

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

***One Hundred and Tenth
Legislature***

OF THE

STATE OF MAINE

Volume I

FIRST REGULAR SESSION

December 3, 1980 to May 1, 1981

KJ PRINTING
AUGUSTA, MAINE

HOUSE

Friday, April 10, 1981

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

Prayer by Father Raymond Boulanger of St. John's Catholic Church, Brunswick.

The journal of yesterday was read and approved.

Papers from the Senate

RESOLVE, Appropriating Funds for the Lump Sum Settlement in the Case of the Estate of Edward M. Robinson v. State of Maine (Emergency) (S. P. 556) (L. D. 1528)

Came from the Senate referred to the Committee on Appropriations and Financial Affairs and ordered printed.

In the House, referred to the Committee on Appropriations and Financial Affairs in concurrence.

**Reports of Committees
Leave to Withdraw**

Report of the Committee on Fisheries and Wildlife reporting "Leave to Withdraw" on Bill "An Act to Provide for a Closed Season on Black Bear from the First Monday Following Thanksgiving to July 1st" (S. P. 25) (L. D. 22)

Came from the Senate with the Report read and accepted.

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

Non-Concurrent Matter

Bill "An Act to Clarify and Make Corrections in the Liquor Laws" (Emergency) (H. P. 669) (L. D. 773) which was passed to be engrossed in the House on April 7, 1981.

Came from the Senate passed to be engrossed as amended by Senate Amendment "A" (S-108) in non-concurrence.

In the House: On motion of Mr. Cox of Brewer, the House voted to recede and concur.

Non-Concurrent Matter

Bill "An Act to Exempt Illegal Possession of Liquor from the Maine Juvenile Code" (H. P. 875) (L. D. 1044) on which the Minority "Ought to Pass" Report of the Committee on Judiciary was read and accepted and the Bill passed to be engrossed in the House on April 8, 1981.

Came from the Senate with the Majority "Ought Not to Pass" Report of the Committee on Judiciary read and accepted in non-concurrence.

In the House: On motion of Mr. Conary of Oakland, the House voted to Insist and ask for a Committee of Conference.

Non-Concurrent Matter

Bill "An Act to Allow Voter Registration and Party Enrollment on the Same Form" (H. P. 520) (L. D. 586) on which the Majority "Ought to Pass" report of the Committee on Election Laws was read and accepted and the Bill passed to be engrossed in the House on April 7, 1981.

Came from the Senate with the Minority "Ought Not to Pass" Report of the Committee on Election Laws read and accepted in non-concurrence.

In the House: On motion of Ms. Benoit of South Portland, the House voted to adhere.

Non-Concurrent Matter

Bill "An Act to Amend the Eating, Lodging and Recreational Place Licensing Law" (H. P. 62) (L. D. 74) which was passed to be engrossed as amended by Committee Amendment "A" (H-152) in the House on April 2, 1981.

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (H-152) as amended by Senate Amendment "B" (S-107) thereto in non-concurrence.

In the House:

The SPEAKER: The Chair recognizes the

gentlewoman from Presque Isle, Mrs. MacBride.

Mrs. MACBRIDE: Mr. Speaker, I move that we recede and concur and would speak to my motion.

The SPEAKER: The gentlewoman from Presque Isle, Mrs. MacBride, moves that the House recede and concur.

The gentlewoman may proceed.

Mrs. MACBRIDE: Mr. Speaker, Ladies and Gentlemen of the House: After weeks of a great deal of work, finally the members of the Restaurant Association, the members of the Innkeepers Association, the Department of Human Services and the Health and Institutional Services Committee all agree on this licensing law in its amended version.

I am going to support this amended bill, and I hope you will too.

Thereupon, the House voted to recede and concur.

Non-Concurrent Matter

Bill "An Act to Allocate Moneys for the Administrative Expenses of the State Lottery Commission for the Fiscal Years Ending June 30, 1982 and June 30, 1983" (Emergency) (H. P. 339) (L. D. 387) which was passed to be enacted in the House on April 7, 1981.

Came from the Senate, Failing of Passage to be Enacted in non-concurrence.

In the House: The House voted to insist.

Orders

On motion of Representative Nadeau of Lewiston the following Joint Order (H. P. 1336) (Cosponsors: Representatives Benoit of South Portland and Boisvert of Lewiston)

WHEREAS, there are numerous errors and inconsistencies in the Maine election laws, Revised Statutes, Title 21; and

WHEREAS, these errors and inconsistencies contribute to time-consuming and expensive efforts at legal clarification and court action; and

WHEREAS, these errors and inconsistencies are cause for embarrassment and for confused administration of the election laws; 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 Election Laws shall study the election laws to determine what errors and inconsistencies exist and how the election laws should be recodified; 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 for submission in final form at the Second Regular Session of the 110th 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, upon passage in concurrence, that a suitable copy of this Order shall be forwarded to members of the committee.

The Order was read.

The SPEAKER: The Chair recognizes the gentlewoman from Vassalboro, Mrs. Mitchell.

Mrs. MITCHELL: Mr. Speaker and Members of the House: I move the indefinite postponement of this order.

The Legislative Council voted unanimously today that it will no longer be necessary to send the joint orders through both bodies, as they must ultimately come to the council for approval of the fiscal cost to conduct the study. However, the council is very well aware of the

problems that have existed in the past concerning committees and their desire for some say-so as to which orders are funded. The council is working on a policy which will allow the committees to help set priorities for the bills they think should be studied, and we will get back to you quickly on that process, and it is for this reason that I move the indefinite postponement of this particular order.

Thereupon, the Order was indefinitely postponed.

On motion of Representative McSweeney of Old Orchard Beach, it was

ORDERED, that Representative Patrick E. Paradis of Augusta be excused April 10 for Legislative Business.

Special Sentiment Calendar

In accordance with House Rule 56, the following items (Expressions of Legislative Sentiment):

Recognizing:

Phebe Royer of South Freeport, one of 1,000 outstanding young American students to become a finalist in the Presidential Scholars Program for 1981; (S. P. 557)

In memory of:

Claude L. Allen, Jr., beloved headmaster of Hebron Academy; (H.P. 1335) by Representative Bell of Paris. (Cosponsors: Senators Sutton of Oxford and Trafton of Androscoggin and Representative Lewis of Auburn)

There being no objections, these items were considered passed or adopted in concurrence and sent up for concurrence.

House Reports of Committees**Leave to Withdraw**

Representative MacEachern from the Committee on Fisheries and Wildlife on Bill "An Act Prohibiting the Trapping of Bear" (H. P. 408) (L. D. 435) reporting "Leave to Withdraw"

Representative Hayden from the Committee on Taxation on Bill "An Act to Provide for a Graduated Exemption from Sales Tax on Sale of Gasohol and to Encourage State Use of Gasohol" (H. P. 404) (L. D. 447) reporting "Leave to Withdraw"

Representative Day from the Committee on Taxation on Bill "An Act to Require the Notification of a Municipality when Property in that Municipality Changes Hands" (H. P. 888) (L. D. 1057) reporting "Leave to Withdraw"

Representative Hall from the Committee on Energy and Natural Resources on Bill "An Act Relating to Silviculture" (H. P. 794) (L. D. 948) reporting "Leave to Withdraw"

Representative Masterman from the Committee on Taxation on Bill "An Act to Grant a Tax Exemption for Energy Generating Systems" (H. P. 783) (L. D. 928) reporting "Leave to Withdraw"

Reports were read and accepted and sent up for concurrence.

Dividend Report

Majority Report of the Committee on Health and Institutional Services reporting "Ought to Pass" as amended by Committee Amendment "A" (H-194) on Bill "An Act Relating to Radiological Exposure" (H. P. 555) (L. D. 631)

Report was signed by the following members:

Senator:

BUSTIN of Kennebec

— of the Senate.

Representatives:

PRESCOTT of Hampden

BRODEUR of Auburn

KETOVER of Portland

RICHARD of Madison

MACBRIDE of Presque Isle

MCCOLLISTER of Canton

MANNING of Portland

— of the House.

Minority Report of the same Committee re-

porting "Ought Not to Pass" on same Bill.

Report was signed by the following members:

Senators:
GILL of Cumberland
HICHENS of York — of the Senate.

Representatives:
BOYCE of Auburn
HOLLOWAY of Edgecomb
RANDALL of East Machias — of the House.

Reports were read.

On motion of Mrs. Prescott of Hampden, the Majority "Ought to Pass" Report was accepted and the Bill read once. Committee Amendment "A" (H-194) was read by the Clerk and adopted and the Bill assigned for second reading the next legislative day.

Consent Calendar First Day

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

(S. P. 366) (L. D. 1085) Bill "An Act to Permit the City of Bangor to Increase the Number of Members on the Bangor School Committee" — Committee on Local and County Government reporting "Ought to Pass" as amended by Committee Amendment "A" (S-101)

(S. P. 337) (L. D. 965) Bill "An Act to Authorize a Bond Issue for Somerset County to Renovate the Existing Somerset County Detention Facility" — Committee on Local and County Government reporting "Ought to Pass" as amended by Committee Amendment "A" (S-104)

No objections being noted, the above items were ordered to appear on the Consent Calendar of April 13, under the listing of Second Day.

Consent Calendar Second Day

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

(S. P. 310) (L. D. 866) Bill "An Act Relating to the Costs of Transporting Persons to Hospitals for the Mentally Ill" (C. "A" S-102)

(S. P. 293) (L. D. 819) Bill "An Act to Appropriate Funds for the Expenses of the Capitol Planning Commission" (C. "A" S-103)

No objections being noted at the end of the Second Legislative Day, the Senate Papers were passed to be engrossed as amended in concurrence.

Tabled and Assigned

(S. P. 274) (L. D. 783) Bill "An Act to Clarify the Application of Military Service Credits to Retirement Benefits for Employees of Local Districts under the Maine State Retirement System" (C. "A" S-99)

On the objection of Mrs. Beaulieu of Portland, was removed from the Consent Calendar Second Day.

On motion of Mrs. Nelson of Portland, tabled pending acceptance of the Committee Report and specially assigned for Monday, April 13.

(H. P. 893) (L. D. 997) Bill "An Act to Require Availability of Municipal Ordinances" (C. "A" H-192)

(H. P. 751) (L. D. 888) Bill "An Act to Authorize the Town of West Bath to Regulate Ice Racing on New Meadows Lake" (C. "A" H-191)

(H. P. 643) (L. D. 733) Bill "An Act Relating to Winter Closing of Town Ways" (C. "A" H-193)

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

Second Reader Tabled and Assigned

Bill "An Act to Repeal the Prohibition Against Transfer of Birth Control Prescriptions between Pharmacies" (S. P. 391) (L. D. 1149)

Was reported by the Committee on Bills in the Second Reading and read the second time. On motion of Mrs. Prescott of Hampden, tabled pending passage to be engrossed and specially assigned for Tuesday, April 14.

Passed to Be Engrossed

RESOLVE, for Laying of the County Taxes and Authorizing Expenditures of Sagadahoc County for the Year 1981 (Emergency) (H. P. 1333) (L. D. 1526)

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

Bill "An Act to Increase the Fees of the Bureau of Insurance" (S. P. 210) (L. D. 575)

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

Mr. Brannigan of Portland offered House Amendment "A" and moved its adoption.

House Amendment "A" (H-196) was read by the Clerk.

The SPEAKER: The Chair recognizes the gentleman from Portland, Mr. Brannigan.

Mr. BRANNIGAN: Mr. Speaker, Men and Women of the House: This House Amendment "A" just does what Committee Amendment "A" and Senate Amendment "A" did, only it puts them in the proper order.

The SPEAKER: The Chair recognizes the gentleman from Orono, Miss Gavett.

Miss GAVETT: Mr. Speaker, Ladies and Gentlemen of the House: I hope you will not accept House Amendment "A." Basically, that is the bill. We spoke briefly on it yesterday, and this bill would raise an additional \$505,000 for the biennium for the Bureau of Insurance.

I hope you will defeat House Amendment "A" so I could offer and we could accept House Amendment "B," which would raise, instead of the \$505,000 for the biennium, a more reasonable and modest fee of \$202,000.

I would ask for a roll call.

The SPEAKER: The Chair recognizes the gentleman from Yarmouth, Mr. Jackson.

Mr. JACKSON: Mr. Speaker, I would like to ask a question of the Chair. House Amendment "A" is the original bill as voted on by the committee, all but one. "B", which would be offered if "A" were defeated, is it possible to direct a question in regard to "B" at this point?

The SPEAKER: Is the gentleman attempting to get the Chair to rule on the germaneness of House Amendment "B"?

The Chair would answer in the affirmative, since that is obviously the intent of the gentleman from Orono, Miss Gavett, to defeat "A" and put "B". The Chair would allow you a question.

Mr. JACKSON: Mr. Speaker, the question I would like to ask on "B" is, on what basis the particular figures that have been cranked into "B" were put there, or why these figures were used rather than the figures that the majority of the committee chose to use?

The SPEAKER: The gentleman from Yarmouth, Mr. Jackson, has posed a question through the Chair to the gentleman from Orono, Miss Gavett, who may answer if she so desires, and the Chair recognizes that gentleman.

Miss GAVETT: Mr. Speaker, Ladies and Gentlemen of the House: The fees in House Amendment "B" instead of in a lot of cases doubled, those figures were reduced to come up with the dollar amount of \$202,000.

The SPEAKER: The Chair recognizes the gentleman from Yarmouth, Mr. Jackson.

Mr. JACKSON: Mr. Speaker, I just wondered on what basis these were halved and how she came up with the figures for the running of the

department that would require only half the amount that we found was necessary?

The SPEAKER: The gentleman from Yarmouth, Mr. Jackson, has posed an additional question through the Chair.

A roll call has been requested. For the Chair to order a roll call, it must have the expressed desire of one fifth of the members present and voting. All those desiring a roll call vote will vote yes; those opposed will vote no.

A vote of the House was taken, and more than one fifth of the members present having expressed a desire for a roll call, a roll call was ordered.

The SPEAKER: The Chair recognizes the gentleman from Portland, Mr. Brannigan.

Mr. BRANNIGAN: Mr. Speaker and Members of the House: Just to repeat briefly what was said yesterday — the insurance fees have not been raised at all in these categories for 11 years. The reason that they have been able to operate fully or otherwise those 11 years is because they weren't able to attract the number of people that they needed, the quality of people they needed, and instead of operating at their usual approximately 25 or 26 people, they were operating with 16 people. Now, because of action taken in the past legislatures in the last two or three years, we have been able to allow them to bring their staff up to where they are doing an excellent job but, of course, it is costing more money with 26 people to do the right job than 16 people doing a poor job.

The SPEAKER: The Chair recognizes the gentleman from Livermore Falls, Mr. Brown.

Mr. BROWN: Mr. Speaker, Ladies and Gentlemen of the House: I am certainly not an expert on insurance or the insurance commission, but I listened with great interest yesterday as the gentlelady from Orono made her case. I think that the thing we should be looking at and looking at very carefully is that, yes, indeed, there are many needs out there of just about everybody, every department of state, every bureau, every agency is looking for more money and certainly all of those requests are justified and certainly we would like to be able to fund what everybody is looking for. But, frankly, we are in a situation right now where money is tight; money is tight at every level.

The gentleman from Portland, Mr. Brannigan, indicated that the commission has been underfunded for the last 11 years and that could have an element of truth to it, but do we solve all of those problems over 11 years in the 110th legislature? I think not.

I think the gentlelady has provided us with a reasonable compromise and I hope that you support her amendment by defeating the pending motion so we can move on to House Amendment "B".

The SPEAKER: The Chair recognizes the gentleman from Madawaska, Mr. McHenry.

Mr. MCHENRY: Mr. Speaker, Ladies and Gentlemen of the House: I believe that we should accept House Amendment "A", because the Department of Insurance presently cannot hire real good attorneys to fight the insurance companies who have the best attorneys. Then we say, how come they have raised our workers' comp 25 percent? Well, they can't find them, they don't have the equipment to fight them, so give them the equipment.

The SPEAKER: The Chair recognizes the gentleman from Wilton, Mr. Armstrong.

Mr. ARMSTRONG: Mr. Speaker, Ladies and Gentlemen of the House: I have been an insurance agent for 22 years, I guess. Since this is the organization that regulates insurance agents as well as insurance companies, probably my standing up to defend their request for these increased fees is a little bit like an inmate at Thomaston coming up and asking for increased fees so the state can hire more wardens and guards.

I do, however, note that the insurance industry that is paying these fees, of course anyone can argue, and rightly so, that all fees end up

spiraling down to the consumer at some point in time, but the insurance companies, agents, adjustors, and what not that are paying these fees, as I understand it, are unanimous or 99.9 percent unanimous in their feeling that the insurance departments need these fees to properly operate, to properly protect the public, to properly insure free and fair competition among the various insurance companies.

Many of you are well aware that more and more people are turning to the Bureau of Insurance when they feel they are unjustly used by an insurance company, when their claims aren't paid, aren't paid promptly or aren't paid what they feel is fairly. So, I do know in the area of consumer protection, the Bureau of Insurance is being asked more and more daily to defend the average fellow on the street against insurance company A and insurance company B. Manytimes it was found that there was a misunderstanding and the blame lies nowhere, but I think if you talk with anybody in the insurance industry, anybody that you can trust, your local insurance agent, adjustor, insurance company, the people who are, in fact, regulated by the Bureau of Insurance, you will find that there is almost unanimous support for these increased fees for the Bureau of Insurance.

The SPEAKER: The Chair recognizes the gentleman from Orono, Miss Gavett.

Miss GAVETT: Mr. Speaker, Ladies and Gentlemen of the House: If we don't accept House Amendment "A", we could go on to my amendment, House Amendment "B". I think it is a fair compromise.

House Amendment "A" is asking for an additional \$505,000 for the biennium, and I would point out to you that their entire budget for 1980 was \$691,000. I think an increase of \$500,000 is just too much. My amendment would increase it by \$202,000 and I do want to point out again that in the long run, those of you who are covered by insurance and pay for insurance would be paying extra premiums because of these fees. I would hope you would defeat House Amendment "A".

The SPEAKER: The pending question before the House is on the adoption of House Amendment "A".

The Chair recognizes the gentleman from Harrison, Mr. Leighton.

Mr. LEIGHTON: Mr. Speaker, I would like to pair my vote with the gentleman from Lewiston, Mr. Jalbert. If he were here, he would be voting yes and I would be voting no.

ROLL CALL

YEA — Aloupis, Armstrong, Baker, Beau-lieu, Benoit, Boisvert, Brannigan, Brenerman, Brodeur, Chonko, Connolly, Cox, Crowley, Cunningham, Damren, Davies, Davis, Diamond, G. W.; Diamond, J. N.; Erwin, Fitzgerald, Fowlie, Gowen, Gwadosky, Hall, Hanson, Hayden, Hickey, Huber, Ingraham, Jackson, Jacques, Jordan, Joyce, Kane, Kany, Kiesman, Kilcoyne, Livesay, Locke, Lund, MacEachern, Mahany, Martin, A.; Masterton, McGowan, McHenry, McKean, McSweeney, Michael, Michaud, Mitchell, E. H.; Mitchell, J.; Moholland, Murphy, Nadeau, Nelson, M.; Norton, Pearson, Perkins, Perry, Peterson, Post, Pouliot, Prescott, Racine, Reeves, P.; Richard, Ridley, Roberts, Rolde, Smith, C. B.; Soule, Telow, Theriault, Thompson, Tuttle, Vose, Walker, Weymouth.

NAY — Austin, Bell, Berube, Bordeaux, Brown, A.; Brown, D.; Brown, K. L.; Cahill, Callahan, Carrier, Clark, Conary, Connors, Curtis, Day, Dexter, Dillenback, Drinkwater, Dudley, Foster, Gavett, Gillis, Higgins, L. M.; Holloway, Hunter, Hutchings, Lancaster, Lewis, Lisnik, MacBride, Macomber, Martin, H. C.; Masterman, Matthews, McCollister, McPherson, Nelson, A.; O'Rourke, Paradis, E.; Randall, Reeves, J.; Salsbury, Sherburne, Small, Smith, C. W.; Stevenson, Stover, Strout, Studley, Swazey, Tarbell, Treadwell, Twit-chell, Webster, Wentworth.

ABSENT — Boyce, Carroll, Carter, Higgins, H. C.; Hobbins, Kelleher, Ketover, LaPlante, Laverriere, Manning, Paradis, P.; Paul, Soulas, The Speaker, J. Sewall.

PAIRED — Jalbert, Leighton.

Yes, 80; No, 55; Absent, 14; Paired, 2.

The SPEAKER: Eighty having voted in the affirmative and fifty-five in the negative, with fourteen being absent and two paired, House Amendment "A" is adopted.

The Bill was passed to be engrossed as amended by House Amendment "A" in non-concurrence and sent up for concurrence.

Passed to Be Enacted Emergency Measure

An Act to Permit the Town of Orono to Withdraw from the Group Life Insurance Plan under the Maine State Retirement System (H. P. 540) (L. D. 618) (C. "A" H-165)

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 2 against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act to Establish a Maine Guarantee Authority Reserve Fund (H. P. 944) (L. D. 1120) (C. "A" H-162)

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. 128 voted in favor of same and 8 against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Passed to Be Enacted

An Act Authorizing Mid-State Business School to Confer Associate Degrees (S. P. 208) (L. D. 573) (C. "A" S-88)

An Act Relating to the Licensing of Hearing Aid Dealers and Fitters (H. P. 632) (L. D. 713) (C. "A" H-164)

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.

Orders of the Day

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

Senate Divided Report — Majority (10) "Ought to Pass" as Amended by Committee Amendment "A" (S-95) — Minority (3) "Ought to Pass" as Amended by Committee Amendment "B" (S-96) Committee on Local and County Government on Bill, "An Act to Abolish the Position of County Treasurer in Penobscot County and Replace it with a Full Time Finance Officer" (S. P. 43) (L. D. 44)

— In Senate, Passed to be Engrossed as Amended by Committee Amendment "A" (S-95)

Tabled — April 8 by Representative Ridley of Shapleigh

Pending — Motion of Representative Strout of Corinth to Indefinitely Postpone Bill and Accompanying Papers

The SPEAKER: The Chair recognizes the gentleman from Corinth, Mr. Strout.

Mr. STROUT: Mr. Speaker, I would ask permission to withdraw my motion to indefinitely postpone.

The SPEAKER: Mr. Strout of Corinth withdraws his motion to indefinitely postpone the Bill and all its accompanying papers.

The Chair recognizes the gentleman from Shapleigh, Mr. Ridley.

Mr. RIDLEY: Mr. Speaker, I move that this bill and all its accompanying papers be recommended to the Committee on Local and County Government.

The SPEAKER: The Chair recognizes the gentleman from Madawaska, Mr. McHenry.

Mr. McHENRY: Mr. Speaker, Ladies and Gentlemen of the House: I really don't understand why we have to recommit the bill, but if that is the pleasure of the Penobscot County, I will go along with it. But right now, the bill is in the position where you could amend it and put a referendum clause — that is what I understand they want to do in committee. That is what I have been told, that that is all they want to do in committee. I just want to make sure that is all that will be done in committee and if that is all they want to do, I will go along with it.

Thereupon, the Bill were recommitted to the Committee on Local and County Government in non-concurrence and sent up for concurrence.

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

An Act to Amend the Purposes for Special Marine Resources Licenses to Include Educational Institutions (Emergency) (H. P. 799) (L. D. 953) (S. "A" S-89; C. "A" H-138)

Tabled — April 8 by Representative Fowlie of Rockland.

Pending — Passage to be Enacted.

The SPEAKER: The pending question is on passage to be enacted. This being an emergency measure, it requires a two-thirds vote of all the members elected to the House. All those in favor of this Bill being passed to be enacted will vote yes; those opposed will vote no.

A vote of the House was taken.

126 having voted in the affirmative and none in the negative, the Bill was passed to be enacted, signed by the Speaker, and sent to the Senate.

(Off Record Remarks)

On motion of Mr. Matthews of Caribou.

Adjourned until Monday, April 13th at ten o'clock in the morning.