Committee Amendment "A" (H-6)

Which Report was Read and Accepted in concurrence. The Bill Read Once. Committee Amendment "A" (H-6) was Read and Adopted, in concurrence. The Bill as amended Tomorrow Assigned for Second Reading.

Ought to Pass in New Draft Under New Title

The Committee on Legal Affairs on BILL, "An Act Relating to Furnishing Liquor to Certain Persons." (H. P. 36) (L. D. 41) Reported that the same Ought to Pass in New Draft under New Title, BILL, "An Act Relating to Furnishing or Allowing Consumption of Liquor by Certain Persons." (H. P. 454) (L. D. 551)

Comes from the House, the Report Read and

Accepted, and the Bill in 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.

**Senate
Ought to Pass**

Senator TWITCHELL for the Committee on Local and County Government on BILL, "An Act Relating to a Fund for Ferry Replacement at Frye Island." (S. P. 57) (L. D. 164) reported that the same Ought of Pass.

Senator TWITCHELL for the Committee on Local and County Government on BILL, "An Act to Clarify the Authority of Municipal Officers to Charge Interest on Delinquent Sewer Accounts." (S. P. 95) (L. D. 226) reported that the same Ought to Pass.

Which Reports were Read and Accepted, the Bills Read Once, and Tomorrow Assigned for Second Reading.

(Off Record Remarks)

**Second Readers
House**

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

BILL, "An Act to Authorize a New Federally-funded Telephone System at Camp Keyes." (H. P. 369) (L. D. 344)

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

Enactors

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

"An Act to Include the Public Advocate as a Member of the Energy Resources Advisory Board." (H. P. 79) (L. D. 83)

Pursuant to Section 8, Part 1, Article V, of the Constitution, a two-thirds vote of those present and voting is necessary. 29 Senators having voted in the affirmative and No Senators in the negative, 29 being two-thirds of those present and voting, the bill was Passed to be Enacted.

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

Emergency

"An Act to Modify the Municipal and County Reports' Laws." (H. P. 368) (L. D. 343)

This being an emergency measure and having received the affirmative votes of 29 Members of the Senate, with No Senators having voted in the negative, was Passed to be Enacted, and having been signed by the President, was by the Secretary presented to the Governor for his approval.

Orders of the Day

The President laid before the Senate, the first Tabled and specially assigned matter.

BILL, "An Act Pertaining to Local Public Hearings on Liquor License Applications." (S. P. 32) (L. D. 87) Tabled—February 7, 1983 by Senator DANTON of York Pending—Passage to be Engrossed.

The PRESIDENT: The Chair recognizes the Senator from York, Senator Danton.

Senator DANTON: Mr. President, I offer Senate Amendment "A" Filing number S-7 and move its Adoption.

The PRESIDENT: The Senator from York, Senator Danton, presents Senate Amendment "A".

Senate Amendment "A" (S-7) was Read and Adopted. The Bill, as amended, Passed to be Engrossed.

Send down for concurrence.

The President laid before the Senate, the second Tabled and specially assigned matter.

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

Tabled—February 9, 1983 by Senator PRAY of Penobscot

Pending—Passage to be Engrossed

Which was Passed to be Engrossed, in concurrence.

(Senate At Ease)

The Senate called to Order by the President.

(Off Record Remarks)

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

Order

On motion by Senator CARPENTER of Aroostook, following Joint Order: (S. P. 232)

ORDERED, the House concurring, that when the House and Senate adjourn, they adjourn to Monday, February 14, 1983, at 9:00 o'clock in the morning.

Which was Read and Passed.

Sent down forthwith for concurrence.

On motion by Senator Pray of Penobscot, Under Suspension of the Rules, all matters previously acted upon were sent forthwith.

On motion by Senator Pray of Penobscot, Re-cessed until 4 o'clock this afternoon.

Recess**After Recess**

The Senate called to Order by the President.

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 Relating to the Charter of the Van Buren Water District." (S. P. 102) (L. D. 234)

On motion by Senator Pray of Penobscot, Tabled until later in today's session, pending Enactment.

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

Papers From the House**House Papers**

BILL, "An Act to Amend the Soil and Water Conservation Districts' Law." (H. P. 530) (Submitted by the Department of Agriculture, Food and Rural Resources pursuant to Joint Rule 24.)

BILL, "An Act to Establish Mandatory Minimum Fines on Agricultural or Forestry Products Theft." (H. P. 531)

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

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

BILL, "An Act to Establish Funding for Programs of Preventive Intervention and Family Support." (H. P. 532)

BILL, "An Act to Provide State Assistance for Municipalities with Excessive Refuse Disposal Costs." (H. P. 533)

BILL, "An Act Relating to the Promotion of Tourism in Maine." (H. P. 534)

BILL, "An Act to Provide Funds for Alternate Crop Research." (H. P. 535) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27)

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

Which were referred to the Committee on

Appropriations and Financial Affairs and Ordered Printed, in concurrence.

BILL, "An Act Concerning Insurance Coverage for Persons Referred by a Physician for Hospital Emergency Room Treatment or Evaluation." (H. P. 536)

BILL, "An Act Regarding Requirements to Reactivate an Inactive Real Estate Agent License." (H. P. 537)

BILL, "An Act Concerning the Disclosure of Information on Used Cars Sold by Used Car Dealers." (H. P. 538)

BILL, "An Act Requiring Prior Notice for Closure of a Demand Deposit Account." (H. P. 539)

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

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

BILL, "An Act to Permit Persons Under 18 years of age who pass the Test for General Educational Development to Receive a High School Equivalency Certificate at that time." (H. P. 540)

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

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

BILL, "An Act Relating to Powers of the Board of Trustees of the Maine Maritime Academy and to Authorize Conferral of the Master of Science Degree in Maritime Management." (H. P. 541)

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

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

BILL, "An Act to Place Spending Ceilings on Political Candidates." (H. P. 542)

BILL, "An Act to Permit Young Children to Accompany their Parents into the Voting Booth." (H. P. 543)

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

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

BILL, "An Act Relating to Ownership of Land Adjoining Public Ways under the Law Defining Subdivision." (H. P. 544)

BILL, "An Act Relating to the Powers of the Department of Environmental Protection in the Granting of Temporary Permits and Licenses." (H. P. 545)

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 Concerning the Taking of Antlered Deer in Certain Areas of the State." (H. P. 546)

BILL, "An Act to Prohibit Hunting on Davis Island, Lincoln County." (H. P. 547)

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 Amend the Definition of Hospital in the Maine Health and Higher Educational Facilities Authority Act." (H. P. 548)

Come from the House referred to the Committee on Health and Institutional Services and Ordered Printed.

Which was referred to the Committee on Health and Institutional Services and Ordered

Printed, in concurrence.

BILL, "An Act Relating to the Identification and the Hazards of Exposure to Toxic and Hazardous Substances." (H. P. 549)

Come from the House referred to the Committee on Health and Institutional Services and Ordered Printed.

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

BILL, "An Act Concerning Penalties Enforced against Victims of Accidents who Fail to File Accident Reports." (H. P. 550)

BILL, "An Act to Permit a Verdict of Guilty but Suffering from Mental Disease or Defect." (H. P. 551)

BILL, "An Act to Provide Adopt on Information to Unwed Mothers." (H. P. 552)

BILL, "An Act Concerning Access to Adoption Records." (H. P. 553)

BILL, "An Act to Provide Equity for Former Military Wives." (H. P. 554)

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 to Provide Equitable Treatment in the Determination of Maximum Unemployment Compensation Benefits." (H. P. 555)

BILL, "An Act to Amend the Municipal Public Employees Labor Relations Law." (H. P. 556)

BILL, "An Act to Guarantee Teachers the Right to Negotiate Seniority Clauses in Collective Bargaining Agreements." (H. P. 557)

BILL, "An Act to Amend the University of Maine Labor Relations Act." (H. P. 558)

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 Change the Definition of Full-time Officers in the Mandatory Officer Training Law." (H. P. 559)

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

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

BILL, "An Act to Authorize a July 1st to June 30th Fiscal Years for Counties." (H. P. 560)

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 to Change the Season during which Scallops may be Taken." (H. P. 561)

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

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

BILL, "An Act to Require Public Power Companies to Amortize the Cost of Disconnected Municipal Street Light Fixtures." (H. P. 563)

RESOLVE, to Authorize a Pole and Transmission Line Easement on Chokecherry Island and Mattanawcook Island and a Portion of the Penobscot River in the County of Penobscot. (H. P. 562)

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 Concerning the Use of Public

Funds for Lobbying." (H. P. 564)

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

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

BILL, "An Act Amending the Motor Vehicles Registration Law." (H. P. 565)

Bill, "An Act to Prohibit Crossing Double Yellow Lines on the Highway." (H. P. 566)

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.

Study Report — Committee on Taxation

The Committee on Taxation to which was referred the study relative to municipal taxes pursuant to Public Laws of 1981, Chapter 711, of the 110th Legislature have had the same under consideration, and ask leave to submit its findings and to report that the accompanying RESOLUTION, Proposing an Amendment to the Constitution of Maine to Change the Municipal Tax Loss Reimbursement Formula, to Change the Penalty for the Withdrawal of Land from Current Use Valuation and to Require a Two-thirds Vote for the Expenditure of Funds from the Mining Excise Tax Trust Fund (H. P. 502) (L. D. 652) be referred to the Joint Standing Committee on Taxation for public hearing and printed pursuant to Joint Rule 18.

Come from the House referred to the Committee on Taxation.

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

Communication

The Following Communication: (H. P. 567)

State of Maine

Department of Conservation

State House Station 22

Augusta, Maine 04333

The Honorable Gerald P. Conley

President of the Senate

State House Station #3

Augusta, Maine 04333

The Honorable John L. Martin

Speaker of the House of Representatives

State House Station #2

Augusta, Maine 04333

Dear Speaker Martin and President Conley:

As provided by 12 M.R.S.A. Section 685-A, Subsection 8, amendments to the Land Use Regulation Commission's land use standards must be submitted to the Legislature for review and consideration. Accordingly, I am submitting to you an amendment which the Commission adopted on January 19, 1983. Pursuant to its review, the Legislature may take whatever action it deems appropriate. Our statute specifies that if the Legislature chooses to take no action, these amendments will remain in effect as adopted.

Attached to this letter is a document which sets forth the amended standard. This amendment deals with the Recreation Protection (P-RR) Subdistrict and was prompted in part by the Governor's 1982 Executive Order on Maine Rivers Policy.

Prior to Commission adoption, this amendment to the standards was the subject of a full public hearing process, which, in this case, was particularly well attended and thorough. It response to oral and written comments made during the hearing process, the Commission made substantial changes in arriving at the adopted amendment.

We strongly believe that this revised standard is more effective in protecting the State's outstanding river resources than was the standard prior to amendment, and it has been structured so as to minimize the burden on af-

fectured landowners. The Commission and its staff remain committed to an ongoing process of reviewing and improving these standards in order to assure that they are fully responsive to LURC's statutory mandate.

I will be happy to meet with the appropriate legislative committee and/or yourselves to further explain these amendments.

Thank you for your consideration.

Sincerely,
S/THOMAS S. RADSKY
Acting Director

Comes from the House and with the accompanying papers referred to the Committee on Energy and Natural Resources.

Which was Read and with accompanying papers, referred to the Committee on Energy and Natural Resources, in concurrence.

Senator Collins of Knox was granted unanimous consent to address the Senate, relative to SLS-41, A Joint Resolution in Memoriam, Whereas the Legislature has learned of the death of the Honorable Nathaniel M. Haskell.

Senator COLLINS: Mr. President, recognizing that the distinguished President is in the Chair, and that this matter relates to a Presidency of the Senate held by a distinguished resident of Portland, I only want to say that I knew Nat Haskell well, he served in this Chamber with my father nearly 20 years ago.

I think, that we have had a number of distinguished people from the city of Portland serve in that office through the years and it is only appropriate that we should take this moment to just pause and remember a truly distinguished career in State government.

The PRESIDENT: The Senate will rise.

(A moment of silence, the Senate rising.)

Senate Papers

BILL, "An Act Concerning Dates for Harness Racing." (S. P. 233) (Presented by Senator TRAFTON of Androscoggin.) (Cosponsor: Representative CALLAHAN of Mechanic Falls.)

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

Sent down for concurrence.

BILL, "An Act Concerning Used Car Repairs and Insurance." (S. P. 234) (Presented by Senator DUTREMBLE of York.) (Cosponsor: Representative BRANNIGAN of Portland.)

BILL, "An Act Concerning Veterinarian Examinations." (S. P. 235) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.) (After Deadline) (Presented by Senator CARPENTER of Aroostook.) (Cosponsors: Representative INGRAHAM of Houlton and Representative SHERBURNE of Dexter.)

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

Sent down for concurrence.

BILL, "An Act Concerning Appeals by the State in Criminal Cases." (S. P. 236) (Presented by Senator TRAFTON of Androscoggin.) (Cosponsor: Representative DRINKWATER of Belfast.)

BILL, "An Act to Include the Term "Sexual or Affectional Orientation" in the Maine Human Rights Act." (S. P. 237) (Presented by Senator Conley of Cumberland.) (Cosponsors: Representative CONNOLLY of Portland, Representative BENOIT of South Portland and Representative BAKER of Portland.)

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

Sent down for concurrence.

BILL, "An Act Relating to Payment by an Employer when a Physician's Certification of Illness is Required." (S. P. 240) (Presented by Senator DUTREMBLE of York.)

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

Sent down for concurrence.

BILL, "An Act to Remove the 10-mile Radius Limit Concerning the Licensing of Agency Liquor Stores." (S. P. 238) (Presented by Senator TRAFTON of Androscoggin.) (Cosponsor: Representative CALLAHAN of Mechanic Falls.)

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

Sent down for concurrence.

BILL, "An Act to Remove Moose River from the Maine Forestry District." (S. P. 239) (Presented by Senator REDMOND of Somerset.) (Cosponsor: Representative ROTONDI of Athens.)

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

Sent down for concurrence.

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

Papers From the House House Papers

BILL, "An Act Authorizing a Bond Issue in the Amount of \$2,700,000 for the Purposes of Stabilizing and Restoring the Unique Historic Structures of the State." (H. P. 455) (L. D. 557)

BILL, "An Act Relating to Administration of Appropriations and Allocations for the Maine Human Services Council." (H. P. 456) (L. D. 558) (Emergency)

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

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

BILL, "An Act to Reduce Oversight Responsibilities of the Superintendent of Insurance with Respect to the Maine Self-Insurance Guarantee Association." (H. P. 457) (L. D. 559)

BILL, "An Act to Amend the Consumer Credit Code Regarding the interest Rate which can be Charged on Mobile Home Loans." (H. P. 458) (L. D. 560) (Emergency)

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

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

BILL, "An Act to Change the Date of the Primary Election." (H. P. 459) (L. D. 561)

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

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

BILL, "An Act to Provide for an Analysis of the Future of Maine's Forest Resources." (H. P. 460) (L. D. 562)

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

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

BILL, "An Act to Protect Underwater Electric Cables and to Increase the Penalties for Violations." (H. P. 461) (L. D. 563)

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

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

BILL, "An Act Concerning Display of the State Flag at Customs Offices within the State." (H. P. 462) (L. D. 564)

Comes from the House referred to the Committee on State Government and Ordered

Printed.

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

BILL, "An Act to Provide a Trade-in Credit for the Sales Tax on Campers." (H. P. 463) (L. D. 565)

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

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

Orders of the Day

On motion by Senator Pray of Penobscot, the Senate voted to take from the table:

BILL, "An Act Relating to the Charter of the Van Buren Water District." (S. P. 102) (L. D. 234), tabled earlier in today's session, on motion by Senator PRAY of Penobscot, pending Enactment.

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

Senator VIOLETTE: Mr. President, Ladies and Gentlemen of the Senate, I would just like to, (if you would bear with me for one minute, please) I would simply like to say on the Record that I wish to thank the Committee on Public Utilities for having assisted one of my communities, the town of Van Buren, by so expeditiously dealing with this legislation, which is so important, to my community, that it be passed by February 14. I am very pleased that the actions of that Committee, and "No", I do not own the Van Buren Water Company.

This being an emergency measure and having received the affirmative votes of 31 Members of the Senate, with No Senators having voted in the negative, was Passed to be Enacted, and having been signed by the President, was by the Secretary presented to the Governor for his approval.

(Off Record Remarks)

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

Senator CARPENTER: Mr. President, Ladies and Gentlemen of the Senate, I would just call your attention to a packet of materials that may have gotten buried under the avalanche of supplements this afternoon. It is the report, I am not sure when it landed here but it is due by the close of business tomorrow back to the Commission on Governmental Ethics and Election Practices, that has to be filled out as to where your income came from.

This is pretty short notice and I will be checking as to why it didn't get over here earlier, but we do need to get it back or you do need to get it back by close of business tomorrow.

Senator Redmond of Somerset was granted unanimous consent to address the Senate, Off the Record.

On motion by Senator Baldacci of Penobscot, 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 House Ought to Pass

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

Ought to Pass — As Amended

The Committee on Agriculture on BILL, "An Act Concerning Fees and Costs Under the Dog Control Laws." (H. P. 112) (L. D. 119) reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-8)

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

Which Report was Read and Accepted, in concurrence. The Bill Read Once.

Committee Amendment "A" (H-8) was Read and Adopted, in concurrence. The Bill, as amended, Tomorrow Assigned for Second Reading.

The Committee on Public Utilities on 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) Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-9)

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

Which Report was Read.

On motion by Senator PRAY of Penobscot, Tabled for 1 Legislative Day, pending Acceptance of the Committee Report.

Ought to Pass in New Draft

The Committee on Local and County Government on BILL, "An Act Regarding the Recording of Instruments in the Day Book of the Registry of Deeds" (H. P. 127) (L. D. 135) Reported that the same Ought to Pass in New Draft under same title. (H. P. 500) (L. D. 566)

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.

The Committee on Local and County Government on RESOLVE, Providing for the Expenditure of Public Service Tax Receipts Credited to Edmunds Township. (H. P. 16) (L. D. 12) reported that the same Ought to Pass in New Draft under same title. (H. P. 501) (L. D. 567)

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

Leave to Withdraw

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

BILL, "An Act Concerning Charges for Certain Credit Cards." (S. P. 92) (L. D. 223)

The Adjournment Order having been returned from the House Read and Passed, in concurrence, on motion by Senator PRAY of Penobscot, Adjourned until Monday, February 14, 1983 at 9 o'clock in the morning.