

# MAINE STATE LEGISLATURE

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# LEGISLATIVE RECORD

OF THE

**One Hundred And Sixteenth Legislature**

OF THE

**State Of Maine**

**VOLUME V**

**SECOND REGULAR SESSION**

**House of Representatives**  
January 5, 1994 to April 14, 1994

ONE HUNDRED AND SIXTEENTH MAINE LEGISLATURE  
SECOND REGULAR SESSION  
5th Legislative Day  
Tuesday, January 18, 1994

The House met according to adjournment and was called to order by the Speaker.

Prayer by the Reverend Stephen P. Heneise, Second Baptist Church, St. George.

Pledge of Allegiance.

The Journal of Thursday, January 13, 1994 was read and approved.

**SENATE PAPERS**

The following Joint Resolution: (S.P. 622)

**JOINT RESOLUTION IN MEMORY OF FRED C. SCRIBNER, JR.**

WHEREAS, the Legislature has learned with deep regret of the passing of Fred C. Scribner, Jr., of Falmouth; and

WHEREAS, Fred C. Scribner, Jr. was a lawyer for 61 years and a senior partner in the Portland law firm of Pierce, Atwood, Scribner, Allen, Smith and Lancaster and was known as the dean of Portland's lawyers; and

WHEREAS, Mr. Scribner was very active in the Episcopal Church at the parish, diocesan and national levels; and

WHEREAS, Mr. Scribner was often referred to as "Mr. Republican," having served in many leadership capacities in the Republican Party; and

WHEREAS, Mr. Scribner was widely known and highly regarded for his sensitivity to the needs of family, friends and associates and was also well-known for his kindness, honesty, grace and humor; and

WHEREAS, Fred Scribner's unique record of public service and dedication merits the special gratitude of his colleagues and of the citizens of this State; now, therefore, be it

**RESOLVED:** That We, the Members of the One Hundred and Sixteenth Legislature of the State of Maine now assembled in the Second Regular Session, take this opportunity to express our sorrow at the passing of Fred C. Scribner, Jr.; and be it further

**RESOLVED:** That our membership pause in a moment of understanding and prayer to inscribe this token of sympathy and condolence to all who share our sorrow at the passing of Fred C. Scribner, Jr. and respectfully request that when the Legislature adjourns this date it do so in honor and lasting tribute to the memory of Fred C. Scribner, Jr.; and be it further

**RESOLVED:** That suitable copies of this Joint Resolution be prepared and presented to his 3 sons, Fred, Curtis and Charles as an expression of our

esteem.

Came from the Senate, read and adopted.

Was read and adopted in concurrence.

**COMMUNICATIONS**

The following Communication: (S.P. 623)

116th MAINE LEGISLATURE

January 12, 1994

Senator Mark W. Lawrence  
Rep. Paul F. Jacques  
Chairpersons  
Joint Standing Committee on Energy and Natural Resources  
116th Legislature  
Augusta, Maine 04333

Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Robert C. Hazelwood of Grand Lake Stream for reappointment and Marilyn Tourtelotte of Guilford and Steven O. Mason of Greenville for appointment as members of the Land Use Regulation Commission.

Pursuant to Title 12, MRSA Section 683, these nominations will require review by the Joint Standing Committee on Energy and Natural Resources and confirmation by the Senate.

Sincerely,

S/Dennis L. Dutremble  
President of the Senate

S/John L. Martin  
Speaker of the House

Came from the Senate, Read and Referred to the Committee on **Energy and Natural Resources**.

Was Read and Referred to the Committee on **Energy and Natural Resources** in concurrence.

**PETITIONS, BILLS AND RESOLVES REQUIRING REFERENCE**

The following Bills were received and, upon the recommendation of the Committee on Reference of Bills, were referred to the following Committees, Ordered Printed and Sent up for Concurrence:

**Education**

Bill "An Act to Ensure Rehabilitation Services for People with Severe Disabilities" (EMERGENCY) (H.P. 1281) (L.D. 1729) (Presented by Representative CARROLL of Gray) (Approved for introduction by a majority of the Legislative Council pursuant to Joint

Rule 26.)

Reference to the Committee on Appropriations & Financial Affairs suggested.

On motion of Representative CHONKO of Topsham, the Bill was referred to the Committee on Education, ordered printed and sent up for concurrence.

**Aging, Retirement and Veterans**

Bill "An Act to Establish Retirement Equity for Full-time Adult Education Teachers" (H.P. 1280) (L.D. 1728) (Presented by Representative MITCHELL of Vassalboro) (Cosponsored by Representative: SMALL of Bath, Senator: McCORMICK of Kennebec) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26.)

**Energy and Natural Resources**

Bill "An Act Relating to the Ground Water Oil Clean-up Fund" (EMERGENCY) (H.P. 1283) (L.D. 1731) (Presented by Representative JACQUES of Waterville) (Cosponsored by Representative GOULD of Greenville, Senator LAWRENCE of York and Representatives: ANDERSON of Woodland, COLES of Harpswell, LORD of Waterboro, Senator: LUDWIG of Aroostook) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26.)

**Tabled and Assigned**

Bill "An Act to Establish Preapprenticeship Programs" (H.P. 1282) (L.D. 1730) (Presented by Representative CARROLL of Gray) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26.)

Committee on Labor suggested and ordered printed.

On motion of Representative GWADOSKY of Fairfield, tabled pending reference and specially assigned for Wednesday, January 19, 1994.

**Reported Pursuant to Private and Special Law**

Representative GEAN for the Administrative Costs Task Force, pursuant to Private and Special Law 1993, chapter 48 ask leave to submit its findings and to report that the accompanying Bill "An Act to Establish a System of Performance-based Agreements for the Provision of Certain Social Services" (H.P. 1284) (L.D. 1732) be referred to the Joint Standing Committee on Human Resources for Public Hearing and printed pursuant to Joint Rule 20.

Report was read and accepted, and the Bill referred to the Committee on Human Resources, ordered printed and sent up for concurrence.

**Reported Pursuant to Statutes**

Representative JOSEPH for the Legislative Apportionment Commission, pursuant to the Maine Revised Statutes, Title 30-A, section 65 ask leave to submit its findings and to report that the accompanying Bill "An Act to Apportion Districts for the Election of County Commissioners" (H.P. 1285) (L.D. 1733) be referred to the Joint Standing Committee on State & Local Government for Public Hearing and printed pursuant to Joint Rule 18.

Report was read and accepted, and the Bill referred to the Committee on State & Local Government, ordered printed and sent up for concurrence.

**SPECIAL SENTIMENT CALENDAR**

In accordance with House Rule 56 and Joint Rule 34, the following item:

Recognizing:

Willis and Barbara Lord, of North Waterboro, and in extending our best wishes on the celebration of their 50th Wedding Anniversary, January 16, 1994; (HLS 791) by Representative MURPHY of Berwick. (Cosponsors: Senator TITCOMB of Cumberland, Speaker MARTIN of Eagle Lake, Representative WHITCOMB of Waldo)

On objection of Representative MURPHY of Berwick, was removed from the Special Sentiment Calendar.

Was read.

The SPEAKER: The Chair recognizes the Representative from Berwick, Representative Murphy.

Representative MURPHY: Mr. Speaker, Ladies and Gentlemen of the House: I want to ask you to join me in wishing Representative Lord and Barbara many more happy years of wedded bliss.

I would like to tell you of one little incident that Willis told us about one night when we went out to eat. As you know, Willis and I and Theone look all live at the Senator and I sleep at Willis's feet and Theone sleeps at his head and we get along very well with that arrangement. One night we went out to eat and we got talking about how we met our respective spouses and things. Willis went on to tell us the story of how he took two girls to a dance and the girl he was with had brought a friend with her who happened to be Barbara. He said before the night was over he took Barbara home and I don't know what happened to the girl he took to the dance but we are assuming or I assume he ditched her somewhere.

We all know when Willis makes up his mind, nobody changes it. He said he made up his mind that night that he was going to marry Barbara and that he did and they have been married for 50 years.

I think we all want to wish them 50 more years of happiness.

The SPEAKER: The Chair recognizes the Representative from Waldo, Representative Whitcomb.

Representative WHITCOMB: Mr. Speaker, Men and Women of the House: The self-proclaimed Lord of the

House has obviously a better half. In caucus today we had a chance for a short presentation and a little story from Willis.

On behalf of many members of the House and with special thanks to the Representative from Presque Isle, Representative Donnelly and the Representative from Bath, Representative Small, many members have contributed to a small gift to the Lords, that quiet couple, that pertains to both of them and with permission from the Chair I would like to make a presentation to the Representative from Waterboro.

At this point, a gift was presented to Representative Lord and his wife, Barbara.

The SPEAKER: The Chair recognizes the Representative from Waterboro, Representative Lord.

Representative LORD: Mr. Speaker, My Learned Colleagues: I appreciate everything so far. You know, we got off on a rocky marriage really. I remember the day we got to the church, the wind was blowing, we had had snow I guess the day before. I got to the church and we waited and we waited. It seemed to me we waited about an hour and a half before my bride showed up. Come to find out, she was stuck in a snow drift and had to get pulled out. Waiting there I wondered, did she give up on me or just what happened? It was quite frightening for an old fellow — actually I was a young fellow, actually I was 25.

You know, I got a good opportunity to reminisce a little bit. That was back in 1944, a lot of you young people don't remember the gas rations. Well, I had an "A" card. Of course when you had an "A" card, you didn't get much gasoline but we were planning to go down to New York, up to around White Plains and visit with her grandfather for awhile. I guess he wanted to look me over to see whether I qualified or not. We took my car up to Massachusetts, up to Saugus, to my sister's and we got on the train at South Station and went down to New York by train. We got to New York and we had to get another train out to White Plains. We stayed out there about a week and then we went back to New York City and of course everybody had to go to Radio Music Hall. We went to a matinee. For lunch, I believe we went downstairs, they had a nice restaurant there, and we asked for the menu, we got it and I read it, it looked like Greek or French or something else and I couldn't read it but I did see something with clams so I said I could eat those. I ordered the clams and after a fashion they brought the dish, it was a good sized dish with about six or eight clams on it on a half shell, raw! I looked at them and said to the waitress, "You know up in our country, we cook our clams before we eat them." She said, "Where do you come from anyway?" I said, "We come from Maine." She said, "What do they cook them in up there?" I said, "Either batter or crumbs." "Well," she said, "if I take them out and have them cooked, would you eat them?" I said, "Sure." I waited another half hour and they did come back. They didn't put any crumbs or batter on them, they just fried the clams and I ate them.

I remember when we were coming home, we traveled on old Route 1 and up around Salisbury we picked up a convoy of about 10 or 12 trucks and they were jogging along there 15 and 20 miles an hour and we followed them for quite a ways. I said to Barbara, "My God, if we don't get in front of these pretty quick, we will never get home. I saw a straight stretch so I zipped

out, passed the whole convoy. When I got up front, here was a car with a blue circle on it. I said, what am I going to do now, I've got to pass it so when I passed it, he went like this (showing a signal to pull over) so we pulled over and the guy got out, a pretty rough looking character and he said, "Well, you are in a hurry aren't you young fellow?" I said, "Yes, we have been on our honeymoon and I am kind of anxious to get home." He said, "Where do you live in Maine anyway?" I said " Well I live in a little town, Waterboro." He said, "Yeah, do you know a fellow there by the name of Doctor Lambert?" I almost said yeah I know the old codger, he is kind of a rough character, but something told me not to, so I didn't. He said, "You know, he is my brother." I said, "He's a pretty good guy." This is the truth and so help me, he let me off. So we got home finally.

A lot of people have asked me how come we could be married for 50 years and my advice to some of you young people is this, of course health comes first, health comes first. You know, I don't believe there is a marriage that was ever born but what you have some differences and arguments and we have had ours. You know, she has never packed up and went home to mother and I never went down to the beer joint and got drunk, so that was a plus. We used to sulk a little bit, we would go two or three or three or four days where there would not be too much communication between the two of us but after awhile, it wore off. I don't believe either one of us ever hold a grudge. So I think with you young people if you want to reach your 50th, kind of keep that in mind. I am looking forward to the 60th. Thank you very much. (Applause, the audience rising)

Subsequently was passed and sent up for concurrence.

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## REPORTS OF COMMITTEES

### Refer to the Committee on Utilities

Representative JACQUES from the Committee on Energy & Natural Resources on Bill "An Act to Establish the Advisory Council on Energy and the Environment" (H.P. 278) (L.D. 356) reporting that it be referred to the Committee on Utilities.

Report was read and accepted and the bill referred to the Committee on Utilities and sent up for concurrence.

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On motion of Representative CARROLL of Gray, adjourned at 4:30 p.m., until 6:30 p.m., Wednesday, January 19, 1994.