

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

***One Hundred and Eighth
Legislature***

OF THE

STATE OF MAINE

Volume I

January 5, 1977 to May 25, 1977

KJ PRINTING
AUGUSTA, MAINE

HOUSE

Thursday, March 31, 1977

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

Prayer by the Reverend James C. Sleeper of the First Parish Church Congregational, Freeport.

The journal of yesterday was read and approved.

**Papers from the Senate
Later Today Assigned**

The following Joint Order: (S. P. 381)
Ordered, the House concurring, that "An Act Relating to Reapportionment" House Paper 58, Legislative Document 79, be recalled from the legislative files to the Senate.

Came from the Senate read and passed.
In the House, on motion of Mr. Tierney of Lisbon Falls, tabled pending passage in concurrence and later today assigned.

Resolution, Proposing an Amendment to the Constitution to Provide for the Selection and Duties of a Lieutenant Governor (S. P. 365) (L. D. 1205)

Came from the Senate referred to the Committee on State Government and ordered printed.

In the House, referred to the Committee on State Government in concurrence.

**Reports of Committees
Ought Not to Pass**

Report of the Committee on State Government reporting "Ought Not to Pass" on Bill "An Act Concerning the Veterans Preference in State Hiring" (S. P. 189) (L. D. 586)

Was placed in the Legislative Files without further action pursuant to Joint Rule 20 in concurrence.

Leave to Withdraw

Report of the Committee on Liquor Control reporting "Leave to Withdraw" on Bill "An Act Relating to Signs of License over Alcoholic Beverage Stores" (S. P. 240) (L. D. 738)

Came from the Senate with the Report read and accepted.

In the House, the Report was read and accepted in concurrence.

**Bill Reported Pursuant to Joint Order S. P. 350
Divided Report**

Majority Report of the Committee on Appropriations and Financial Affairs reporting "Ought to Pass" on Bill "An Act to Establish Total Educational Cost and the Uniform Property Tax Rate and Appropriating Funds for the Fiscal Year Ending June 30, 1978" (S. P. 382) (L. D. 1213)

Report was signed by the following members:

Messrs. HUBER of Cumberland
MERRILL of Cumberland
MORRELL of Cumberland

-of the Senate

Mr. MORTON of Farmington
Mrs. NAJARIAN of Portland
Ms. GOODWIN of Bath
Messrs. LeBLANC of Van Buren
CARTER of Winslow

-of the House.

Minority Report of the same Committee reporting "Ought Not to Pass" on same Bill.

Report was signed by the following members:

Messrs. HIGGINS of Scarborough

Mr. PERKINS of Blue Hill
GREENLAW of Stonington
JALBERT of Lewiston
McBREAIRTY of Perham

-of the House

Came from the Senate read and the Bill and

accompanying papers indefinitely postponed.
In the House: Reports were read.

The SPEAKER: The Chair recognizes the gentleman from Lisbon Falls, Mr. Tierney.

Mr. TIERNEY: Mr. Speaker, I move this Bill and all accompanying papers be indefinitely postponed and would speak to my motion.

The SPEAKER: The gentleman from Lisbon Falls, Mr. Tierney, moves that this Bill and all accompanying papers be indefinitely postponed in concurrence.

The gentleman may proceed.

Mr. TIERNEY: Mr. Speaker, Ladies and Gentlemen of the House: For those of you who are curious as to what this item represents, it is exactly the same bill which you will find on your calendar on Page 5, Item 8, Divided Report. The difficulty is, the Maine Constitution requires all bills raising or affecting taxation originate in the House, and Item 5 was inadvertently assigned a Senate Paper number, so we are indefinitely postponing this bill. It is exactly the same as what you find on Page 5.

Thereupon, on motion of Mr. Tierney of Lisbon Falls, the Bill and accompanying papers were indefinitely postponed in concurrence.

Non-Concurrent Matter

Bill "An Act to Coordinate, Effectively Utilize and Comprehensively Plan the Service Needs of Maine's Children and Families by Establishing a Maine Council of Families and Children, County Councils on Families and Children and a State Office for Children and Families" (H. P. 910) (L. D. 1158) which was referred to the Committee on Health and Institutional Services in the House on March 17, 1977.

Came from the Senate referred to the Committee on State Government in non-concurrence.

In the House: The House voted to recede and concur.

**Petitions, Bills and Resolves
Requiring Reference**

The following Bills were received and referred to the following Committees:

Business Legislation

Bill "An Act to Regulate the Use and Payment of Negotiable Instruments and to Require That Loans Made by Financial Institutions be Made Only by Money" (H. P. 1167) (Presented by Mr. Connolly of Portland)

(Ordered Printed)
Sent up for concurrence.

Health and Institutional Services

Bill "An Act to Add Dental Hygienists to the Board of Dental Examiners" (H. P. 1168) (Presented by Mr. Garsoe of Cumberland) (Cosponsor: Mrs. Najarian of Portland)

(Ordered Printed)
Sent up for concurrence.

Human Resources

Bill "An Act to Include the Term 'Sexual or Affectional Preference' in the Maine Human Rights Act" (H. P. 1169) (Presented by Mr. Talbot of Portland) (Cosponsor: Mr. Connolly of Portland)

(Ordered Printed)
Sent up for concurrence.

Judiciary

Bill "An Act to Amend the Criminal Code Concerning Sexual Abuse of Minors" (H. P. 1170) (Presented by Mr. Carrier of Westbrook)

Bill "An Act to Clarify the Confidentiality Provisions of the Maine Housing Authorities Act" (H. P. 1171) (Presented by Mrs. Najarian of Portland)

(Ordered Printed)
Sent up for concurrence.

Indefinitely Postponed

Bill "An Act to Establish Administration for the Judicial Department" (H. P. 1172) (Presented by Mr. Kelleher of Bangor)

Committee on Judiciary was suggested.
The SPEAKER: The Chair recognizes the gentleman from Bangor, Mr. Kelleher.

Mr. KELLEHER: Mr. Speaker, Ladies and Gentlemen of the House: This bill was inadvertently put in; it is a duplication of a bill that Mr. Dudley and I have that is going before the Judiciary Committee next week to be heard, so I move that this House Paper be indefinitely postponed.

Thereupon, on motion of Mr. Kelleher of Bangor, the Bill was indefinitely postponed.

Labor

Bill "An Act to Increase the Minimum Wage to \$3 per Hour" (H. P. 1173) (Presented by Mr. Connolly of Portland) (Cosponsor: Mr. Talbot of Portland)

Bill "An Act to Establish Penalties for Contractors who Violate Laws Governing Public Works Contracts" (H. P. 1174) (Presented by Mr. Davies of Orono)

(Ordered Printed)
Sent up for concurrence.

Legal Affairs

Bill "An Act to Establish a State Gambling Commission and to Permit Gambling within Certain Areas of the State" (H. P. 1175) (Presented by Mr. Biron of Lewiston)

(Ordered Printed)
Sent up for concurrence.

Local and County Government

Bill "An Act to Authorize the County Commissioners of Hancock County to Transfer Certain Accounts to Certain Active Unorganized Townships" (H. P. 1176) (Presented by Mr. Churchill of Orland)

Bill "An Act to Amend the Law Providing for Variances from Zoning Laws" (H. P. 1177) (Presented by Mr. Curran of South Portland)

(Ordered Printed)
Sent up for concurrence.

Performance Audit

Bill "An Act Concerning Reimbursement to Municipalities for Certain Public Assistance Provided to Aid to Dependent Children Applicants" (H. P. 1178) (Presented by Mr. Burns of Anson)

(Ordered Printed)
Sent up for concurrence.

Public Utilities

Bill "An Act Relating to Electric Companies' Fuel Charges" (H. P. 1179) (Presented by Mrs. Kany of Waterville) (Cosponsors: Mr. Spencer of Standish, Mr. Henderson of Bangor, Mr. Kelleher of Bangor)

(Ordered Printed)
Sent up for concurrence.

Taxation

Bill "An Act to Exempt Fund-raising Sales of Schools or Student Organizations from the Sales Tax" (H. P. 1180) (Presented by Mr. Laffin of Westbrook)

(Ordered Printed)
Sent up for concurrence.

Transportation

Bill "An Act Relating to Requirements for Operation of a Motor Vehicle upon Attaining Age 75" (H. P. 1181) (Presented by Mrs. Hutchings of Lincolnville)

(Ordered Printed)
Sent up for concurrence.

Veterans and Retirement

Bill "An Act Relating to Military Service Credits Under the Maine State Retirement

System" (H. P. 1182) (Presented by Mr. Jalbert of Lewiston)
(Ordered Printed)
Sent up for concurrence.

The following Emergency Measures were taken up out of order by unanimous consent:

**Passed to Be Enacted
Emergency Measure**

An Act Relating to Physicians' Assistants (H. P. 268) (L. D. 345)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a total was taken. 132 voted in favor of same and none against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act Creating a Mental Health Advisory Council (H. P. 301) (L. D. 357) (H "A" H-88)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary a total was taken. 127 voted in favor of same and none against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act to Extend to April 14th the Time Limit for Decision on State Funding Levels for Education and on the State Property Tax Rate, to Delay any Municipal Tax Commitments until April 28th, and to Extend the School Budget Adoption Date until May 15th (H. P. 1165) (L. D. 1235)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary a total was taken. 129 voted in favor of same and 4 against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act Extending the Time for Apportionment of County Taxes from April to May in the Year 1977 (H. P. 1146) (L. D. 1237)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a total was taken. 131 voted in favor of same and none against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

By unanimous consent, the preceding Enactors were ordered sent forthwith to the Senate.

Orders

An Expression of Legislative Sentiment (H. P. 1186) recognizing that: Lionel C. Ferland Of Poland Has Retired After 24 Years Of Dedicated Public Service As Selectman For The Town of Poland

Presented by Mr. Torrey of Poland.

The Order was read and passed and sent up for concurrence.

A Joint Resolution (H. P. 1185) in memory of Dr. Donald L. Anderson of Greene

Presented by Mr. Peterson of Caribou (Cosponsor: Mrs. Lewis of Auburn)

The Resolution was read and adopted and sent up for concurrence.

A Joint Resolution (H. P. 1184) in memory of Honorable Frank J. Bussiere of Lewiston, who served in the 100th, the 101st and the 102nd

Legislatures,

Presented by Mr. Jacques of Lewiston.

The Resolution was read and adopted and sent up for concurrence.

House Reports of Committees

Leave to Withdraw

Mrs. Boudreau from the Committee on Election Laws on Bill "An Act to Extend the Time Limit in which to Challenge Primary Petitions from 7 to 30 Days after April 1st Prior to the Primary Election" (H. P. 33) (L. D. 50) reporting "Leave to Withdraw"

Mr. Goodwin from the Committee on Health and Institutional Services on Bill "An Act to Amend the Admission Procedures to Hospitals for the Mentally Ill" (H. P. 456) (L. D. 561) reporting "Leave to Withdraw"

Reports were read and accepted and sent up for concurrence.

**Referred to Committee on
Human Resources**

Mr. Goodwin from the Committee on Health and Institutional Services on Bill "An Act to Create a Clients' Bill of Rights and Responsibilities" (H. P. 429) (L. D. 532) reporting that it be referred to the Committee on Human Resources.

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

**Ought to Pass in New Draft
New Draft Printed**

Mr. Curran from the Committee on State Government on Bill "An Act to Clarify the Definition of Activities Reportable as Lobbying" (H. P. 53) (L. D. 74) reporting "Ought to Pass" in New Draft (H. P. 1183) (L. D. 1236)

Report was read and accepted, the New Draft read once and assigned for second reading the next Legislative Day.

**Ought to Pass with
Committee Amendment**

Mrs. Najarian from the Committee on Appropriations and Financial Affairs on Bill "An Act to Increase the Maximum Authorized Maine Veterans Mortgage Limit to \$30,000" (H. P. 535) (L. D. 650) reporting "Ought to Pass" as amended by Committee Amendment "A" (H-97)

Report was read and accepted the Bill read once. Committee Amendment "A" (H-97) was read and adopted and the Bill assigned for second reading the next Legislative day.

Ought to Pass

Mr. Peakes from the Committee on Business Legislation on Bill "An Act Relating to Inspection and Inspection Fees of Elevators" (H. P. 142) (L. D. 172) reporting "Ought to Pass"

Mr. Rideout from the Committee on Business Legislation on Bill "An Act to Increase the Fee Charged for U.C.C. Certificates of Information" (H. P. 403) (L. D. 513) reporting "Ought to Pass"

Reports were read and accepted, the Bills read once and assigned for second reading the next legislative day.

**Bill Reported Pursuant to Joint Order S.P. 350
Divided Report**

Tabled and Assigned

Majority Report of the Committee on Appropriations and Financial Affairs reporting "Ought to Pass" on Bill "An Act to Establish Total Educational Cost and the Uniform Property Tax Rate and Appropriating Funds for the Fiscal Year Ending June 30, 1978" (Emergency) (H. P. 1166) (L. D. 1234)

Report was signed by the following members:

Messrs. MERRILL of Cumberland

MORRELL of Cumberland
HUBER of Cumberland

-of the Senate

Ms. GOODWIN of Bath
Mrs. NAJARIAN of Portland
Messrs. CARTER of Winslow
MORTON of Farmington
LeBLANC of Van Buren

-of the House

Minority Report of the same Committee reporting "Ought Not to Pass" on same Bill.

Report was signed by the following members:

Mr. HIGGINS of Scarborough
GREENLAW of Stonington
PERKINS of Blue Hill
JALBERT of Lewiston
McBREAIRTY of Perham

-of the House

Reports were read.

On motion of Mr. Tierney of Lisbon Falls, tabled pending acceptance of either Report and specially assigned for Monday, April 4.

**Consent Calendar
First Day**

In accordance with House Rule 49, the following items appeared on the Consent Calendar for the First Day:

(S. P. 142) (L. D. 383) Bill "An Act Relating to the Display of Live Animals" — Committee on Agriculture reporting "Ought to Pass"

(S. P. 143) (L. D. 384) Bill "An Act Relating to Adoption of Regulations for Maine Meat Inspection Act" — Committee on Agriculture reporting "Ought to Pass"

(H. P. 124) (L. D. 157) Bill "An Act to Amend the Laws Relating to Payments for Care of Children" — Committee on Appropriations and Financial Affairs reporting "Ought to Pass" as amended by Committee Amendment "A" (H-96)

(H. P. 500) (L. D. 618) Bill "An Act Increasing Compensation of Trustees of Gray Water District" — Committee on Public Utilities reporting "Ought to Pass"

(H. P. 639) (L. D. 783) Bill "An Act Permitting Sunday Operation of Bowling Alleys" — Committee on Legal Affairs reporting "Ought to Pass"

(H. P. 498) (L. D. 627) Bill "An Act to Incorporate the Eastport Utilities District" (Emergency) — Committee on Public Utilities reporting "Ought to Pass" as amended by Committee Amendment "A" (H-98)

No objections being noted, the above items were ordered to appear on the Consent Calendar of April 4, under listing of the Second Day.

**Consent Calendar
Second Day**

In accordance with House Rule 49, the following items appeared on the Consent Calendar for the Second Day:

(H. P. 329) (L. D. 420) Bill "An Act Relating to Payment of Expenses for Examination of Crime Victims" (C. "A" H-91)

(H. P. 720) (L. D. 855) Bill "An Act to Amend the Authorization to the Plantation of Matinicus to Establish an Electric Generating Facility" (Emergency)

(H. P. 145) (L. D. 175) Bill "An Act to Provide a Supplemental Appropriation for Instructional Television" (Emergency)

No objections having been noted at the end of the Second Legislative Day, the House Papers were passed to be engrossed and sent up for concurrence.

The following papers appearing on Supplement No. 1 were taken up out of order by unanimous consent:

The following Communication:

Office of the Secretary of State
March 31, 1977

To Edwin H. Pert, Clerk of the House of Representatives of the One-Hundred and Eighth Legislature:

In compliance with the Constitution and laws of the State of Maine, I hereby certify that a Special Election was held on March 29, 1977, for the purpose of electing a Representative to the One Hundred and Eighth Legislature from Representative District 15; that at said election Reginald Plourde of Fort Kent having received a plurality of all the votes cast in said election, as contained in a report submitted to the Governor on March 31, 1977, appears to have been elected a Representative to the One Hundred and Eighth Legislature.

IN WITNESS WHEREOF, I have caused the Great Seal of the State of Maine to be hereunto affixed this thirty-first day of March in the year of our Lord, One Thousand Nine Hundred and Seventy-seven.

(Signed) MARKHAM L. GARTLEY
Secretary of State

The Communication was read and ordered placed on file.

The following Communication:
Office of the Secretary of State

March 31, 1977

To the Honorable John L. Martin, Speaker of the House of Representatives of the One Hundred and Eighth Legislature:

In compliance with the Constitution and laws of the State of Maine, I have the honor to herewith report the return of votes cast for Representative to the One Hundred and Eighth Legislature in Representative District 15 at a Special Election held on March 29, 1977, according to a review of the returns made by the Governor, to fill the vacancy that existed in that district, as follows:

Melvin R. Aungst, Fort Kent 821
Reginald Plourde, Fort Kent 873

(Signed) MARKHAM L. GARTLEY
Secretary of State

The Communication was read and ordered placed on file.

The SPEAKER: The Chair wishes to announce the presence, in the hall of the House, of Representative-elect Plourde from Fort Kent.

The Chair would ask the gentleman from Van Buren, Mr. LeBlanc, to escort him to the Office of the Governor where the Governor will enable him to receive and subscribe the oath necessary to qualify him to enter upon his official duties.

Subsequently, Mr. LeBlanc reported that the necessary oath had been taken by the Representative to qualify him to enter upon his official duties.

Whereupon, Mr. Plourde from Fort Kent was assigned to seat number 80, and appointed to the Joint Standing Committee on Education.

The SPEAKER: The Chair at this point would like to announce that he is rescinding the appointment of the gentleman from York, Mr. Valentine, to the Committee on Human Resources and is appointing the gentleman from New Gloucester, Mr. Cunningham, to that Committee.

Also, I would reassign the gentleman from Madawaska, Mr. McHenry, to Seat 132.

Passed to Be Engrossed

Bill "An Act to Require Periodic Justification of State Government Programs and Independent Agencies" (H. P. 1163) (L. D. 1206)

Was reported by the Committee on Bills in the Second Reading, read the second time, passed to be engrossed and sent up for concurrence.

Second Reader
Tabled and Assigned

Bill "An Act Relating to Description of

Recorded Mortgages" (H. P. 590) (L. D. 717)

Was reported by the Committee on Bills in the Second Reading and read the second time.

(On motion of Mr. Spencer of Standish, tabled pending passage to be engrossed and specially assigned for Tuesday, April 5.)

Second Reader
Tabled and Assigned

Bill "An Act to Remove Restrictions on the Salary of County Commissioners who Hire Full-time County Administrators" (S. P. 154) (L. D. 394)

Was reported by the Committee on Bills in the Second Reading and read the second time.

The SPEAKER: The Chair recognizes the gentleman from Buxton, Mr. Berry.

Mr. BERRY: Mr. Speaker, Ladies and Gentlemen of the House: I am going to move the indefinite postponement of this bill and all of its accompanying papers, and I would like to tell you why. I had made a few notes that I was going to refer to, but I think they slid over onto Mrs. Kany's desk and we can't find them, so I will do the best I can without the notes.

In 1975, we had a fine bill come in here, and that is very rare, and we enacted it into law, and I think it is too bad, if you do get a good bill in here and enact it into law, that you come back two years later and try to repeal that, and that is essentially what the L.D. that is presently before you does.

What we did in 1975 was enact a law that said if county commissioners hire a county administrator to do their duties, then those county commissioners would have to forego their salaries, except for \$25 for each meeting they attended. If you repeal that, then the county commissioners can go out and hire a county administrator and they can be paid their salaries and the county administrator can be paid his salary, and essentially they are all doing the same job.

I hope you will support the indefinite postponement motion.

The SPEAKER: The Chair recognizes the gentleman from Bangor, Mr. Henderson.

Mr. HENDERSON: Mr. Speaker and Members of the House: When I get done speaking, I will ask that somebody table this for one legislative day, and that is what I had hoped to do, but I didn't want to get Mr. Berry off base too far. Another member of this House would like to be involved in the debate and was unable to be here today and asked me if I would table it, and I checked with the person who is proposing an amendment, and he felt there would be no problem with that, so unless there is any overwhelming objection, I would ask that someone table this for one legislative day.

Thereupon, on motion of Mr. LaPlante, of Sabattus, tabled pending the motion of Mr. Berry of Buxton to indefinitely postpone the Bill and all accompanying papers and specially assigned for Monday, April 4.

Enactor
Reconsidered

An Act to Clarify the Borrowing Capacity of the Fort Fairfield Utilities District and to Provide for the Imposition of Liens to Secure Payment of Sewer Rates of the District (H. P. 928) (L. D. 968)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed.

On motion of Mr. Mahany of Easton, under suspension of the rules, the House reconsidered its action whereby this Bill was passed to be engrossed.

The same gentleman offered House Amendment "A" and moved its adoption.

House Amendment "A" (H-95) was read by the Clerk and adopted.

The Bill was passed to be engrossed as

amended in non-concurrence and sent up for concurrence.

Passed to Be Enacted
Emergency Measure

An Act Concerning Membership on Municipal Charter Commissions (H. P. 926) (L. D. 967)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a total was taken. 116 voted in favor of same and none against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act to Amend the Charter of the Belfast and Moosehead Lake Railroad (S. P. 169) (L. D. 486) (C. "A" S-36)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a total was taken. 113 voted in favor of same and none against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act to Require that Newly-constructed or Reconstructed Public Buildings be Made Accessible to the Physically Handicapped (S. P. 307) (L. D. 969)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary a total was taken. 113 voted in favor of same and none against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act to Repeal Fishing Regulations on the Pemaquid River (H. P. 336) (L. D. 427) (C. "A" H-78)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a total was taken. 113 voted in favor of same and none against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Enactor

Tabled and Assigned

An Act Relating to Vehicle Sizes and Weights (S. P. 90) (L. D. 214)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed.

(On motion of Mr. Quinn of Gorham, tabled pending passage to be enacted and specially assigned for Tuesday, April 5.)

Passed to Be Enacted

An Act Relating to the Purchase of Insurance by the Maine Insurance Advisory Board (S. P. 89) (L. D. 213) (C. "A" S-34)

An Act to Authorize the State Librarian to Purchase Town Histories and other Maine Histories for Distribution to Public Libraries and Schools (S. P. 182) (L. D. 496) (C. "A" S-35)

An Act to Require Notice and Hearing to Counties When Ordered to Pay Surveyor's Fee (S. P. 184) (L. D. 584)

An Act Establishing County Commissioner Districts in Cumberland County (H. P. 40) (L. D. 57) (C. "A" H-80)

An Act to Improve the Performance of the State Lottery (H. P. 212) (L. D. 222) (C. "A" H-82)

An Act to Clarify the Authority of Members of Volunteer and Governmental Organizations to

Render Emergency Assistance (H. P. 278) (L. D. 343) (C. "A" H-83)

An Act to Provide an Excise Tax Credit for Construction and Operation of Breweries within the State (H. P. 340) (L. D. 431) (S. "A" S-40)

An Act to Provide Supervision of Persons Released From the Maine State Prison and the Maine Correctional Center Under Furlough, Work or Rehabilitative Release (H. P. 357) (L. D. 522)

An Act Converting Caratunk Plantation into the Town of Caratunk (H. P. 362) (L. D. 454) (C. "A" H-79)

An Act to Repeal Certain Statutory Provisions Relating to the Regulation of Food, Cosmetics and Work Places (H. P. 372) (L. D. 461)

Were reported by the Committee on Engrossed Bills as truly and strictly engrossed, passed to be enacted, signed by the Speaker and sent to the Senate.

Enactor

Tabled and Assigned

An Act to Clarify and Confirm the Municipal Boundary between the City of South Portland and the Town of Scarborough (H. P. 524) (L. D. 642)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed.

(On motion of Mr. Higgins of Scarborough, tabled pending passage to be enacted and specially assigned for Tuesday, April 5.)

The following papers appearing on Supplement No. 2 were taken up out of order by unanimous consent:

The following Communication (S. P. 390)

State of Maine
Office of The Governor
Augusta, Maine

March 28, 1977

Honorable Joseph Sewall
President of the Senate
and

Honorable John Martin
Speaker of the House
Dear Joe and John:

This is to formally notify you that Llewellyn W. Jensen was nominated to serve on the Maine State Retirement System, Board of Trustees today.

In accordance with M.R.S.A. Title 5, Section 1031 as amended, this nomination is subject to review by the Joint Standing Committee on Veterans and Retirement and to confirmation by the Legislature.

Your assistance in this area is appreciated.

Very Truly Yours,
(Signed) JAMES B. LONGLEY
Governor

Came from the Senate read and referred to the Committee on Veterans and Retirement.

In the House, the Communication was read and referred to the Committee on Veterans and Retirement in concurrence.

The following Communication (S. P. 389)

The Senate of Maine
Augusta, Maine

March 31, 1977

Honorable J. Hollis Wyman,
Senate Chairman
Honorable Richard J. Carey,
House Chairman
Joint Standing Committee on Taxation
State House
Augusta, Maine 04333
Dear Hollis and Spike:

Joint Rule 13 of the Joint Rules of the 108th Legislature states in part that "A Joint Standing Committee to which a bill or resolve has been referred shall, within 3 legislative days after receiving notice from the President of the Senate and the Speaker of the House,

report that bill out of committee to the floor for consideration". Therefore, pursuant to Joint Rule 13, we are hereby requesting that the following bills be reported to the floor of the appropriate body by no later than 12 midnight, April 6, 1977.

"AN ACT to Provide that the Uniform Property Tax Rate shall be Established in Conformity with Statutory Limits on Educational Funding," (L. D. 16)

"AN ACT to Reduce the Uniform Property Tax by 1¼ Mills." (L. D. 81)

"AN ACT to Ensure that the Uniform Property Tax Rate Conforms to Limits on Educational Funding Established by Statute." (L. D. 91)

"AN ACT to Repeal the State Property Tax." (L. D. 270)

"AN ACT to Reduce the Uniform Property Tax Required for Education to 9 Mills." (L. D. 508)

"AN ACT Relating to School Funding and Inventory Tax Reimbursement." (L. D. 1252)

"AN ACT to Repeal the Uniform Property Tax." (L. D. 1023)

"AN ACT to Repeal the Uniform Property Tax." (L. D. 1028)

Sincerely,

JOSEPH SEWALL
President, Maine Senate
JOHN L. MARTIN
Speaker of the House

Came from the Senate read and referred to the Committee on Taxation.

In the House, the Communication was read and referred to the Committee on Taxation in concurrence.

Orders of the Day

The Chair laid before the House the first tabled and today assigned matter:

An Act Converting Rangeley Plantation into the Town of Haley (S. P. 146) (L. D. 387) (C. "A" S-31)

Tabled — March 29, 1977 by Miss Brown of Bethel.

Pending — Passage to be Enacted.

Thereupon, the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

The Chair laid before the House the second tabled and today assigned matter:

House Divided Report — Majority (7) "Ought to Pass" — Minority (6) "Ought Not to Pass" — Committee on Judiciary on Bill "An Act to Provide for 8-person Juries in Civil Cases" (H. P. 574) (L. D. 698)

Tabled — March 30, 1977 by Mr. Tierney of Lisbon Falls.

Pending — Motion of Mr. Spencer of Standish to Accept the Minority "Ought Not to Pass" Report.

Thereupon, Mr. Spencer of Standish withdrew his motion to accept the Minority Report.

On motion of Mrs. Byers of Newcastle, the Majority "Ought to Pass" Report was accepted, the Bill read once and assigned for second reading the next legislative day.

The Chair laid before the House the following matter:

SENATE ORDER relative to recalling House Paper 58, L. D. 79, from the legislative files (S. P. 381) which was tabled earlier in the day and later today assigned pending passage.

The SPEAKER: Under the rules, in order for this Bill to be recalled from the legislative files, it requires a two-thirds vote of both legislative bodies. All those in favor of this bill being recalled from the legislative files will vote yes; those opposed will vote no.

A vote of the House was taken.

119 having voted in the affirmative and 9 having voted in the negative, the motion did prevail.

The following paper from the Senate was taken up out of order by unanimous consent:

From the Senate: The following Order:

ORDERED, the House concurring, that when the House and Senate adjourn, they adjourn to Monday, April 4, at 11 o'clock in the morning. (S. P. 383)

Came from the Senate read and passed.

In the House, the Order was read and passed in concurrence.

Mr. Palmer of Nobleboro was granted unanimous consent to address the House.

Mr. PALMER: Mr. Speaker, Ladies and Gentlemen of the House: I thought it might be of interest to members of this House to know that tonight in Bucksport there is going to be a dinner and the St. Regis Paper Company is going to honor 278 employees who have had long service awards. One of those will be Eugene Churchill, who is a member of this body and has been for a number of years and Gene has been with St. Regis for 35 years. I am reading now from a note that I have which says that Gene is a winder operator and in this position he operates the machiner which cuts giant logs of paper into the sizes required by the customer for use on his printing presses; thus, Gene is one of the few people handling the rolls just before they are shipped to Time, Newsweek, Family Circle, Field and Stream, etc. Most recently, Gene has been operating our newest winder which was installed as part of the \$85 million expansion program. I thought that before he left to go to his dinner tonight in Bucksport, we all ought to give him a good hand and congratulate him on his 35 years with St. Regis. (Applause — members rising)

Mr. Churchill of Orland was granted unanimous consent to address the House:

Mr. CHURCHILL: Mr. Speaker, Ladies and Gentlemen of the House: I want to tell you all one thing. If there is a young person here that has any idea of leaving the job they were on, they want to do it while they are young. When I first started there, I was always going to quit and go in business for myself and here I am. I have been there 35 years and I will probably be there 40 years too if nothing happens. Thank you all.

(Off Record Remarks)

On motion of Mr. Birt of East Millinocket, Adjourned until Monday, April 4, at eleven o'clock in the morning.