

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

One Hundred and Ninth

Legislature

OF THE

STATE OF MAINE

SECOND REGULAR SESSION

January 2 to April 3, 1980

THIRD SPECIAL SESSION

May 22, 1980

THIRD CONFIRMATION SESSION

July 17, 1980

FOURTH CONFIRMATION SESSION

July 24, 1980

FIFTH CONFIRMATION SESSION

September 12, 1980

**REPORT, HEARING TRANSCRIPT AND
RELATED MEMORANDA OF THE JOINT
SELECT COMMITTEE ON INDIAN LAND
CLAIMS**

STATE OF MAINE
One Hundred and Ninth Legislature
Second Regular Session
JOURNAL OF THE SENATE

January 9, 1980

Senate called to order by the President.

Prayer by the Rev. George J. Plante of St. John the Baptist Church of Winslow.

Reverend PLANTE: Let us pray!

O God, our Almighty Father, we pause now in our activities to give you thanks and praise. We beseech you O Lord, to visit this house and to drive far from it all the snares of our enemy the devil; may your holy angels dwell herein to keep us in peace and may your divine blessings be always upon us.

We know, Eternal Father, that all power in heaven and on earth rests in your hands. That is why we implore your special blessings upon your chosen ones, the members of this Senate, who will have to shoulder many responsibilities in the days ahead.

As we pray, make us understand more fully that we are all one in your eyes. You see no lines of division according to color, creed, race or political party: all of us are your sons and daughters, no matter who we are, what we believe in, what we do, or where we live. Make us understand that the brotherhood of man encompasses all human beings in our country and in every country of the world. All of us benefit from your gifts, both spiritual and material, all of us share your life and all of us are called to the eternal kingdom you prepare for us.

Remove all pride, selfishness and greed from our minds and hearts, so that we may see the world as you see it. . . a pilgrim people struggling together to reach our eternal goal, fighting temptations, overcoming obstacles and searching for truth.

We pray to you, O God of wisdom and justice, through whom authority is rightly administered, laws enacted and judgement decreed, assist with your Holy Spirit of counsel and fortitude the members of this august body that they may conduct the affairs of our state in righteousness and be eminently useful to the people of Maine, whom they represent and for whom they toil, by encouraging due respect for life, virtue and religion, and by a faithful execution of laws in justice and mercy.

Let the light of your wisdom direct all their deliberations and shine forth in all their proceedings that they may tend to the preservation of peace and happiness, to the increase of industry and useful knowledge for the common good of all, and that they may perpetuate to all the blessings of equal liberty.

Give to us all the light we need to see our way, the strength to persevere in our good resolutions and the courage to change whatever needs to be changed in order to always do your will.

Therefore, O Heavenly Father, give your blessings to the members of this house who are elected to guard our political welfare; enlighten their minds and strengthen their wills so that they may be enabled to discharge the duties of their respective stations with honesty and ability.

We ask this through Christ our Lord. Amen.

Reading of the Journal of yesterday.

**Papers from the House
Non-concurrent Matter**

Joint Order relative to the Joint Standing Committee on Aging, Retirement and Veterans reporting out a bill dealing with cost-of-living increases for state employees. (S. P. 669)

In the Senate January 2, 1980, Read and Passed.

Comes from the House, indefinitely postponed in non-concurrence.

The PRESIDENT: The Chair recognizes the Senator from Kennebec, Senator Katz.

Senator KATZ: Mr. President, the Senate

may recall this is a Joint Order I sponsored, and with pleasure I move to Recede and Concur with the House.

The PRESIDENT: The Senator from Kennebec, Senator Katz, moves that the Senate Recede and Concur with the House.

Is this the pleasure of the Senate?

The Motion Prevailed.

Joint Order

ORDERED, the Senate concurring, that, pursuant to Joint Rule 37, two-thirds of the members of both Houses concurring, "AN ACT Appropriating Funds to Allow Maine State Retirement System Members a Cost-of-Living Increase," may be introduced during the Second Regular Session of the 109th Legislature. (H. P. 1587)

Comes from the House, Read and Passed.

Which was Read.

The PRESIDENT: The Chair recognizes the Senator from Kennebec, Senator Katz.

Senator KATZ: Mr. President, I call the Senate's attention to SP 677 in today's calendar. I notice the Senator from Penobscot, Senator Pray has graciously accepted Senator Teague as a co-sponsor. The effect of this Joint Order is to make the admission of Senator Pray's Bill legal, I move that it be Passed in Concurrence.

The PRESIDENT: The Senator from Kennebec, Senator Katz, moves that L. D. 1587 be Passed in concurrence.

Is this the pleasure of the Senate.

It is a vote.

House Papers

Bill, "An Act to Amend the Maine Consumer Credit Code to Apply to Arrangers of Credit and to Revise Provisions Relating to Agricultural Loans, Residences, Security and Fines." (H. P. 1657) (L. D. 1766)

Bill, "An Act Concerning Mobile Barber Shops." (H. P. 1658) (L. D. 1767)

Bill, "An Act to Define 'Expended for Charitable Purposes' in the Charitable Solicitations Act." (Emergency.) (H. P. 1659) (L. D. 1768)

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

Which were referred to the Committee on Business Legislation and Ordered Printed in concurrence.

Bill, "An Act to Establish Time Limitations for Applications for Attendance at Certain Approved Secondary Schools under the Education Laws." (H. P. 1662) (L. D. 1771)

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 Increase the Limit on Compensation for Assistant District Attorneys in Prosecutorial District Number 7." (H. P. 1648) (L. D. 1765)

Reference to the Committee on Judiciary is suggested.

Comes from the House, referred to the Committee on Appropriations and Financial Affairs and Ordered Printed.

Which was referred to the Committee on Appropriations and Financial Affairs and Ordered Printed in concurrence.

Bill, "An Act to Amend Certain Provisions of the Labor Laws." (H. P. 1621) (L. D. 1731)

Reference to the Committee on Labor is suggested.

Comes from the House, Indefinitely Postponed.

The PRESIDENT: The Chair recognizes the Senator from Kennebec, Senator Katz.

Senator KATZ: I move this Bill be Indefinitely Postponed, prior to Reference to Committee.

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

Senator CONLEY: Mr. President, I perhaps would concur with the good Senator from Kennebec, but do we want to do this without a public hearing?

The PRESIDENT: The Senator from Kennebec, Senator Katz, moves that L. D. 1731, be Indefinitely Postponed, in concurrence.

Is this the pleasure of the Senate?

It is a vote.

Bill, "An Act Concerning Right of Access, Performance Standards, Public Farm Workers, Supervisory Salaries and Firemen's Wages Under the Labor Laws." (H. P. 1663) (L. D. 1772)

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

On Motion by Senator Katz of Kennebec, Tabled for 1 Legislative Day, pending Reference.

Bill, "An Act to Increase the Debt Limit of the Kingfield Water District from \$80,000 to \$350,000." (H. P. 1660) (L. D. 1769)

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

Which was referred to the Committee on Public Utilities and Ordered Printed in concurrence.

Bill, "An Act Concerning Harness Racing in the State of Maine." (H. P. 1661) (L. D. 1770)

Reference to the Committee on Taxation is suggested.

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

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

**Communications
STATE OF MAINE
Senate Chamber
President's Office**

January 8, 1980

Honorable David R. Ault

Honorable Judy C. Kany

Chairmen

State Government Committee

State House

Augusta, Me

Please be advised that Governor Joseph E. Brennan is nominating Pamela Gleichman of Portland for membership on the Maine Guarantee Authority.

Pursuant to Title 10 MRSA Section 751, this nomination will require review by the Joint Standing Committee on State Government and confirmation by the Senate.

Sincerely,

JOSEPH SEWALL

President of the Senate

JOHN MARTIN

Speaker of the House

(S. P. 679)

Which was Read and Referred to the Committee on State Government.

Sent down for concurrence.

Senate Papers

Senator Pray of Penobscot (Cosponsor: Senator Teague of Somerset) presented. Bill, "An Act Appropriating Funds to Allow Maine State Retirement System Members a Cost-of-Living Increase." (S. P. 677)

(Authorized for introduction pursuant to Joint Order. H. P. 1587)

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

Sent down for concurrence.

The PRESIDENT: The Chair recognizes the Senator from Kennebec, Senator Katz.

Senator KATZ: Mr. President, might I ask a Parliamentary Inquiry whether or not the previous item requires a two-thirds vote for admission?

The PRESIDENT: The Chair understands

the Senator has withdrawn his inquiry.

Senator KATZ: That's correct.

Senator Najarian of Cumberland presented, Bill, "An Act to Assure Advocacy Services for Children Committed to the Custody of the State of Maine." (S. P. 676)

(Approved for introduction by the Legislative Council pursuant to Joint Rule 26.)

Which was referred to the Committee on Health and Institutional Services and Ordered Printed.

Sent down for concurrence.

Senator Najarian of Cumberland presented, Bill, "An Act to Allow the City of Portland to Sell or Lease its Central Fire Station." (Emergency) (S. P. 678)

(Approved for introduction by the Legislative Council pursuant to Joint Rule 26.)

Reference to the Committee on Local and County Government is suggested.

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

Senator CONLEY: Mr. President, I move that this item be referred to the Committee on Judiciary.

The PRESIDENT: The Senator from Cumberland, Senator Conley, moves that S.P. 678 be referred to the Committee on Judiciary.

On Motion by Senator Katz of Kennebec, Tabled until later in today's session, pending the Motion by the Senator from Cumberland, Senator Conley.

Recess

After Recess

The Senate called to order by the President.

Orders of the Day

The PRESIDENT: The Chair laid before the Senate, Bill, "An Act to Allow the City of Portland to Sell or Lease its Central Fire Station." (S. P. 678) tabled earlier in today's session, pending the motion by the Senator from Cumberland Senator Conley.

On Motion by Senator Conley of Cumberland, referred to the Committee on Judiciary and Ordered Printed.

Sent down for concurrence.

On Motion by Senator Pierce of Kennebec, Adjourned until 11 o'clock tomorrow morning.