

# MAINE STATE LEGISLATURE

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**LEGISLATIVE RECORD**

**OF THE**

***One Hundred and Tenth***

***Legislature***

**OF THE**

**STATE OF MAINE**

**SECOND REGULAR SESSION**

**January 6, 1982 to April 13, 1982**

**INDEX**

**FOURTH SPECIAL SESSION**

**April 28, 1982 and April 29, 1982**

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**FIFTH SPECIAL SESSION**

**May 13, 1982**

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**SECOND CONFIRMATION SESSION**

**July 16, 1982**

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**HOUSE**

Tuesday, January 12, 1982

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

Prayer by the Reverend Jeff Clark of the Victory Baptist Church, Winthrop.

The members stood for the Pledge of Allegiance.

The journal of the previous session was read and approved.

**Papers from the Senate  
Non-Concurrent Matter**

Bill "An Act to Regulate the Materials, Construction and Installation of Chimneys, Fireplaces, Vents and Solid Fuels Burning Appliances" (H. P. 1733) (L. D. 1718) which was referred to the Committee on Legal Affairs in the House on January 6, 1982.

Came from the Senate referred to the Committee on Business Legislation in non-concurrence.

In the House: On motion of Mr. Brannigan of Portland, the House voted to recede and concur.

**Messages and Documents**

The following Communication:

**State of Maine  
Department of Finance and Administration  
Bureau of Accounts and Control  
State House**

**Augusta, Maine 04333**

Governor Joseph E. Brennan,  
Members of the Legislature  
and Other Citizens of Maine

In accordance with Title 5, MRSA, section 1547 the accompanying Financial Report of the State of Maine is submitted for the fiscal year ended June 30, 1981.

The statements present the financial position of the various funds of the State, their resources and expenditures for the fiscal year then ended. Comparative budgetary data as well as footnotes and statistical information have been included in this report to promote a better understanding of the State's finances.

Questions or comments about this report are always welcome.

Respectfully submitted,  
S/DONALD A. BROWN  
State Controller

Was read and with accompanying report ordered placed on file.

The following Communication: (H. P. 1801)

**State of Maine  
Office of the Governor  
Augusta, Maine**

January 5, 1982

The Honorable John L. Martin  
Speaker of the House  
State House  
Augusta, Maine 04333  
Dear Speaker Martin:

As provided by 36 M.R.S.A. Section 1604, I am conveying herewith a bill reflecting my recommendations with regard to the determination of the Municipal Cost Component for services and reimbursements to be rendered in the fiscal year 1982-83.

A copy of this bill has also been provided to the Legislative Research Office.

Respectfully,  
S/JOSEPH E. BRENNAN  
Governor

Was read and ordered placed on file and sent up for concurrence.

**Petitions, Bills and Resolves  
Requiring Reference**

The following Bills were received and, upon recommendation of the Committee on Reference of Bills, were referred to the following Committees:

**Appropriations and Financial Affairs**

Bill "An Act to Increase the Working Capital of the State Liquor Commission" (H. P. 1807), (Presented by Representative Kelleher of

Bangor) (Cosponsor: Senator Perkins of Hancock) (Submitted by the Department of Finance and Administration pursuant to Joint Rule 24)

(Ordered Printed)

Sent up for concurrence.

**Business Legislation**

Bill "An Act to Provide Emergency Powers to the Superintendent of the Bureau of Banking to Expedite Mergers and Consolidations of Financially Troubled State-chartered Financial Institutions" (Emergency) (H. P. 1808) (Presented by Representative Mitchell of Vassalboro) (Cosponsors: Senators Trafton of Androscoggin and Sutton of Oxford) (Submitted by the Department of Business Regulation pursuant to Joint Rule 24)

Bill "An Act to Amend the Law Establishing the Maine Self-Insurance Guarantee Association" (H. P. 1810) (Presented by Representative Brannigan of Portland) (Approved for introduction by the Legislative Council pursuant to Joint Rule 26)

Bill "An Act to Adjust Fees for Licenses Issued by the Real Estate Commission" (H. P. 1809) (Presented by Representative Racine of Biddeford) (Cosponsors: Representative Telow of Lewiston and Senator Clark of Cumberland) (Submitted by the Department of Business Regulation pursuant to Joint Rule 24)

(Ordered Printed)

Sent up for concurrence.

**Later Today Assigned**

Bill "An Act to Ensure Consistency in State and Federal Laws Concerning Job Opportunities for Welfare Recipients" (H. P. 1811) (Presented by Representative Hayden of Durham) (Cosponsors: Representative Mitchell of Vassalboro and Senator Sewall of Lincoln) (Submitted by the Department of Human Services pursuant to Joint Rule 24)

Committee on Health and Institutional Services was suggested.

On motion of Mr. Pearson of Old Town, tabled pending reference and later today assigned.

**Judiciary**

Bill "An Act to Permit the Attorney General to Authorize his Deputies to Act in his Place in Certain Situations" (H. P. 1812) (Presented by Representative Hobbins of Saco) (Cosponsor: Senator Devoe of Penobscot) (Submitted by the Department of Attorney General pursuant to Joint Rule 24)

(Ordered Printed)

Sent up for concurrence.

**Local and County Government**

Bill "An Act to Authorize a Self-liquidating Bond Issue for Kennebec County for the Construction of a New Detention Facility" (H. P. 1813) (Presented by Representative Lund of Augusta) (Approved for introduction by the Legislative Council pursuant to Joint Rule 26)

Bill "An Act to Permit Counties to Charge a Service Fee for Use of the County Jail" (H. P. 1814) (Presented by Representative Brown of Livermore Falls) (Cosponsors: Representatives Michaud of East Millinocket and Pearson of Old Town) (Approved for introduction by the Legislative Council pursuant to Joint Rule 26)

(Ordered Printed)

Sent up for concurrence.

**Public Utilities**

Bill "An Act to Amend the Law Enabling the Supply of Water to the City of Bangor" (Emergency) (H. P. 1815) (Presented by Representative Kelleher of Bangor) (Approved for introduction by the Legislative Council pursuant to Joint Rule 26)

(Ordered Printed)

Sent up for concurrence.

**Taxation**

Bill "An Act to Remove Winterville Plantation from the Maine Forestry District" (H. P.

1816) (Presented by Representative Martin of Eagle Lake) (Cosponsor: Senator McBreairsty of Aroostook) (Approved for introduction by the Legislative Council pursuant to Joint Rule 26)

Bill "An Act to Remove West Forks Plantation from the Maine Forestry District" (H. P. 1818) (Presented by Representative Austin of Bingham) (Approved for introduction by the Legislative Council pursuant to Joint Rule 26)

Bill "An Act to Remove Allagash Plantation from the Maine Forestry District" (H. P. 1817) (Presented by Representative Martin of Eagle Lake) (Cosponsor: Senator McBreairsty of Aroostook) (Approved for introduction by the Legislative Council pursuant to Joint Rule 26)

(Ordered Printed)

Sent up for concurrence.

**Transportation**

Bill "An Act to Require the Towing of Unauthorized Vehicles from Parking Areas Designated for Handicapped Persons' Vehicles" (H. P. 1819) (Presented by Representative Murphy of Kennebunk) (Cosponsors: Representative Racine of Biddeford and Senators Hichens of York and Gill of Cumberland) (Approved for introduction by the Legislative Council pursuant to Joint Rule 26)

(Ordered Printed)

Sent up for concurrence.

**Special Sentiment Calendar**

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

Gardiner High School Football Team on winning the 1981 State Class A Championship; (H. P. 1806) by Representative Weymouth of West Gardiner. (Cosponsors: Senator Ault of Kennebec and Representatives Kilcoyne of Gardiner and Reeves of Pittston)

In Memory of:

The Honorable John H. Needham, of Orono, Member of the 97th and 98th Maine Legislatures and distinguished member of the Bar; (S. P. 755)

There being no objections, these Expressions of Legislative Sentiment were considered passed or adopted.

**Orders of the Day**

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

COMMUNICATION re nomination of C. James Allen to the Commission on Governmental Ethics and Election Practices.

Tabled—January 7, 1982 by Representative Mitchell of Vassalboro.

Pending—Confirmation. (affirmative vote of two-thirds of those members present and voting needed in accordance with Title 1, Section 1002 of the Maine Revised Statutes Annotated)

On motion of Mr. Higgins of Scarborough, retabled pending confirmation and specially assigned for Thursday, January 14.

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

**Aging, Retirement and Veterans**

Bill "An Act to Authorize Lincoln County to Withdraw from the Maine State Retirement System" (Emergency) (H. P. 1820) (Presented by Representative Curtis of Waldoboro) (Cosponsors: Senator Sewall of Lincoln and Representatives Soule of Westport and Holloway of Edgecomb) (Approved for introduction by the Legislative Council pursuant to Joint Rule 26)

Was referred to the Committee on Aging, Retirement and Veterans, ordered printed and sent up for concurrence.

**Public Utilities**

Bill "An Act Relative to the Theft of Utility Services" (H. P. 1821) (Presented by Representative Canary of Oakland) (Approved for in-

roduction by the Legislative Council pursuant to Joint Rule 26)

Was referred to the Committee on Public Utilities, ordered printed and sent up for concurrence.

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(Off Record Remarks)

The Chair laid before the House the following matter: Bill, "An Act to Ensure Consistency in State and Federal Laws Concerning Job Opportunities for Welfare Recipients" (H. P. 1811) which was tabled and later today assigned pending reference.

On motion of Mr. Pearson of Old Town, the Bill was referred to the Committee on Health and Institutional Services, ordered printed and sent up for concurrence.

On motion of Mr. Paul of Sanford,  
Adjourned until ten o'clock tomorrow morning.