

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
 April 8, 1983
 Senate called to order by the President.

Prayer by the Reverend Bruce Hudson of the Highland Avenue Methodist Church of Gardiner.

REVEREND HUDSON: Almighty God creator of earth, sky, sea and field, grant that this Body of men and women love one another as we would love ourselves and govern in accordance with Your will.

(Due to a taping error the remaining portion of the prayer is inaudible.)

Reading of the Journal of yesterday.

**Papers from the House
 Non-concurrent Matter**

BILL, "An Act to Amend the Maine Consumer Credit Code" (Submitted by the Department of Business Regulation pursuant to Joint Rule 24.) (S. P. 219) (L. D. 656)

In Senate, March 23, 1983 Passed to be Engrossed as Amended by Committee Amendment "A" (S-34)

Comes from the House Passed to be Engrossed as Amended by Committee Amendment "A" (S-34) as Amended by House Amendment "A" (H-114) thereto in non-concurrence.

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

Senator Trafon of Androscoggin was granted unanimous consent to address the Senate, On the Record.

(Due to an error in taping the following statement has been furnished by Senator Trafon for inclusion in the Record.)

I think that we should all share in the joy from the fact that Houlton has a new attorney. The good Senator from Aroostook, Senator Carpenter heard from the Board of Bar Examiners that he passed the bar exam, and he is now qualified to be an attorney in the State of Maine. He passed with flying colors!

I know what it's like, the BAR exam, I worked very hard and I know that if I hadn't worked just on my studying I wouldn't have passed. But, Senator Carpenter also did his work here in Augusta showing freshmen Senators, like me, what doors to open.

I personally wish to congratulate Senator Carpenter for his success, and I urge you all to congratulate him and to share his joy in this great achievement.

Senator Pray of Penobscot was granted unanimous consent to address the Senate, On the Record.

(Due to an error in taping the following statement has been furnished by Senator Pray for inclusion in the Record.)

I would like to take a few minutes to congratulate my associate in crime, Michael Carpenter, Assistant Majority Leader, on becoming a full fledged lawyer today. Mike spent considerable time and late hours studying for the BAR exam—and passed on the first go around. We never doubted that he would do so.

Now that we have another lawyer in the Senate, we will all be able to continue to receive the free advice that Mike has been providing over the past weeks, while he waited for the results of the BAR.

In all seriousness, I know that Mike worked very hard to finish school and suffered the terrible two day trauma of the Exam and the continuing anxiety of waiting to get the results. I offer my congratulations for his success and hopes for a successful law career.

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

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

The PRESIDENT: The Chair is going to break the tradition of speaking from the rostrum this morning. I would like to say, and I know I speak for every member of this Body of the great burden that has been removed from the shoulders of the good Senator from Aroostook, Senator Carpenter.

I know the Minority Floor Leader, I should say from Knox is smiling back there with some gleam, and I'm sure he's thinking back twenty years ago or so, when he first became a practicing attorney. I know how much rewarded, more rewarded we are in the Senate to have another practicing lawyer amongst us that we can all get free advice from.

I, also, can relate very closely to a member of my own family, my eldest boy, who wasn't as successful, as the good Senator from Aroostook Senator Carpenter, on his first go around, and I know what a disappointment and sadness that comes to those who take the BAR and don't make it the first time and some the second or third. So my whole heart goes out to him today. I wish to congratulate him and I know he has the deep and warmest feelings from each of us, and we want to wish him the best of luck in this newest profession.

The Chair would request the Sergeant-at-Arms to escort the Senator from Aroostook, Senator Carpenter to the Podium.

The Sergeant-at-Arms escorted the Senator from Aroostook, Senator Carpenter to the Rostrum.

The PRESIDENT: On behalf of the each member of this Body, we wish to make this little offering to you, Michael, and hope they'll be as fruitful as you.

The Sergeant-at-Arms escorted the Senator from Aroostook, Senator Carpenter to his seat on the floor of the Senate. (Amid the applause of the Senate, the Members rising.)

Communications

The Following Communication: (S. P. 473)
111th Maine Legislature
 April 7, 1983

Honorable Ronald Usher
 Honorable Robert A. MacEachern
 Chairmen
 Joint Standing Committee on
 Fisheries and Wildlife
 State House
 Augusta, Maine 04333
 Dear Chairman Usher and MacEachern:

Please be advised that today Governor Joseph E. Brennan nominated Carroll York of West Forks for appointment to the Inland Fisheries and Wildlife Advisory Council.

Pursuant to Title 12 MRSA Section 7033, this nomination will require review by the Joint Standing Committee on Fisheries and Wildlife and confirmation by the Senate.

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

Which was Read and referred to the Committee on Fisheries and Wildlife.
 Sent down for concurrence.

The Following Communication: (S. P. 474)
111th Maine Legislature
 April 7, 1983

Honorable Judy C. Kany
 Honorable Donald M. Hall
 Chairs
 Joint Standing Committee on Energy
 and Natural Resources

State House
 Augusta, Maine 04333
 Dear Chairs Kany and Hall:

Please be advised that today Governor Joseph E. Brennan nominated Kim Matthews of Freeport for appointment to the Board of Environmental Protection.

Pursuant to Title 38 MRSA Section 341, this nomination will require review by the Joint Standing Committee on Energy and Natural Resources and confirmation by the Senate.

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

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

Senate Papers

BILL, "An Act to Permit the Location of Manufactured Housing on Individual House Lots" (S. P. 475) (Presented by Senator TWITCHELL of Oxford) (Cosponsors: Representative JACKSON of Harrison and Senator ERWIN of Oxford)

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

Sent down for concurrence.

BILL, "An Act to Amend the Authorization for the Community Development Block Grant Program to Include the Development Opportunity Fund" (Submitted by the State Planning Office pursuant to Joint Rule 24) (S. P. 476) (Presented by Senator VIOLETTE of Aroostook) (Cosponsors: Representative KELLEHER of Bangor and Senator KANY of Kennebec)

Reference to the Committee on State Government suggested.

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

**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 Create an Emergency Petroleum Reserve for the State" (H. P. 821) (L. D. 1061)

BILL, "An Act to Change the Season during which Scallops may be Taken" (H. P. 906) (L. D. 1185)

BILL, "An Act to Place a Limit on the Number of Lobster Traps a Person may use to take Lobster" (H. P. 907) (L. D. 1186)

Ought to Pass

The Committee on Public Utilities on 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) (L. D. 712) Reported that the same Ought to pass.

Comes from the House with the Report Read and Accepted and the Resolve Passed to be Engrossed.

Which Report was Read and Accepted in concurrence. The Resolve Read Once and Tomorrow Assigned for Second Reading.

The Committee on Local and County Government on BILL, "An Act Concerning the Financial Responsibility of the County for Medical Expenses of Prisoners" (H. P. 671) (L. D. 854) Reported that the same Ought to Pass.

Comes from the House with the Report Read and Accepted and the Bill Passed to be Engrossed as Amended by House Amendment "A" (H-119)

Which Report was Read and Accepted in concurrence. The Bill Read Once. House Amendment "A" (H-119) Read and Adopted, in concurrence. The Bill, as amended, Tomorrow Assigned for second reading.

Ought to Pass as Amended

The Committee on Business Legislation on BILL, "An Act Relating to Mobile Home Parks" (H. P. 571) (L. D. 719) Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-115)

Comes from the House with the Report Read and Accepted. The Bill Passed to be Engrossed as Amended by Committee Amendment "A" (H-115).

Which Report was Read and Accepted in concurrence. The Bill Read Once. Committee Amendment "A" (H-115) was Read and Adopted, in concurrence. The Bill, as amended, Tomorrow Assigned for Second Reading.

The Committee on Agriculture on BILL, "An Act to Define Cider" (H. P. 711) (L. D. 902) Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-116)

Comes from the House with the Report Read and Accepted. The Bill Passed to be Engrossed as Amended by Committee Amendment "A" (H-116).

Which Report was Read and Accepted in concurrence. The Bill Read Once. Committee Amendment "A" (H-116) was Read and Adopted, in concurrence. The Bill, as amended, Tomorrow Assigned for Second Reading.

The Committee on Business Legislation on BILL, "An Act Relating to the Capitalization and Board of Directors of the Maine Fidelity Life Insurance Company" (H. P. 260) (L. D. 320) Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-118)

Comes from the House with the Report Read and Accepted, and the Bill Passed to be Engrossed as Amended by Committee Amendment "A" (H-118).

Which Report was Read and Accepted in concurrence. The Bill Read Once. Committee Amendment "A" (H-118) was Read and Adopted, in concurrence. The Bill, as amended, Tomorrow Assigned for Second Reading.

Ought to Pass in New Draft

The Committee on Marine Resources on BILL, "An Act to Protect Underwater Electric Cables and to Increase the Penalties for Violations" (H. P. 461) (L. D. 563) Reported that the same Ought to Pass in New Draft under same title (H. P. 1073) (L. D. 1405)

Comes from the House, the Report Read and Accepted and the New Draft Passed to be Engrossed.

Which Report was Read and Accepted in concurrence. Under Suspension of Joint Rule 15, the Bill, in New Draft, Read Once and Tomorrow Assigned for Second Reading.

Ought to Pass in New Draft under New Title

The Committee on Local and County Government on BILL, "An Act to Equitably Share the Cost of Police Training Among Municipalities" (H. P. 17) (L. D. 13) Reported that the same Ought to Pass in New Draft under New Title, BILL, "An Act to Equitably Share the Cost of Police Training" (H. P. 1075) (L. D. 1407)

Comes from the House with the Report Read and Accepted and the New Draft Passed to be Engrossed.

Which Report was Read and Accepted in concurrence. Under Suspension of Joint Rule 15, the Bill, in New Draft under New Title, Read Once and Tomorrow Assigned for Second Reading.

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 to Repeal the Maine Guarantee Authority." (S. P. 88) (L. D. 219)

BILL, "An Act to Revise the Mark-up Percentage for Maine Produced Products under the Liquor Laws" (S. P. 128) (L. D. 315)

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)

BILL, "An Act to Provide for a Feasibility Study and a Referendum on Public Power in Aroostook County" (S. P. 309) (L. D. 923)

BILL, "An Act Relating to the Notification of Intent to Apply Pesticides" (S. P. 401) (L. D. 1249)

Ought to Pass

Senator TRAFTON for the Committee on Judiciary on BILL, "An Act Concerning the Operating after Suspension Law, the Habitual Offender Law and Admission of Identity by the Defendant" (S. P. 290) (L. D. 878) Reported that the same Ought to Pass.

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

Ought to Pass as Amended

Senator ERWIN for the Committee on Agriculture on BILL, "An Act Concerning Dates for Harness Racing" (S. P. 233) (L. D. 675) Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-51).

Which Report was Read and Accepted. The Bill Read Once. Committee Amendment "A" was Read and Adopted. The Bill, as amended, Tomorrow Assigned for Second Reading.

Ought to Pass in New Draft

Senator TRAFTON for the Committee on Judiciary on BILL, "An Act to Provide Confidentiality of Library Records" (S. P. 222) (L. D. 659) Reported that the same Ought to Pass in New Draft under same title (S. P. 472) (L. D. 1436)

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

Ought to Pass in New Draft under New Title

Senator KANY for the Committee on Energy and Natural Resources on BILL, "An Act to Revise the Structure of the Board of Environmental Protection" (S. P. 280) (L. D. 845) Reported that the same Ought to Pass in New Draft under New Title, BILL, "An Act to Reassign Responsibilities Within the Department of Environmental Protection." (S. P. 470) (L. D. 1434)

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

Senator TRAFTON for the Committee on Judiciary on BILL, "An Act Concerning the Penalties for Vehicular Manslaughter and for Negotiating a Worthless Instrument" (S. P. 288) (L. D. 876) Reported that the same Ought to Pass in New Draft under New Title, BILL, "An Act Concerning Penalties for Negotiating a Worthless Instrument" (S. P. 471) (L. D. 1435)

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

Second Readers

House

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

BILL, "An Act to Provide as an Emergency that the Requirement that Persons over 75 Years of Age Take Periodic Driving Tests be Eliminated" (Emergency) (H. P. 1086) (L. D.

1418)

BILL, "An Act Relating to the Posting of Performance Bonds for Rezoning" (H. P. 311) (L. D. 370)

BILL, "An Act Exempting Interstate Domestic Flights from the Bottle Bill" (H. P. 817) (L. D. 1057)

BILL, "An Act to Improve the Operation of the Maine Real Estate Commission" (H. P. 681) (L. D. 837)

BILL, "An Act to Amend the Requirements and Adjust the Fees for the Licensing, Inspection and Permitting of Fireworks Displays and the Storage and Transportation of Explosives and Flammable Liquids" (H. P. 832) (L. D. 1086)

BILL, "An Act Concerning School Transportation Contracts" (H. P. 1062) (L. D. 1385)

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

House — As Amended

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

BILL, "An Act Creating the Passamaquoddy Water District" (Emergency) (H. P. 348) (L. D. 407)

BILL, "An Act to Increase the Compensation Benefits for Employees Formerly Working for a Bankrupt Employer" (H. P. 762) (L. D. 993)

BILL, "An Act to Allow Voter Registration and Party Enrollment on the Same Form" (H. P. 309) (L. D. 368)

Which were Read a Second Time and Passed to be Engrossed as Amended in concurrence.

Senate

BILL, "An Act to Extinguish Obsolete Mineral and Mining Rights" (S. P. 468) (L. D. 1414)

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

Sent down for concurrence.

Senate — As Amended

BILL, "An Act to Provide for the Use of Major Credit Cards at Selected State Liquor Stores" (S. P. 160) (L. D. 448)

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

Sent down for concurrence.

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Provide Equality of Rights under the Law (S. P. 28) (L. D. 59)

Which was Read a Second Time.

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

Senator HICHENS: Ladies and Gentlemen of the Senate, I did not intend to make my motion today, rather intending to wait until this Bill came for Final Enactment, but through the procedures, knowing full well that it will go off from us today and over to the House, it might not come back until next Wednesday, and I don't plan to be here next Wednesday, I figured I had to make my presentation today.

So, I'll so move that this Bill, and all its accompanying papers, be Indefinitely Postponed, and I'd like to speak on my motion.

The PRESIDENT: The Chair would ask the Senator to repeat his motion.

Senator HICHENS: That this Bill, and all its accompanying papers be Indefinitely Postponed. Thank you, Mr. President.

This Bill was heard by the State Government Committee back in February, in a crowded hearing room in the office building, there were many arguments made in favor of it, and there were arguments made against it.

Following that hearing, the Committee had a work session and sent to the Attorney General for an opinion on the Bill. We received a twenty-seven page opinion from the Attorney General's office. I'm not going to read those twenty-seven pages, but I would like to share with you his conclusion, "Although a Maine Equal Rights Amendment may have a signifi-

cant social and symbolic impact, we conclude that it probably will have a limited impact upon current Maine statutes. Maine has taken significant steps in the last twenty years to eliminate gender-based base discrimination in its laws.

In the areas where the Maine Equal Rights Amendment could have an impact on eliminating ambiguous or benign discrimination, much will depend on the interpretation of the Equal Rights Amendment by Maine courts. Without a comprehensive Legislative History which goes beyond the breadth and depth of this memorandum, it cannot be predicted what interpretation will be adopted by the courts."

So I maintain today that it is unnecessary to pass an Equal Rights Amendment in the State of Maine, no more than it is necessary to pass an Equal Rights Amendment federally. Our President of the United States has said, and I agree with him, "that women have their Rights, there's no need to put it on the books, as a Constitutional Amendment in our federal laws, no more than in our state laws.

So, without carrying this conversation, this argument any further, I would ask that you vote to Indefinitely Postpone, and I would ask for a Roll Call.

The PRESIDENT: The Senator from York, Senator Hichens, has moved that this Resolution be Indefinitely Postponed.

The Chair recognizes the Senator from Penobscot, Senator Pearson.

Senator PEARSON: Mr. President, Men and Women of the Senate, my comments will be very brief, a little bit of humor, I guess. When the day the hearing was held on the Equal Rights Amendment, one woman from Old Town appeared in the corridor, somebody that I've known for a long time, and she said, that if she had a chance to testify, which she didn't, because the crowd was so large, she wanted to testify in the following manner: She wanted to say, "my husband favors the Equal Rights Amendment and whatever he favors, so do I."

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

Senator HAYES: Members of the Maine State Senate, one of the most significant movements of the 20th Century has been the movement to provide political and legal equality to women. Throughout American history, women, like blacks, have suffered from discrimination because they are members of a special population.

During the 1830's women were not allowed to use their own earnings, nor did they have the same rights of nationality as men, nor did they have the same educational opportunities. They could not vote. They could not even speak at public meetings because they were women.

The political emancipation of American women did not begin until 1869 when the State of Wyoming established the right to vote. This action by the State of Wyoming was followed by Utah in 1870, Colorado in 1893, and Idaho in 1896. But it was not until the 19th Amendment which was ratified in 1920 that women were given the right to vote throughout the Nation.

Shortly thereafter, the first ERA Resolution was introduced in Congress. This was in 1923. It would not be until 50 years later that the United States House of Representatives would in October 12, 1971 vote 354 to 23 to pass the ERA Amendment. A year later the Senate voted 84 to 8 to approve the ERA. Unfortunately, this effort to ratify the ERA failed when only 35 of the required 38 states passed the Amendment.

The present act before us affirms our belief in the right to legal equality of all our citizens. It is a just and fair proposal of a free people. Our action on this Bill to provide an Amendment to the Constitution of Maine to provide equality of rights under the law is another significant signpost of the historic meaning of this legislative session. Thank you.

The PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Clark.

Senator CLARK: Mr. President, Men and Women of the Senate, while I would like so much, to share with you my extensive papers, research and the efforts of literally hundreds, yes even thousands of Maine citizens relative to this Resolution, L. D. 59 before us, I would attempt because it is indeed Friday afternoon, and because I have been about you asking you whether you would support the Equal Rights Amendment, State Equal Rights Amendment, and know that by a beautifully vast majority the members of this Maine Senate do indeed support it, that I would make my remarks very brief.

I have listened sincerely to the concerns and the opinion of the good Senator from York, Senator Hichens, who signed out a very lonely Ought Not to Pass Report and has submitted a motion to Indefinitely Postpone. I would urge that we resoundingly, and emphatically defeat that pending motion.

Yes, Maine has in the past decade, and I am so proud to have been part of that process, as were so many of you, remedied Maine Statutes in large part to eliminate discrimination based on sex, but those statutes are vulnerable. They are vulnerable to changing political climates, they are vulnerable to the whim of the Legislature, and they're vulnerable because it only takes one vote majority to repeal them.

The State Equal Rights Amendment is before us because the citizens of this State, all of them, men and women, must have if we are to embrace all that is American, a guarantee of equality, written into our very own State Constitution. It is only twenty-two words, we really have nothing to fear, it simply says: "the equality of rights under the law shall not be denied or abridged in this State, because of the sex of the individual." There is nothing to fear, this Resolution is just another piece of legislation, yet it is a hallmark piece of legislation.

It is fundamentally different because it does not deal with policy, it deals with principle, equality which is the cornerstone of any democratic system of government.

We as a state and you and all of those who preceded us can be proud that we come from a State which is known for its belief in the inherent worth, value and integrity of the individual. Every individual male and female. This belief is reflected in most of the laws but not all of them, and most of the policies but not all of them that are on the books of the State of Maine. Although we do have some good policies and most of our laws are good we do not have an established Constitutional principle which guarantees that all future policies of this State will be in accord with the principle of equality. A State ERA would give us that guarantee, that sense of permanence, that Constitutional foundation.

At the hearing on this measure I wanted so to use the word demand, and I believe I used the words "sincerely request" or "petition", as I charged that Joint Standing Committee on State Government with the task of hopefully reporting out unanimously L. D. 59.

I am proud of that Committee and it's deliberations and the sincerity and foresight with which they addressed the issue. I know that I shall be proud of the vote of this Chamber and the vote of the other Body. We have as citizens of this State worked a long time to have our equality guaranteed.

It is time to move, it is 1983, Elizabeth Cady Stanton, and I would share with you a favorite excerpt, "one of those suffragists said in 1872 this Nation in 1776 declared themselves in favor of an experimental form of government, one of, by, and for the people. Why not remove these last vestiges of inequality and let the experiment begin?"

It is April, April 8, 1983 let us all join together and let the experiment begin. Thank you, Mr. President.

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

Senator BALDACCI: Mr. President I am not going to linger in this discussion but as a Member of the State Government Committee that reported out that Bill and have the Attorney General's report in front of my face here, I couldn't help but just to point out to you why it is so important to remember when this issue goes out to referendum some of the reasons why it is necessary.

It is not only symbolic it would provide our court system with a legal standard on which to view litigation. I would just read this very short line here according to the Attorney General's report. He says, "from a strictly legal point of view the ERA may be needed to provide a clear statement that gender-based discrimination in all areas of the law is prohibited. Presently State and Federal statutes prohibit discrimination in areas of employment, education, housing and accommodations. With the passage of a State ERA Amendment it would be able to be interpreted as a standard for the State of Maine, in all areas." Thank you Mr. President.

The PRESIDENT: Is the Senate ready for the question?

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 Senator 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 Senator Hichens of York that L. D. 59 be Indefinitely Postponed.

A Yes vote will be in favor of Indefinite Postponement.

A No vote will be opposed.

The Doorkeepers will secure the Chamber.

The Secretary will call the roll.

ROLL CALL

YEA—Hichens.

NAY—Baldacci, Carpenter, Charette, Clark, Collins, Danton, Diamond, Dow, Dutremble, Emerson, Erwin, Gill, Hayes, Kany, McBreairty, Minkowsky, Najarian, Pearson, Perkins, Pray, Shute, Teague, Trafton, Twitchell, Usher, Viollette, Wood, The President Gerard P. Conley.

ABSENT—Brown, Bustin, Redmond, Sewall.

A Roll Call was had.

1 Senator having voted in the Affirmative, and 28 Senators in the Negative with 4 Senators being absent, the motion to Indefinitely Postpone L. D. 59, Failed.

The Resolve was Passed to be Engrossed.

Sent down for concurrence.

Enactor

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

An Act to Establish Mandatory Minimum Fines for Unauthorized Taking of Agricultural or Forestry Products (H. P. 1017) (L. D. 1314)

Comes from the House, Recommended to the Committee on Agriculture.

On motion by Senator Pray of Penobscot, Recommended to the Committee on Agriculture, in concurrence.

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

Papers from the House House Papers

BILL, "An Act to Provide Access to Insurance Rate Filings before a Rate Filing Becomes Effective." (H. P. 1077) (L. D. 1431)

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

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

concurrence.

BILL, "An Act Relating to Coyote Control" (H. P. 1071) (L. D. 1410)

Comes 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 Relating to Rehabilitation under the Workers' Compensation Law" (H. P. 1070) (L. D. 1409)

Comes 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 Concerning Use of the Term 'Wrestling'" (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27) (H. P. 1069) (L. D. 1408)

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

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

On motion by Senator Carpenter of Aroostook Adjourned, in memory of Representative James Mayo, until Monday, April 11, 1983 at 9 o'clock in the morning.
