

# MAINE STATE LEGISLATURE

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**LEGISLATIVE RECORD**

OF THE

***One Hundred and Eleventh  
Legislature***

OF THE

**STATE OF MAINE**

**SECOND REGULAR SESSION**

**January 4, 1984 to April 25, 1984**

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**FOURTH CONFIRMATION SESSION**

**(FIRST CONFIRMATION SESSION – SECOND REGULAR SESSION)**

**May 31, 1984**

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**FIFTH CONFIRMATION SESSION**

**(SECOND CONFIRMATION SESSION – SECOND REGULAR SESSION)**

**July 11, 1984**

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**THIRD SPECIAL SESSION**

**September 4, 1984 to September 11, 1984**

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STATE OF MAINE  
One Hundred and Eleventh Legislature  
Second Regular Session  
JOURNAL OF THE SENATE  
In Senate Chamber,  
Monday  
March 12, 1984  
Senate called to Order by the President.

Prayer by the Reverend David Sparks of the First Church of the Nazarene of Augusta.

REVEREND SPARKS: Let us pray. O Lord, our Lord, how majestic is Thy name in all the earth. We praise Thy holy name, Prince of Peace, Mighty God, Everlasting Father.

This is the day that the Lord has made. Let us rejoice and be glad in it. On this day of the Lord we come to you with humble hearts. Humble because we are reminded: that all we see You have created, that all we have You have given, that not only did You create the universe but You are even now sustaining it. Humble because we are reminded that our very lives are in Your hands.

We pray that You would look down with favor on this assembly. We pray not only for deliberations and decisions, but for individuals, for each has come to this place of responsibility with their own circle of concern and burden. Bless each one with a sense of Your presence, care and love. May the very peace of God which passes all understanding come to each one here today.

All of these things we ask in the name of the One who's name is above every name, who can do for us exceedingly abundantly beyond all that we ask or think according to the power that works in us. Amen.

Reading of the Journal of Friday, March 9, 1984.

**PAPERS FROM THE HOUSE**  
**Non-concurrent Matter**

Bill "An Act Authorizing York County to Spend Surplus Funds for an Addition to the York County Jail" (Emergency) H. P. 1639 L. D. 2161

In Senate March 5, 1984 PASSED TO BE ENGROSSED

Comes from the House, PASSED TO BE ENGROSSED AS AMENDED BY HOUSE AMENDMENT "B" (H-506) IN NON-CONCURRENCE

THE PRESIDENT: Is it now the pleasure of the Senate to Recede and Concur with the House?

It is a vote.

**Non-concurrent Matter**

Bill "An Act to Amend the Charter of the Jackman Sewer District to Clarify the Limit on Indebtedness and to Clarify Certain Other Language in the Charter" (Emergency) S. P. 681 L. D. 1859

In Senate March 6, 1984 PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-298)

Comes from the House PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-298) AND HOUSE AMENDMENT "A" (H-502) IN NON-CONCURRENCE

THE PRESIDENT: Is it now the pleasure of the Senate to Recede and Concur with the House?

It is a vote.

**Non-concurrent Matter**

Bill "An Act to Change the Name of Coho Salmon to Pacific Salmon" H. P. 1484 L. D. 1947

In Senate March 2, 1984 PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-478) AND HOUSE AMENDMENT "A" (H-487) thereto

Comes from the House PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-478) AS AMENDED BY HOUSE AMENDMENT "A" (H-487) AND

HOUSE AMENDMENT "B" (H-507) thereto IN NON-CONCURRENCE

THE PRESIDENT: Is it now the pleasure of the Senate to Recede and Concur with the House?

It is a vote.

**OFF RECORD REMARKS**

**SENATE PAPERS**

Bill "An Act to Authorize a General Fund Bond Issue in the Amount of \$10,035,000 for Construction and Renovation of Correctional Facilities" S. P. 827 L. D. 2213

Presented by Senator DIAMOND of Cumberland

Cosponsors: Representative MAYO of Thomaston,

Representative MANNING of Portland

Which was referred to the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS and ORDERED PRINTED.

Sent down for concurrence.

RESOLVE, Designating a Mountain in Andover North Surplus Township as Gradys Mountain" S. P. 828 L. D. 2214

Presented by Senator USHER of Cumberland

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27

Which was referred to the Committee on LOCAL AND COUNTY GOVERNMENT and ORDERED PRINTED.

Sent down for concurrence.

Bill "An Act Authorizing the Maine Turnpike Authority to Permit the Erection of Kiosks at Rest Areas on the Maine Turnpike" S. P. 829 L. D. 2215

Presented by Senator PRAY of Penobscot  
Cosponsor: Representative NADEAU of Lewiston

Submitted by the Department of Transportation pursuant to Joint Rule 24

Which was referred to the Committee on TRANSPORTATION 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 Ensure Public Safety on Public Reserved and Other Public Lands" H. P. 1423 L. D. 1868

Bill "An Act to Improve the Functioning of the Neutral Processes in Maine's Labor Relations Laws" H. P. 1590 L. D. 2100

Bill "An Act Relating to Certain Testing in Cases of Individuals with Dyslexia" H. P. 1529 L. D. 2008

**Ought to Pass As Amended**

The Committee on TRANSPORTATION on Bill "An Act Relating to Conveyance of Rolled Bales of Hay" H. P. 1556 L. D. 2057

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-505).

Comes from the House, with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-505).

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-505) was READ and ADOPTED, in concurrence.

The Bill as Amended TOMORROW ASSIGNED FOR SECOND READING.

**Ought to Pass in New Draft**

The Committee on STATE GOVERNMENT

on Bill "An Act Amending the Laws Relating to the Finance Authority of Maine Concerning Eligibility of Small Business for Financing" H. P. 1496 L. D. 1971

Reported that the same Ought to Pass in New Draft under same title: H. P. 1661 L. D. 2194

Comes from the House, the Report READ and ACCEPTED and the Bill in NEW DRAFT PASSED TO BE ENGROSSED.

Which Report was READ and ACCEPTED, in concurrence.

The Bill in NEW DRAFT READ ONCE.

The Bill in NEW DRAFT TOMORROW ASSIGNED FOR SECOND READING.

**Senate**

**Leave to Withdraw**

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 to Establish Wage-based Cost-of-living Adjustments for Retired State Employees, Teachers and Beneficiaries" S. P. 701 L. D. 1939

**Ought to Pass in New Draft**

Senator NAJARIAN for the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS on Bill "An Act Relating to Funding of Stoneham Schools for 1984-85" (Emergency) S. P. 755 L. D. 2058

Reported that the same Ought to Pass in New Draft under same title: (Emergency) S. P. 826 L. D. 2212

Which Report was READ and ACCEPTED. The Bill in NEW DRAFT under NEW TITLE READ ONCE.

The Bill in NEW DRAFT under NEW TITLE TOMORROW ASSIGNED FOR SECOND READING.

**SECOND READERS**

The Committee on BILLS IN THE SECOND READING reported the following:

**House**

Bill "An Act to Correct Errors and Inconsistencies in the School Immunization Law and other Related Laws" H. P. 1642 L. D. 2172

Bill "An Act to Provide for the Licensing of Commercial Scallop Fishing for Purposes of Improving Law Enforcement and to Protect Underwater Electric Cables not Shown on Nautical Charts" H. P. 1643 L. D. 2173

Which were READ A SECOND TIME and PASSED TO BE ENGROSSED, in concurrence.

**House As Amended**

Bill "An Act to Clarify the Right of Municipalities to Establish a Probationary Period for Employees" H. P. 1550 L. D. 2040 (C "A" H-500)

Which was READ A SECOND TIME and PASSED TO BE ENGROSSED, as Amended, in concurrence.

**Senate**

Bill "An Act to Amend the Law Relating to Wine Franchises" S. P. 825 L. D. 2204

Which was READ A SECOND TIME and PASSED TO BE ENGROSSED.

Sent down for concurrence.

**Senate As Amended**

Bill "An Act to Authorize Washington County to Raise \$1,400,000 for Renovations and Additions to the Washington County Jail" S. P. 788 L. D. 2114 (C "A" S-305)

Bill "An Act to Amend the Trustee Appointment Process of the Cumberland County Recreation Center to Make it Conform More Closely to New Legislative Redistricting" S. P. 771 L. D. 2092 (C "A" S-304)

Bill "An Act to Clarify the Authority of the Representative of the State Registrar of Vital Statistics" S. P. 744 L. D. 2047 (C "A" S-301)

Which were READ A SECOND TIME and

PASSED TO BE ENGROSSED, as Amended.  
Sent down for concurrence.

**SENATE AT EASE**

The Senate called to order by the President.

**ENACTORS**

The Committee on ENGROSSED BILLS reported as truly and strictly engrossed the following:

AN ACT to Revise the Markup Percentage for Maine Produced Products Under the Liquor Law H. P. 1355 L. D. 1791 (H "A" H-455)

Which was PASSED TO BE ENACTED and having been signed by the President, was presented by the Secretary to the Governor for his approval.

AN ACT to Increase Mileage Payments to Jurors H. P. 1434 L. D. 1879 (H "A" H-493)

On motion by Senator NAJARIAN of Cumberland placed on the SPECIAL APPROPRIATIONS TABLE, pending ENACTMENT.

AN ACT Concerning Local Leeway Under The School Finance Law H. P. 1565 L. D. 2074 (H "A" H-492)

On motion by Senator NAJARIAN of Cumberland placed on the SPECIAL APPROPRIATIONS TABLE, pending ENACTMENT.

**ORDERS OF THE DAY**

The President laid before the Senate:

Bill, "An Act to Amend the Liquor Laws to Permit the Sale of Beer and Wine at Outdoor Stadiums" (Emergency) S. P. 752 L. D. 2055 (S "A" S-287)

Tabled—March 8, 1984 by Senator CARPENTER of Aroostook

Pending—MOTION of Senator BALDACCI of Penobscot to RECONSIDER WHEREBY BILL FAILED OF ENACTMENT

(In House March 5, 1984 FAILED OF ENACTMENT)

(In Senate March 8, 1984 FAILED OF ENACTMENT)

On motion by Senator CARPENTER of Aroostook, RETABLED for 1 Legislative Day, pending MOTION of Senator BALDACCI of Penobscot to RECONSIDER WHEREBY BILL FAILED OF ENACTMENT

The President laid before the Senate:

Bill "An Act to Replace References to Regional Presiding Justice with Chief Justice of the Superior Court" S. P. 812 L. D. 2162

Tabled—March 9, 1984 by Senator CARPENTER of Aroostook

Pending—PASSAGE TO BE ENGROSSED  
(In Senate March 6, 1984 READ A SECOND TIME)

THE PRESIDENT: The Chair recognizes the Senator from Androscoggin, Senator TRAF-TON

SENATOR TRAF-TON: Mr. President, I present Senate Amendment 307 to L. D. 2162 and move its Adoption.

THE PRESIDENT: The Senator from Aroostook, Senator Trafton, presents Senate Amendment "A" and moves its Adoption.

Senate Amendment "A" (S-307) was READ and ADOPTED.

The Bill was PASSED TO BE ENGROSSED as Amended.

Sent down for concurrence.

**SENATE AT EASE**

The Senate called to order by the President.

Senator COLLINS of Knox was granted unanimous consent to address the Senate, Off the Record.

On motion by Senator PRAY of Penobscot  
ADJOURNED until 9:30 tomorrow morning.