

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
April 10, 1979

Senate called to Order by the President.

Prayer by Reverend Howell K. Lind, Winthrop Street Universalist Church in Augusta.

Reverend LIND: O nurturing life of the human spirit, these men and women come together from the separateness of their individual lives, in order to dedicate themselves anew in the service of the people of Maine. Their responsibilities are not always clear, their understanding and sagacious foresight are often dim, yet we all feel the call of greatness in their assembly together, urging onward their highest and best efforts to do the work before them. In the spirit of seeking insight and understanding upon the labors of this Senate, and in the spirit of uncovering for each individual here present a clearness of purpose and intent, we invoke the blessings of the Divine upon this Session, and upon each individual's efforts to aid in achieving the best and the highest for the people they represent, Amen.

Reading of the Journal of yesterday.

(Off Record Remarks)

Senator Danton of York was granted unanimous consent to address the Senate, Off the Record.

The President would ask the Sergeant-at-Arms to escort the Senator from Knox, Senator Collins to the rostrum to assume the duties of the President Pro-Tem.

The Sergeant-at-Arms escorted the Senator from Knox, Senator Collins to the rostrum, where he acted as President Pro-Tem.

The Sergeant-at-Arms escorted the President to the seat assigned to the Senator from Kennebec, Senator Katz.

Papers from the House
Joint Order

An Expression of Legislative Sentiment recognizing that:

D. Robert Brown, of South Portland, who led the South Portland Red Riots to the State Class A Basketball Championship, has been named coach of the year by the coaches of the Big 8 Basketball Conference. . . (H. P. 1296)

Comes from the House, Read and Passed. Which was Read. On motion of Senator Gill, of Cumberland, Passed in concurrence.

Joint Order

WHEREAS, the dramatic expansion of government in recent years has been accompanied by the generation of vast quantities of paper; and

WHEREAS, although it is certain that the generation and long-term retention of much of this paper is unnecessary, it is equally certain that at least some of it is essential to the operation of government, for communication and records purposes; and

WHEREAS, the state currently has a very minimal records management program, conducted mainly by the State Archivist; and

WHEREAS, it is in the interest of the State to study the records management function because of the obvious opportunities to reduce paperwork, save money and improve communication; now, therefore, be it

ORDERED, the Senate concurring, subject to the Legislative Council's review and determinations hereinafter provided, that the Joint Standing Committee on State Government shall study the records management function of the State Government, the study to include at a minimum the following:

1. An analysis of current programs of records management, including those conducted

under the State Archivist and in other state agencies;

2. An evaluation of the costs and benefits of a significantly expanded records management program. The program should involve, at a minimum, retention and disposition schedules for records, improvements in forms and files, and records storage and retrieval. In addition, the program should encourage and offer assistance in the use of modern records management practices in all state agencies.

3. An analysis of the appropriate organizational location of the records management function, including: the advisability of a centralized versus decentralized function; and organizational and other arrangements which may improve service and provide opportunities for receipt of federal funds; and

4. The recommendations of the committee; and be it further

ORDERED, that the committee report its findings and recommendations together with all necessary implementing legislation in accordance with the Joint Rules to the Legislative Council no later than January 1, 1980, for submission in final form at the Second Regular Session of the 109th Legislature; and be it further

ORDERED, that the Legislative Council, before implementing this study and determining an appropriate level of funding, shall first ensure that this directive can be accomplished within the limits of available resources, that it is combined with other initiatives similar in scope to avoid duplication and that its purpose is within the best interests of the State; and be it further

ORDERED, that the Secretary of State and any other state agency or officer shall provide any assistance deemed necessary by the committee in undertaking this study; and be it further

ORDERED, upon passage in concurrence, that suitable copies of this Order be transmitted forthwith to the agencies as notice of this directive. (H. P. 1295)

Comes from the House, Read and Passed.

Which was Read.

On Motion by Senator Sewall of Penobscot, Tabled pending Passage.

House Papers

Bill "An Act Concerning the Salaries which may be Earned by Retired Teachers Losing Benefits." (H. P. 1292) (L. D. 1552)

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 Require Disclosure of Certain Information to Prospective Purchasers of Life Insurance." (H. P. 1276) (L. D. 1555)

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 to Provide for the Withdrawal of a Unit from a School Administrative District." (H. P. 1268) (L. D. 1550)

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

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

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. 1254) (L. D. 1554)

Comes from the House, referred to the Com-

mittee 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 Preventing the Release of Names of Victims of Crimes." (H. P. 1293) (L. D. 1553)

Comes 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.

Bill, "An Act to Establish a Maine Labor Relations Law." (H. P. 1269) (L. D. 1551)

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.

SENATE CHAMBER
President's Office

April 9, 1979

Honorable Roland Sutton
Honorable Jasper Wyman
Chairmen, Labor Committee
State House
Augusta, Maine 04333

Please be advised that Governor Joseph E. Brennan is nominating Gary F. Thorne of Old Town to serve as the public alternate member of the Maine Labor Relations Board.

Pursuant to Title 26 MRSA, Section 968, this nomination will require review by the Joint Standing Committee on Labor and confirmation by the Senate.

Sincerely,
JOSEPH SEWALL
President of the Senate
JOHN MARTIN
Speaker of the House
(S. P. 497)

Which was Read and Referred to the Committee on Labor.

Sent down for concurrence.

Order

On motion by Senator Conley of Cumberland, cosponsored by Senator Clark from Cumberland, Senator Gill from Cumberland, and Senator Trafton from Androscoggin

ORDERED, that the Senate Rules be amended by adding a new Senate Rule 39 to read:

39. No smoking shall be allowed within the Senate chamber while the Senate is in session.

Which was read.

The PRESIDENT pro tem: The Chair recognizes the Senator from Penobscot, Senator Devoe.

Senator DEVOE: Mr. President, I move that this order be Tabled until Tuesday next.

The PRESIDENT pro tem: The Senator from Penobscot, Senator Devoe moves that this Order be tabled until Tuesday next.

The Chair recognizes the Senator from Cumberland, Senator Conley.

Senator CONLEY: Mr. President, I request a Division.

The PRESIDENT pro tem: A Division has been requested.

Will all those Senators in favor of the Motion to Table this Order until Tuesday next, please rise in their places to be counted.

The Chair recognizes the Senator from Cumberland, Senator Conley.

Senator CONLEY: Mr. President, I request a Roll Call.

The PRESIDENT pro tem: 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 Senators 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 the Senator from Penobscot, Senator Devoe, that this Senate Order affecting Rule 39 be Tabled until Tuesday next.

A Yes vote will be in favor of the Motion to Table.

A No vote will be opposed.

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEA — Ault, Chapman, Devoe, Huber, Lovell, McBreairty, O'Leary, Perkins, Shute, Sutton, Trotzky, Sewall

NAY — Carpenter, Clark, Collins, Conley, Danton, Emerson, Farley, Gill, Hichens, Minkowsky, Najarian, Pray, Teague, Trafton, Usher

ABSENT — Cote, Katz, Martin, Pierce, Redmond, Silverman

A Roll Call was had.

12 Senators having voted in the affirmative and 15 Senators in the negative, and 6 Senators being absent, the Motion to Table does not prevail.

The Chair recognizes the Senator from Oxford, Senator O'Leary.

Senator O'LEARY: Mr. President, I move this item lie on the Table 1 Legislative Day.

The PRESIDENT pro tem: The Senator from Oxford Senator O'Leary, moves that this matter lie on the Table for 1 Legislative Day.

The Chair recognizes the Senator from Cumberland, Senator Conley.

Senator CONLEY: Mr. President, I request a Division.

The PRESIDENT pro tem: A Division has been requested.

Will all those Senators in favor of the Motion to Table for 1 Legislative Day, please rise in their places to be counted.

The Chair recognizes the Senator from Cumberland, Senator Conley.

Senator CONLEY: Mr. President, I request a Roll Call.

The PRESIDENT pro tem: 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 Senators 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 of the Senator from Oxford, Senator O'Leary, that this order lie on the Table for 1 Legislative Day.

A Yes vote will be in favor of Tabling this Order.

A No vote will be opposed.

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEA — Ault, Chapman, Devoe, Huber, Lovell, McBreairty, Najarian, O'Leary, Perkins, Shute, Sutton, Trotzky, Sewall

NAY — Carpenter, Clark, Collins, Conley, Danton, Emerson, Farley, Gill, Hichens, Minkowsky, Pray, Teague, Trafton, Usher

ABSENT — Cote, Katz, Martin, Pierce, Redmond, Silverman

A Roll Call was had.

13 Senators having voted in the affirmative and 14 Senators in the negative, and 6 Senators being absent, the Motion to Table does not prevail.

Is it now the pleasure of the Senate that this order receive passage?

The Chair recognizes the Senator from Penobscot, Senator Pray.

Senator PRAY: Mr. President, I request a Division.

The PRESIDENT pro tem: A Division has been requested.

Will all those Senators in favor of passage of this motion, please rise in their places to be

counted.

The Chair recognizes the Senator from Cumberland, Senator Conley.

Senator CONLEY: Mr. President, I request a Roll Call.

The PRESIDENT pro tem: A Roll Call has been requested.

The Chair recognizes the Senator from Penobscot, Senator Pray.

Senator PRAY: Mr. President, I request this lie on the Table until later in today's Session.

The PRESIDENT pro tem: The Chair recognizes the Senator from Cumberland, Senator Conley.

Senator CONLEY: Mr. President, I request a Roll Call.

The PRESIDENT pro tem: 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 Senators 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 the Senator from Penobscot, Senator Pray, that this matter lie on the Table until later in today's session.

A Yes vote will be in favor of Tabling.

A No vote will be opposed.

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEA — Ault, Devoe, Huber, Lovell, McBreairty, O'Leary, Perkins, Pray, Shute, Sutton, Trotzky, Sewall.

NAY — Carpenter, Chapman, Clark, Collins, Conley, Danton, Emerson, Farley, Gill, Hichens, Minkowsky, Najarian, Teague, Trafton, Usher.

ABSENT — Cote, Katz, Martin, Pierce, Redmond, Silverman.

A Roll Call was had.

12 Senators having voted in the affirmative and 15 Senators in the negative, and 6 Senators being absent, the Motion does not prevail.

Is it now the pleasure of the Senate that this Order receive Passage?

It is a vote.

The Chair recognizes the Senator from Cumberland, Senator Conley.

Senator CONLEY: Mr. President, having voted on the prevailing side, I now move reconsideration and I would urge you to vote against the motion.

The PRESIDENT pro tem: The Senator from Cumberland, Senator Conley moves that the Senate Reconsider its action whereby this order was passed.

Will all those Senators in favor of Reconsideration please say Yes.

Will all those Senators opposed please say No.

A Viva Voce Vote being had.

The Motion to Reconsider does not Prevail.

Committee Reports

House

Leave to Withdraw

The Committee on Aging, Retirement and Veterans on, Bill, "An Act Pertaining to Ordinary Death Benefits under the Maine State Retirement System." (H. P. 229) (L. D. 276)

Reported that the same be granted Leave to Withdraw.

Comes from the House, the Report Read and Accepted.

The Committee on Aging, Retirement and Veterans on, RESOLVE, to Provide Minimum Retirement Benefits for Alfred R. Skolfield of Corinth. (H. P. 924) (L. D. 1139)

Reported that the same be granted Leave to Withdraw.

Comes from the House, the Report Read and Accepted.

The Committee on Aging, Retirement and

Veterans on, Bill, "An Act Pertaining to Ordinary Death Benefits Under the Maine State Retirement System." (H. P. 261) (L. D. 337)

Reported that the same be granted Leave to Withdraw.

Comes from the House, the Report Read and Accepted.

The Committee on Business Legislation on, Bill, "An Act to Expand the Forms of Deferred Compensation Under the Deferred Compensation Plan." (H. P. 517) (L. D. 660)

Reported that the same be granted Leave to Withdraw.

Comes from the House, the Report Read and Accepted.

The Committee on Energy and Natural Resources on, Bill, "An Act to Forbid the Use of Pesticides Containing Dioxin." (H. P. 735) (L. D. 922)

Reported that the same be granted Leave to Withdraw.

Comes from the House, the Report Read and Accepted.

The Committee on Health and Institutional Services on, Bill, "An Act Relating to Permissive Use of Drugs." (H. P. 804) (L. D. 1007)

Reported that the same be granted Leave to Withdraw.

Comes from the House, the Report Read and Accepted.

The Committee on Health and Institutional Services on, Bill, "An Act Concerning Transfer of Assets for the Purpose of Qualifying for Medical Assistance." (H. P. 1088) (L. D. 1354)

Reported that the same be granted Leave to Withdraw.

Comes from the House, the Report Read and Accepted.

The Committee on Health and Institutional Services on, Bill, "An Act Requiring Medicaid Recipients to Aid in the Payment of Medical Services." (H. P. 909) (L. D. 1122)

Reported that the same be granted Leave to Withdraw.

Comes from the House, the Report Read and Accepted.

The Committee on Local and County Government on, Bill, "An Act to Increase Recording Fees for the Registry of Deeds." (H. P. 348) (L. D. 447)

Reported that the same be granted Leave to Withdraw.

Comes from the House, the Report Read and Accepted.

The Committee on Local and County Government on, Bill, "An Act to Provide Accounting Services for County Governments." (H. P. 978) (L. D. 1219)

Reported that the same be granted Leave to Withdraw.

Comes from the House, the Report Read and Accepted.

The Committee on State Government on, Bill, "An Act Relating to the Procurement of Engineer and Architectural Services by State Government Agencies." (H. P. 53) (L. D. 62)

Reported that the same be granted Leave to Withdraw.

Comes from the House, the Report Read and Accepted.

The Committee on State Government on, RESOLUTION, Proposing an Amendment to the Constitution of Maine to Remove the Attorney General, Secretary of State and Treasurer of State as Constitutional Officers. (H. P. 847) (L. D. 1088)

Reported that the same be granted Leave to Withdraw.

Comes from the House, the Report Read and Accepted.

The Committee on Transportation on, Bill, "An Act to Exempt School Buses from Tolls on the Maine Turnpike." (H. P. 550) (L. D. 681)

Reported that the same be granted Leave to Withdraw.

Comes from the House, the Report Read and Accepted.

Which Reports were Read and Accepted, in concurrence.

Ought to Pass

The Committee on Transportation on, Bill, "An Act Concerning 8-Year Semitrailer Registration." (Emergency) (H. P. 578) (L. D. 726) Reported that the same Ought to Pass.

Comes from the House, the Report Read and Accepted, and the Bill Passed to be Engrossed. Which Report was Read and Accepted in concurrence, and the Bill Read Once and tomorrow assigned for Second Reading.

Ought to Pass — As Amended

The Committee on Judiciary on, Bill, "An Act to Prohibit an Intentional Attempt to Elude a Police Officer through High-speed Driving." (H. P. 543) (L. D. 674)

Reported that the same Ought to Pass as amended by Committee Amendment "A" (H-182)

Comes from the House, the Bill Passed to be engrossed as amended by Committee Amendment "A".

Which Report was Read.

The PRESIDENT pro tem: Is it the pleasure of the Senate to accept the Ought to Pass, as amended Report of the Committee?

The Chair recognizes the Senator from Cumberland, Senator Conley.

Senator CONLEY: Mr. President, I move that this Bill and all its accompanying papers be Indefinitely Postponed.

The PRESIDENT pro tem: The Senator from Cumberland, Senator Conley moves that L. D. 674 be Indefinitely Postponed. Is this the pleasure of the Senate?

The Chair recognizes the Senator from Penobscot, Senator Devoe.

Senator DEVOE: Just a point of inquiry, Mr. President, may I inquire of the good Senator from Cumberland, Senator Conley, his opposition to this Bill, can he give us the reasons for Indefinitely Postponing this?

The PRESIDENT pro tem: The Chair recognizes the Senator from Cumberland, Senator Conley.

Senator CONLEY: I have a great deal of concern with respect to some of the high speed chases that presently take place on our highways. It just appears to me that to have this statute put on only encourages the Police themselves to feel that they have one more chance to nail this individual, if he is, in fact, brought into custody, because of the fact that he failed.

I would not want to see any type of Legislation that would encourage this type of high speed on the part of the Police. It seems to me that today with all the mechanisms that we have, the electronics, etc., that there's really no reason for us today to encourage or even to have high speed chases throughout our State.

We've had several of them just recently, most recently in our area of the State, and it just bothers me to think that ordinary citizens of the community's lives are placed in jeopardy, and I just look upon this particular piece of legislation as one that encourages this type of thing.

The PRESIDENT pro tem: The pending motion is the motion by the Senator from Cumberland, Senator Conley, that this bill and all its accompanying papers be Indefinitely postponed.

The Chair recognizes the Senator from Penobscot, Senator Sewall.

Senator SEWALL: Mr. President, I request a Division.

The PRESIDENT pro tem: A Division has been requested.

Will all those Senators in favor of the Motion to Indefinitely Postpone, please rise in their places to be counted.

Will all those Senators opposed, please rise in their places to be counted.

5 Senators having voted in the affirmative and 17 Senators in the negative, the Motion to Indefinitely Postpone does not prevail.

The Ought to Pass, as amended, Report of the Committee, Accepted, in concurrence.

The Bill Read Once. Committee Amendment "A" Read and Adopted, in concurrence, and the Bill, as amended, tomorrow assigned for Second Reading.

The Committee on Transportation on, Bill, "An Act to Compensate for Certain Wells within Highway Rights-of-Way." (H. P. 536) (L. D. 657)

Reported that the same Ought to Pass as amended by Committee Amendment "A" (H-177)

Comes from the House, the Bill Passed to be Engrossed as amended by Committee Amendment "A".

The Committee on Transportation on, Bill, "An Act Relating to Weight Imparted by Tire Width of Tires on Certain Farm Trucks." (H. P. 231) (L. D. 336)

Reported that the same Ought to Pass as amended by Committee Amendment "A" (H-178)

Comes from the House, the Bill Passed to be Engrossed as amended by Committee Amendment "A".

Which Reports were Read and Accepted in Concurrence, and the Bills Read Once. Committee Amendments "A" were Read and Adopted in concurrence, and the Bills, as amended, tomorrow assigned for Second Reading.

Senate**Leave to Withdraw**

Senator Sutton for the Committee on Labor on, Bill, "An Act to Provide for Extension of the Time Period During which Notice must be Given under the Workers' Compensation Act." (S. P. 278) (L. D. 846)

Reported that the same be granted Leave to Withdraw.

Which Report was Read.

The PRESIDENT pro tem: The Chair recognizes the Senator from Penobscot, Senator Pray.

Senator PRAY: Mr. President, I move we substitute the Bill for the Committee report.

The PRESIDENT pro tem: The Senator from Penobscot, Senator Pray, moves that the Bill be Substituted for the Report.

The Chair recognizes the Senator from Oxford, Senator Sutton.

Senator SUTTON: Mr. President, Ladies and Gentlemen of the Senate: I would oppose this motion. This piece of legislation was heard before our committee, after it was heard there was a discussion, it was the feeling of the Committee that this was a piece of Legislation that was not needed, and was proposed to come out with the unanimous Ought Not to Pass.

At that time the Chairman asked the sponsor, the good Senator from Cumberland, Senator Usher, if this was all right. The answer was, "Yes, and I do not have any reason to believe that we'll not have a Majority Ought Not to Pass Report. It'll just take up more of our time in the future."

The PRESIDENT pro tem: The Chair recognizes the Senator from Penobscot, Senator Pray.

On motion by Senator Pray of Penobscot, tabled until later in today's session pending the motion by Senator Pray of Penobscot to substitute the Bill for the Report.

(Off Record Remarks)**Second Reader**

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

House

Bill, "An Act Relating to Lines of Credit Authority of Credit Unions." (H. P. 485) (L. D. 615)

Bill, "An Act Relating to Guaranty Fund Requirements for Credit Unions." (H. P. 484) (L. D. 614)

Bill, "An Act Concerning the Degree of Flammability of Insulation Installed in Resi-

dences." (H. P. 412) (L. D. 513)

Bill, "An Act Concerning Nomination of Candidates for Municipal Offices." (H. P. 8) (L. D. 17)

Bill, "An Act to Eliminate the Requirement that Judicial Department Payrolls be Approved by the Commissioner of Personnel." (H. P. 813) (L. D. 1015)

Bill, "An Act to Eliminate the Requirement that all Personnel Actions for the Judicial Department be Reported to the Commissioner of Personnel." (H. P. 812) (L. D. 1014)

Bill, "An Act Concerning the Term of Office of Plantation Assessors." (H. P. 651) (L. D. 804)

Bill, "An Act to Amend the Excise Tax on Certain Pickup Trucks." (H. P. 763) (L. D. 943)

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

House — As Amended

Bill, "An Act to Create a Lake Restoration Fund." (H. P. 734) (L. D. 921)

Bill, "An Act to Abolish County Subsidies to the Superior Court System." (H. P. 597) (L. D. 741)

Bill, "An Act Relating to Attorney's Fees when Expenses are Paid in Workers' Compensation Cases." (H. P. 421) (L. D. 516)

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

Senate

Bill, "An Act Concerning the Reason for Nonrenewal of Policies Under the Maine Property Insurance Cancellation Control Act." (S. P. 392) (L. D. 1196)

Bill, "An Act to Exempt Automobile Assigned Risk Policies from the Countersignature Requirements." (S. P. 393) (L. D. 1197)

Bill, "An Act to Aid Recovery of Medicaid Funds." (S. P. 408) (L. D. 1254)

Bill, "An Act to Provide for Metric Measurements." (S. P. 286) (L. D. 856)

Bill, "An Act to Allow Reduced Pricing of Discontinued Liquor Items." (Emergency) (S. P. 290) (L. D. 852)

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

Sent down for concurrence.

Senate — As Amended

Bill, "An Act Appropriating Funds to Allow Maine State Retirement Members a Cost-of-Living Increase in Benefits." (S. P. 189) (L. D. 456)

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

Sent down for concurrence.

Enactors

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

An Act to Provide for Art in Public Buildings and Other Facilities. (H. P. 1071) (L. D. 1224)

The PRESIDENT pro tem: The Chair recognizes the Senator from Cumberland, Senator Huber.

Senator HUBER: Mr. President, I move that L. D. 1224 be placed on the Special Appropriations Table.

The PRESIDENT pro tem: The Senator from Cumberland, Senator Huber, moves that L. D. 1224 be placed on the Special Appropriations Table. Is this the pleasure of the Senate?

The Chair recognizes the Senator from Waldo, Senator Shute.

Senator SHUTE: I move this item be Tabled 2 days.

The PRESIDENT pro tem: the Senator from Waldo, Senator Shute, moves that this be Tabled for 2 Legislative Days.

The Chair would rule that the motion by the Senator from Waldo, Senator Shute, is not in order at this time.

The Chair recognizes the Senator from Waldo, Senator Shute.

Senator SHUTE: I move the Rules be Sus-

pending.

The PRESIDENT pro tem: The Senator from Waldo, Senator Shute, moves that the Rules be Suspended.

The Chair recognizes the Senator from Cumberland, Senator Huber.

Senator HUBER: I request a Division.

The PRESIDENT pro tem: A Division has been requested.

The pending motion is that the Senate Suspend its Rules.

Will all those Senators in favor of Suspending the Rules please rise in their places to be counted.

Will all those Senators opposed, please rise in their places to be counted.

5 Senators having voted in the affirmative and 17 Senators in the negative, the motion to Suspend the Rules does not prevail.

The pending motion is the motion by the Senator from Cumberland, Senator Huber, that this matter be placed on the Special Appropriations Table.

The Chair will order a Division.

Will all those Senators in favor of the motion to place this item on the Special Appropriations Table, please rise in their places to be counted.

Will all those Senators opposed, please rise in their places to be counted.

15 Senators having voted in the affirmative and 11 Senators in the negative, the motion by Senator Huber of Cumberland to place this on the Special Appropriations Table, pending Enactment, does prevail.

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

An Act to Limit the Number and Location of Agency Stores under the Statutes Relating to Alcoholic Beverages. (S. P. 217) (L. D. 602)

An Act to Clarify the Rule-making Procedure of the Commissioner of Public Safety. (H. P. 549) (L. D. 680)

An Act to Encourage Retraining of Handicapped Workers. (S. P. 164) (L. D. 368)

An Act to Amend the Membership and the Legislative Mandate of the Capitol Planning Commission. (H. P. 476) (L. D. 593)

An Act to Amend the Requirements for Registration of Professional Foresters. (H. P. 82) (L. D. 93)

Which were Passed to be Enacted and having been signed by the President, were by the Secretary presented to the Governor for his approval.

An Act to Adjust the Penalty Assessed Against Small Employers under the Employment Security Law. (H. P. 310) (L. D. 400)

The PRESIDENT pro tem: The Chair recognizes the Senator from Oxford, Senator Sutton.

Senator SUTTON: Mr. President, I might have done this wrong and if I did, I apologize, but I would like to read into the Record the intention of this particular bill. There seems to be some question about it and as Chairman of the Labor Committee, I would like the Record to read exactly what the intention of the Committee was in this regard.

This particular Bill has to do with a penalty for the late filing of quarterly Unemployment Compensation Tax to the State. The law now reads that there will be a 5% penalty assessed plus interest if the quarterly payment is not made.

This particular bill, as amended, has addressed itself to the payment during the first 30 days, because small businessmen, particularly, this is sometimes overlooked for various reasons, and it was the intent of the Committee to make a penalty if the payment is paid in the first 30 days, of 2%. If the penalty wasn't paid in 30 days, then the penalty would become 5% and this would not be in addition to the 2% but the penalty would revert, as it now states in the law, that the penalty would be 5%. There is no intention to make it 7%, 2% of the penalty is

paid during the first 30 days and if it's not paid then, the penalty would then be a total of 5%.

Which was Passed to be Enacted and having been signed by the President, was by the Secretary presented to the Governor for his approval.

RESOLVE, Authorizing the State Tax Assessor to Convey the Interest of the State in Certain Lands in the Town of Atkinson, Piscataquis County and St. John Plantation in Aroostook County and the Unorganized Territory. (H. P. 1264) (L. D. 1448)

Which was Finally Passed and having been signed by the President, was by the Secretary presented to the Governor for his approval.

Emergency

An Act to Provide Compensation and Benefits Agreed to by the State and the Maine Teachers' Association for Employees in the Bargaining Unit of Instructors at the Vocational-Technical Institutes and the School of Practical Nursing. (H. P. 1119) (L. D. 1284)

This being an emergency measure and having received the affirmative votes of 25 members of the Senate, was Passed to be Enacted, and having been signed by the President, was by the Secretary presented to the Governor for his approval.

Senator Carpenter of Aroostook, was granted unanimous consent to address the Senate, on the record.

Senator CARPENTER: Mr. President, Ladies and Gentlemen of the Senate: Looking at Item 8-10 and sitting here this morning trying to quickly skim through this State Employees Contract, the MSEA Contract, which is presently on the Table, Unassigned. A couple of questions came to mind, and I guess I would just like to make a couple of comments, and then pose some questions.

It seems to me that this issue has been sitting around here now for 18 months, plus 3 or 4 days, and I'm a little bit concerned.

I'm getting a lot of phone calls and messages from constituents in my District asking me what's going to happen, what is happening, and why don't I do something about it.

We stood here last Thursday evening, we heard the Majority Floor Leader say that this item was going to be amended, and then Tabled, and then they were going to go talk to the Governor. I think that has been done, I think the message has been delivered.

Yesterday there were meetings, I know with the Commissioner of Manpower Affairs to try to clarify exactly what the law and also the collective bargaining process means or should mean, here in the State of Maine. This morning my caucus met with the Commissioner of Manpower Affairs. I guess the questions that I have are basically, where are we today? I don't see anybody moving to remove this Item from the Table or to do anything about it. I checked with the MSEA people and they're not in negotiations or in discussion with anybody. I'd like to have somebody, perhaps the Majority Leader Pro-Tem or one of the other Senators, I'd like to have somebody tell me exactly where we are on this issue, what is anticipated will be happening with this issue, and when this anticipated action will take place? Are we going to sit here until the end of the session, are we going to sit here another day, another week, what does it look like? I'm not asking for a commitment on anybody's part, but I sincerely and seriously would like to have an answer that I can go back to my people and say, Yes, I think you'll know one way or the other next week, next month, next year, or whenever.

If there are negotiations or discussions going on I'd kind of like to be let in on the process. If we're awaiting some dramatic new development I'd like to have that question answered also. So I would appreciate it very much if somebody could just give me a rough outline of

exactly what we're looking at in terms of time frame one way or the other. Thank you.

Senator Sewall of Penobscot, was granted unanimous consent to address the Senate, on the record.

Senator SEWALL: Mr. President, and Members of the Senate: In reference to the questions of the good Senator from Aroostook, Senator Carpenter, which certainly are reasonable questions, I would advise the Senate that we have requested from the Chief Executive an Engrossed copy, if you will, of one of the several contracts, of which we understand there are 5, involved in the negotiations. To date we've seen 1 draft copy dated April 2, with some amendments dated April 5, and we feel that it's not unreasonable to request a final copy. A final copy of one of the proposed contracts which we would assume would be a prototype contract, we understand that each of these contracts involved is around 60 pages of documentation, and so that in total there are some 300 pages of contractual agreements under discussion here.

As a case in point of human fallibility, I would point out that Item 8-10, which was just passed, enacted as an Emergency Measure and gave pay raises to the various teachers in the VTI's and so on, this particular document, which was not anywhere near as large as the one we are being asked to approve, did have an error in excess of \$700,000. In the original bill this was corrected, fortunately it was caught by the Appropriations Committee, and corrected by a Committee Amendment, in the amount of \$700,000.

All I would point out is that all of us are human and mistakes can be made. We would like to read one of the final contracts before we approve or take off from the table the document under discussion.

I can assure the good Senator from Aroostook and the other Senators present that as soon as we have seen one of these and our people say that it is correct and proper, and there are no other mistakes in it, the document in question will be removed from the Table and sent on its way.

Orders of the Day

On Motion by Senator Pray of Penobscot, the Senate voted to take from the table:

Bill, "An Act to Provide for Extension of the Time Period During which Notice must be Given under the Workers' Compensation Act." (S. P. 278) (L. D. 846), tabled earlier in today's session, pending the motion by Senator Pray of Penobscot, that the Bill be substituted for the Committee Report.

The PRESIDENT pro tem: The Chair recognizes the Senator from Penobscot, Senator Pray.

Senator PRAY: Mr. President I would like to pose a question through the Chair to the Chairman of the Labor Committee, the Senator from Oxford, Senator Sutton, who states that he is opposed to the Bill, if he would give this body, share with the body his reasons for opposition?

The PRESIDENT pro tem: The Senator from Penobscot, Senator Pray, has posed a question through the Chair to any Senator who may care to answer.

The pending question before the Senate is the motion by the Senator from Penobscot, Senator Pray, to substitute the Bill for the Committee Report, with respect to L. D. 846.

The Chair will order a Division.

Will all those Senators in favor of the Motion to Substitute the Bill for the Report, please rise in their places to be counted.

Will all those Senators opposed, please rise in their places to be counted.

The Chair recognizes the Senator from Penobscot, Senator Pray.

Senator PRAY: I request a Roll Call.

The PRESIDENT pro tem: 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 Senators 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 Chair recognizes the Senator from Penobscot, Senator Pray.

Senator PRAY: Mr. President and Members of the Senate: So that some of the colleagues here in this body will know exactly what they are voting on, and I notice that not too many people reached for the LD books to see what the Bill does, or see what is before us, under present statutes when an individual is injured he has 30 days to report that accident. This Bill would allow 60 days to report that accident.

The PRESIDENT pro tem: The Chair recognizes the Senator from Oxford, Senator Sutton.

Senator SUTTON: Mr. President and Ladies and Gentlemen of the Senate: We have heard an awful lot about the work of committees, and how it is important that they do their job.

The Labor Committee does not seem to come under that heading in that we have done our jobs, and the good Senator from Penobscot, who graces our presence occasionally, does not seem to want to go along with the other 12 people on the committee.

There is absolutely no need for this, there is a provision in there that, if for any good reason, such as an employee not knowing that he has been hurt on the job, or for an employee failing to report for any good reason, he is still covered. This is not done in most states, in fact some states allow from 24 to 48 hours. After a lot of discussion, we found that our law covered our employees in case of accident in every regard.

The PRESIDENT pro tem: The Chair recognizes the Senator from Penobscot, Senator Pray.

Senator PRAY: Mr. President and Members of the Senate: I happened to be there the day that this bill was discussed and I said that I would sign out a divided report on an ought to pass jacket. Today I was rather surprised when I came in and I saw this item on the calendar.

Seemingly the committee process has broken down somewhere, I do not believe that it was a unanimous decision by the remaining 12 members of that committee, on an ought not to pass report. I believe that so strongly that I am willing to withdraw my motion to substitute the Bill for the Committee Report and recommit the Report to Committee, and let the committee do its work.

For those of you who are concerned about fraudulent claims, I do not care if it is 5 days, 24 hours or 1 hour, you are going to have the fraudulent claims.

We are talking about individuals who are hurt, and we are talking about the Maine working people and I think that all of us are a little bit familiar with the Maine working people, they are a great group, hard laborers, and intentionally do not try to make fraudulent claims against the state or workmen's compensation or anything else.

Many of these individuals might receive a small bump on the head, bang a knee, or do something and they try to work it off. It is only after a time period that perhaps that leg stiffens up or something develops. I think that the Bill that is before us today addresses that situation.

The last thing that I remember in the Labor Committee, we were talking about possibly amending it down to be a little bit more pleasing to the Chairman of that Committee, to 45 days.

At that time he stated that he did not know where he was going to be on the issue. Again as I said the next thing I do is I turn around and see that it is out here on Leave to Withdraw Report.

The PRESIDENT pro tem: The Chair recognizes the Senator from York, Senator Lovell.

Senator LOVELL: As a member of the Labor Committee, I was there when that Bill was heard and I think that the conditions of 30 days is sufficient for a worker to report an accident, so I would request a Division on the motion.

The PRESIDENT pro tem: A Roll Call has been requested.

The Chair recognizes the Senator from Penobscot, Senator Pray. For what reasons does the Senator rise?

Senator PRAY: Mr. President, I believe that I have only spoken twice on the issue thus far, I would address the issue before us.

The PRESIDENT pro tem: The Senator has the floor.

Senator PRAY: Thank you, Mr. President. Mr. President and Members of the Senate: I have no doubt on the outcome of this Bill. It has been procedure throughout the entire session, but I am happy to say at least once in a while, somebody will stand up and state their position as to why they oppose it.

As a member of the Labor Committee, I have discussed a number of bills that seem to come down on political lines, and become controversial.

Somewhere along the establishment of the political parties, there seemed to have been adopted, that Democrats support labor, and Republicans oppose it.

Now I do not believe that is true by party lines, but time and time again we have seen in this chamber, when an issue comes up, a question is asked there is no answer to, only one side of the issue is explained and then it is right straight down the party lines.

I think that there is a certain amount of accountability to this Chamber, and I would hope that in the future, that more accountability than what we have seen in the past would occur.

The PRESIDENT pro tem: A Roll Call has been ordered. The suggestion by the Senator from Penobscot, Senator Pray, that this Bill be recommitted to Committee is not in order.

The pending question before the Senate is the motion by the Senator from Penobscot, Senator Pray that this Bill be substituted for the Report.

A Yes vote will be in favor of substituting the Bill for the Report.

A No vote will be opposed.

The Doorkeepers will secure the Chamber.

The Chair recognizes the Senator from York, Senator Danton.

Senator DANTON: Mr. President, in my absence I have not kept up with the Bills, and there are some questions that I would like to ask on this one.

First I would like to ask from the Senator that sponsored this Bill, if it is his wish to ask for a Leave to Withdraw? Obviously it must have been that is why it is on the calendar, in that manner.

Secondly, if it was his wish did he feel that the 30 day period was ample and that 60 days were not needed?

The PRESIDENT pro tem: The Senator from York, Senator Danton, has posed a question through the Chair to any Senator who may care to answer.

The Chair recognizes the Senator from Cumberland, Senator Usher.

Senator USHER: Mr. President and Members of the Senate: In response to the good Senator from York, over a week ago, I was contacted by a representative of Senator Sutton, from the Labor Committee. This person stated "it looks like a unanimous ought not to pass report, would you like to have a leave to withdraw?"

I say, if that is the way the Committee feels, I will take a leave to withdraw. Then recently, I was just confronted by one committee member who said that he had agreed to sign the Minority Report.

On the 30 to 60 days, when I presented the Bill, there were a few cases, as I stated, in testimony that I felt needed over 30 days, and even if the committee saw fit to adjust it to 45 days, it would be very helpful on back injuries. I believe that there were a couple of cases that we had in our area, and this is why they wanted an extension on the Bill.

The PRESIDENT pro tem: The Chair recognizes the Senator from Oxford, Senator Sutton.

Senator SUTTON: As so often is the case, we are all trying to make out as not knowing where we are coming from half the time and I am really getting sick of it.

Under Section 2 of this Bill, it says that any time during which an employee is unable by reasons of physical or mental incapacity to give said notice or fails to do so on account of mistake of fact. That phrase "fails to do so on account of mistake of fact", has been interpreted to cover all the types of reasons that are being brought up such as "I did not know that I hurt myself."

The PRESIDENT pro tem: A Roll Call has been ordered.

The Secretary will call the Roll.

ROLL CALL

YEA — Carpenter, Clark, Conley, O'Leary, Pray, Trafton, Usher

NAY — Ault, Chapman, Collins, Danton, Devoe, Emerson, Farley, Gill, Hichens, Huber, Lovell, McBreairey, Najarian, Perkins, Shute, Sutton, Teague, Trotzky, Sewall

ABSENT — Cote, Katz, Martin, Minkowsky, Pierce, Redmond, Silverman

A Roll Call was had.

7 Senators having voted in the affirmative and 19 Senators in the negative with 7 Senators being absent, the Motion does not prevail.

The Leave to Withdraw Report of the Committee, Accepted.

Sent down for concurrence.

The President pro tem laid before the Senate the First Tabled and specially assigned matter:

Bill, "An Act Relating to Constables and Special Police Officers." (H. P. 250) (L. D. 295)

Tabled—April 6, 1979 by Senator Pierce of Kennebec.

Pending—Enactment.

On Motion by Senator Sewall of Penobscot, Retabled for 1 Legislative Day.

The President pro tem laid before the Senate the Second Tabled, and specially assigned matter:

Bill, "An Act to Authorize the Town of Dennyville to Vote on Certain Local Option Questions Concerning the Sale of Liquor." (Emergency) (H. P. 188) (L. D. 238)

Tabled—April 9, 1979 by Senator Conley of Cumberland.

Pending—Adoption of House Amendment "D" (H-164) (Senator O'Leary has asked for a ruling from the Chair as to whether or not House Amendment "D" is germane.)

The PRESIDENT pro tem: The Chair has researched the question concerning the germaneness of this Amendment, the literature, largely from Mason's, indicates that the important consideration is the subject matter of the proposition. The subject matter of the proposition is Local Options and questions, the entire new proposal maybe substituted by amendment, if it is germane to the main purpose.

The Chair rules that this Amendment is germane.

House Amendment "D" Adopted, and the Bill, as amended, tomorrow assigned for Second Reading.

The President pro tem laid before the Senate the Third Tabled and specially assigned matter:

SENATE REPORTS — From the Committee on Energy and Natural Resources Bill, "An Act to Amend the Spruce Budworm Protection

District Boundary." (S. P. 320) (L. D. 950) Majority Report — Ought to Pass as Amended by Committee Amendment "A" (S-92); Minority Report — Ought Not to Pass

Tabled—April 9, 1979 by Senator Pray of Penobscot.

Pending—Motion of Senator McBreaity of Aroostook to Accept Minority Report.

On Motion by Senator Sewall of Penobscot, Retabled for 1 Legislative Day.

The President pro tem laid before the Senate the Fourth Tabled and specially assigned matter:

Bill, "An Act Regulating Hunting with Muzzle-loading Rifles." (H. P. 498) (L. D. 622) Tabled—April 9, 1979 by Senator Sewall of Penobscot.

Pending—Enactment.

On motion by Senator Sewall of Penobscot, Retabled for 1 Legislative Day.

The President pro tem laid before the Senate the Fifth Tabled, and specially assigned matter:

HOUSE REPORTS—From the Committee on Education—Bill, "An Act Relating to the Advisory Board to the Firemen's Training Program of the Department of Educational and Cultural Services." (H. P. 173) (L. D. 223) Majority Report — Ought to Pass as Amended by Committee Amendment "A" (H-132); Minority Report — Ought to Pass as Amended by Committee Amendment "B" (H-133)

Tabled—April 9, 1979 by Senator Sewall of Penobscot.

Pending—Motion of Senator Trotzky of Penobscot to Accept Majority Report.

The PRESIDENT pro tem: The Chair recognizes the Senator from York, Senator Hichens Senator HICHENS: I ask for a Division.

The PRESIDENT pro tem: A Division has been requested.

The Chair recognizes the Senator from Penobscot, Senator Trotzky.

Senator TROTZKY: Mr. President and Members of the Senate: I just want to remind you what this Bill does. What it does is that it changes the membership of the Advisory Board to the Firemen's Training Program.

Strictly an Advisory Board, and basically it puts the Maine Council of Fire Fighters which is the union of fire fighters and represents many of the fire fighters in many of the cities and towns in the state, such as Bangor, Brewer, Waterville, Augusta, Sanford, Biddeford, Portland, South Portland, Rockland and elsewhere. It allows them to recommend two members to the commissioner to be put on this Advisory Board.

The Advisory Board consists of firemen, in all different branches of fire fighting, small towns and so on, call fire fighters, municipal fire fighters, volunteer fire fighters, and so on.

The Majority of the Committee felt that this would make a balance, that the Maine Council of Fire Fighters Incorporated is a group which are recognized as leaders on the National level and that they would have some good input on the training programs, established by the Department of Educational and Cultural Services.

The PRESIDENT pro tem: The pending motion before the Senate is the Motion by the Senator from Penobscot, Senator Trotzky, to Accept the Majority Ought to Pass Report of the Committee.

The Chair will order a Division.

Will all those Senators in favor of the Motion to Accept the Majority Ought to Pass as amended Report of the Committee, please rise in their places to be counted.

Will all those Senators opposed, please rise in their places to be counted.

The PRESIDENT pro tem: The Chair recognizes the Senator from Penobscot, Senator Trotzky.

Senator TROTZKY: I request a Roll Call.

The PRESIDENT pro tem: 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 Senators 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 Chair recognizes the Senator from York, Senator Farley.

Senator FARLEY: May we have the Committee Report Read.

The Committee Report Read.

The PRESIDENT pro tem: The pending question before the Senate is the motion by the Senator from Penobscot.

The Chair recognizes the Senator from Cumberland, Senator Usher.

Senator USHER: Mr. President and Members of the Senate: Just to help those people who have not decided yet on this motion.

Last weekend an accident happened in the Brewer Area and it could have been a disaster. It was involved with a lot of chemicals, products of a train derailment. I spoke to the management of the railroad yesterday, because I was well aware of the accident and he said that the Bangor Fire Department conducted the whole situation very excellently. This is why it would be very beneficial to have two qualified people who are dealing with fire fighting every day, that is their livelihood, they would be very beneficial to this Advisory Council.

The PRESIDENT pro tem: The pending question before the Senate is the motion by the Senator from Penobscot, Senator Trotzky, that the Senate Accept the Majority Ought to Pass, as amended, report of the Committee.

A Yes vote will be in favor of the motion to Accept the Majority Ought to Pass, as amended, Report.

A No vote will be opposed.

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEA — Clark, Conley, Danton, Farley, Gill, Lovell, Minkowsky, Najarian, O'Leary, Pray, Trafton, Trotzky, Usher.

NAY — Ault, Carpenter, Chapman, Collins, Devoe, Emerson, Hichens, Huber, McBreaity, Perkins, Shute, Sutton, Teague, Sewall.

ABSENT — Cote, Katz, Martin, Pierce, Redmond, Silverman.

A Roll Call was had.

13 Senators having voted in the affirmative and 14 Senators in the negative, with 6 Senators being absent, the motion to Accept the Majority Ought to Pass, as amended, Report of the Committee does not prevail.

The Chair recognizes the Senator from York, Senator Hichens.

Senator HICHENS: I now move that this bill and all of its accompanying papers be Indefinitely Postponed.

The PRESIDENT pro tem: The Senator from York, Senator Hichens, now moves that the Bill and all its accompanying papers be Indefinitely Postponed.

The Chair recognizes the Senator from Cumberland, Senator Usher.

Senator USHER: I request a Division.

The PRESIDENT pro tem: A Division has been requested.

Will all those Senators in favor of the Motion to Indefinitely Postpone this Bill and all of its accompanying papers, please rise in their places to be counted.

Will all those Senators opposed, please rise in their places to be counted.

The Chair recognizes the Senator from York, Senator Hichens.

Senator HICHENS: I request a Roll Call.

The PRESIDENT pro tem: 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 Senators in favor of ordering a Roll Call, please rise and remain standing until counted.

Obviously less than one-fifth having arisen a Roll Call is not ordered.

The Chair will order a Division.

On motion by Senator Minkowsky of Androscoggin, retabled for 1 Legislative Day, pending the motion by Senator Hichens of York.

The President pro tem laid before the Senate the Sixth Tabled and specially assigned matter:

HOUSE REPORTS — From the Committee on Legal Affairs — Bill, "An Act to Permit the Sale of Dessert Wine at Retail Stores." (H. P. 671) (L. D. 831) Majority Report — Ought Not to Pass; Minority Report — Ought to Pass as Amended by Committee Amendment "A" (H-168)

Tabled—April 9, 1979 by Senator Sewall of Penobscot.

Pending—Motion of Senator Shute of Waldo to Accept Majority Report.

On motion by Senator Shute of Waldo, the Majority Ought Not to Pass Report of the Committee, Accepted, in non-concurrence.

Sent down for concurrence.

On motion by Senator Sewall of Penobscot, adjourned until 10 o'clock tomorrow morning.