

# MAINE STATE LEGISLATURE

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**LEGISLATIVE RECORD**

OF THE

***One Hundred and Ninth  
Legislature***

OF THE

**STATE OF MAINE**

**Volume I**

**FIRST REGULAR SESSION**

**January 3, 1979 to May 4, 1979**

STATE OF MAINE  
One Hundred and Ninth Legislature  
Journal of the Senate

January 11, 1979

Senate called to Order by the President.

Prayer by Reverend Bruce W. Meyer, Prince of Peace Lutheran Church of Augusta.

Reverend MEYER: Almighty God, Eternal Father, and Giver of the Time of our Lives; we thank you for the yet unmarked, unrecorded days, of the New Year stretched before us; ask that you would lead us into them with fresh vision.

Help us, Lord, not to be prisoners of the past, but to be challenged with the opportunity for new beginnings; beginnings that will result in acts and actions and in attitudes, particularly as Leaders, that will make our lives truly a blessing to others.

O Lord, in this day and the days to come, knit together the Members of this Legislature into a working, cooperating, productive and creative body, that enhances life for the people whom they serve and magnifies your will among us on earth. In your life-giving name we pray, and ask this. Amen.

Reading of the Journal of yesterday.

Out of Order and Under Suspension of the Rules:

On motion by Senator Pierce of Kennebec, ORDERED: The House concurring, that when the House and Senate adjourn, they adjourn to Tuesday, January 16, at ten o'clock in the morning.

(S. P. 53)

Which was Read and Passed.

Sent down forthwith for concurrence.

#### Senate Papers

Senator Conley of Cumberland presented, Bill, An Act Relating to the Limitation on the Amount of Dependents Group Life Insurance Which May be Issued. (S. P. 45)

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

Sent down for concurrence.

Senator Ault of Kennebec presented, Bill, An Act to Permit Privately-owned Snowplows to keep Warning Lights on when on the Highways as well as Private Property. (S. P. 52)

Which was referred to the Committee on Transportation, and Ordered Printed.

Sent down for concurrence.

#### Joint Resolution

A Joint Resolution In Memoriam:

WHEREAS, The Legislature has learned with deep regret of the death of Bob O'Neil of Portland....

(S. P. 54)

Is presented by Senator Najarian of Cumberland, co-sponsored by Senator Conley of Cumberland, and Representatives Brannigan and Connolly, Jr. of Portland.

Which was Read and Adopted.

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 to Increase to \$150 the Retirement Allowance for Qualified Teachers who Began to Teach in the Public Schools before July 1, 1947. (H. P. 20) (L. D. 37)

Comes from the House, referred to the Committee on Aging, Retirement and Veterans and Ordered Printed.

Which was referred to the Committee on Aging, Retirement and Veterans, and Ordered Printed, in concurrence.

Bill, An Act to Appropriate \$25,000 to Lay Ad-

vocates at Work, Inc. (H. P. 26) (L. D. 46)

RESOLVE; To Reimburse Codman-Portland Associates of Boston, Massachusetts for Overpayment of Sales Tax in the Amount of \$3,397.26. (H. P. 15) (L. D. 32)

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 Require that Reading be Taught in all Schools in Grades 1 through 12. (H. P. 13) (L. D. 30)

Bill, An Act Concerning Material Required for Courses in Maine Classrooms. (H. P. 36) (L. D. 47)

Bill, An Act to Permit High School Sophomores to Attend Vocational Education Institutes. (H. P. 14) (L. D. 31)

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

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

Bill, An Act to Require Nursing Homes to have Emergency Generators. (H. P. 21) (L. D. 38)

Comes 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 to Require that Persons Committing Traffic Infractions within 6 Months after the Effective Date of the Law Creating the Infraction shall be Issued a Warning Rather than a Court Summons. (H. P. 16) (L. D. 33)

Bill, An Act to Reinstate the Death Penalty. (H. P. 28) (L. D. 45)

Bill, An Act to Permit the Publication of the Names of Juveniles in Connection with Arrests and Court Appearances. (H. P. 18) (L. D. 35)

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 Exempt Small Businessmen from the Worker's Compensation Law. (H. P. 25) (L. D. 42)

Bill, An Act to Increase the Minimum Wage to \$4 per Hour. (H. P. 26) (L. D. 43)

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 Establish a Mandatory \$200 Fine for any Minor Convicted of Illegally Purchasing Alcoholic Beverages. (H. P. 27) (L. D. 44)

Committee on Legal Affairs Suggested.

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

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

RESOLVE to Direct the County of Cumberland to pay \$1,069.72 to Stanley E. Payson of Scarborough and Shirley M. Jodrie of Portland. (H. P. 19) (L. D. 36)

Comes 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 Remove the Fire Protection Tax Assessment Limit on Township 17, R. 4 and Township 17, R. 5 in Aroostook County. (H. P. 22) (L. D. 39)

Bill, An Act to Provide for a Refund of the

Sales Tax on Logging Equipment. (H. P. 23) (L. D. 40)

Bill, An Act to Remove Restrictions on Eligibility under the Elderly Householders Tax and Rent Refund Act based on Marital Status. (H. P. 24) (L. D. 41)

Bill, An Act to Remove the Town of Medford from the Maine Forestry District. (H. P. 17) (L. D. 34)

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

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

Senator Danton, of York was granted unanimous consent to address the Senate off the record.

Senator Hichens of York was granted unanimous consent to address the Senate on the record.

On the 11th day of January, 1949

The weatherman in Sinclair, Maine said it would be fine;

But fine in that north latitude didn't mean it as such

To southerners who felt that below zero is too much.

Yet in a certain household, temperatures did rise

Along with woodfires burning—smoke curling to the skies,

There was much excitement—hearts were filled with joy.

For the Martin family had added a new boy.

Destined to be a member of the famous National Guard

He grew in stature, wisdom, and it really wasn't hard

To imagine that some day he'd find his place in Halls of State.

Engaged in making various laws and embroiled in debate;

And true to expectation, he won a House election

And two years later won his bid as a Senator selection.

The youngest Senator we have within the State of Maine

The Aroostook junior member has made it very plain

That he is going places—he's already set a goal

To be Attorney General and I'm sure that through the whole

Plan of future destinies he's sure to find a place

Amongst remembered men of Maine—and by Almighty Grace

With his sweet wife Loretta—he'll go a long, long way

E'en though he needs a loud alarm to waken him each day.

So on this glad occasion—I really am quite 'sartin'

That you'll join in wishing birthday joys for Colleague Roland Martin.

Senator Martin of Aroostook was granted unanimous consent to address the Senate off the record.

#### Orders

On motion by Senator Silverman of Washington,

ORDERED; That the Senate subscribe to an 800 telephone number for this session for constituent service which will enable the public to communicate with their elected Senators.

Which was Read.

On motion by Senator Katz of Kennebec, tabled, pending passage.

On motion by Senator Perkins of Hancock,

ORDERED: That the members of the Senate express their appreciation to the staff of the Senator Motel for the hospitality extended to

the Legislators on January 10, 1979.

Which was Read and Passed.

Senator Katz of Kennebec, was granted unanimous consent to address the Senate off the record.

On motion by Senator Pierce of Kennebec, Recessed until the sound of the bell.

### **Recess**

### **After Recess**

Senate called to order by the President.

Out of Order and Under suspension of the rules, the Senate voted to consider the following:

### **Paper From the House Joint Resolution STATE OF MAINE**

IN THE YEAR OF OUR LORD ONE THOUSAND NINE HUNDRED AND SEVENTYNINE

### **JOINT RESOLUTION HONORING BENJAMIN JOSIAH DORSKY AS PRESIDENT OF THE MAINE AFL-CIO**

WHEREAS, Benjamin Josiah Dorsky immigrated with his family from Russia to Maine in the early 1900's; and

WHEREAS, Benjamin Josiah Dorsky joined the Theatrical Stage Employees and Moving Picture Machine Operators' Union, Local 198, in 1920 as a freshman in high school; and

WHEREAS, Benjamin Josiah Dorsky has served as legislative agent for the Maine Federated Labor Council since 1933; and

WHEREAS, Benjamin Josiah Dorsky organized and served as the first President of the Bangor Central Labor Council in 1935; and

WHEREAS, Benjamin Josiah Dorsky has served as President of the Maine Labor Council, American Federation of Labor, since 1937, and the Maine Federation of Labor Council, AFL-CIO since 1956; and

WHEREAS, Benjamin Josiah Dorsky served with singular distinction during a lifetime of dedicated service to working men and women; and

WHEREAS, Benjamin Josiah Dorsky is retiring in February of 1979 and leaving as a legacy a benchmark against which all future labor leaders shall be measured; now, therefore, be it

RESOLVED: That We, the Members of the 109th Legislature assembled in the first regular session, extend our heartiest congratulations upon this great occasion; and be it further

RESOLVED: That duly attested copies of this Resolution be transmitted forthwith by the Secretary of State to Mr. Benjamin Josiah Dorsky and his family.

(H. P. 81)

Comes from the House, Read and Adopted.

Which was Read and Adopted in concurrence.

The Adjournment Order having been returned from the House, Read and Passed, on motion by Senator Pierce of Kennebec, the Senate adjourned until, January 16, 1979, at 10 o'clock in the morning.