

# MAINE STATE LEGISLATURE

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**LEGISLATIVE RECORD**

OF THE

***One Hundred and Eleventh  
Legislature***

OF THE

**STATE OF MAINE**

**Volume I**

**FIRST REGULAR SESSION**

**December 1, 1982 to May 13, 1983**

## HOUSE

Thursday, February 3, 1983

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

Prayer by Mr. Stephen Craft of the Church of Christ, Troy.

The journal of the previous session was read and approved.

**Papers from the Senate**

Bill "An Act Concerning Local Leeway Under the School Finance Law" (S. P. 124) (L. D. 311) Came from the Senate referred to the Committee on Education and ordered printed.

In the House, was referred to the Committee on Education in concurrence.

Bill "An Act to Increase the Number of Voting Booths Required in Maine Elections" (S. P. 125) (L. D. 312)

Came from the Senate referred to the Committee on Election Laws and ordered printed.

In the House, was referred to the Committee on Election Laws in concurrence.

Bill "An Act Concerning Persons Who Assist in Mitigating the Effects of Discharge of Hazardous Materials" (S. P. 126) (L. D. 313)

Bill "An Act Concerning Open Burning When There is Snow on the Ground" (S. P. 127) (L. D. 314)

Came from the Senate referred to the Committee on Energy and Natural Resources and ordered printed.

In the House referred to the Committee on Energy and Natural Resources in concurrence.

Bill "An Act to Revise the Mark-up Percentage for Maine Produced Products under the Liquor Laws" (S. P. 128) (L. D. 315)

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

In the House, was referred to the Committee on Legal Affairs in concurrence.

Bill "An Act to Permit Towns to Raise Money for Snow Removal from Private Ways and Driveways" (S. P. 129) (L. D. 316)

Came from the Senate referred to the Committee on Local and County Government and ordered printed.

In the House, was referred to the Committee on Local and County Government in concurrence.

Bill "An Act to Increase the Income and Benefit Limitations Under the Elderly Householders Tax and Rent Refund Act" (S. P. 130) (L. D. 317)

Came from the Senate referred to the Committee on Taxation and ordered printed.

Was referred to the Committee on Taxation in concurrence.

Bill "An Act to Make the Single Axle Limit Uniform" (S. P. 131) (L. D. 318)

Came from the Senate referred to the Committee on Transportation and ordered printed.

In the House, was referred to the Committee on Transportation in concurrence.

**Reports of Committees****Unanimous Leave to Withdraw**

Report of the Committee on Transportation reporting "Leave to Withdraw" on Bill "An Act to Require the Secretary of State to Give Notification when the Renewal of Motor Vehicle Registrations are Due" (S. P. 31) (L. D. 86)

Report of the Committee on Judiciary reporting "Leave to Withdraw" on Bill "An Act Requiring the Attorney General to Seek the Amendment of or Judicial Review of any Exclusionary Land Use Controls" (S. P. 84) (L. D. 215)

Were placed in the Legislative Files without further action pursuant to Joint Rule 15 in concurrence.

**Messages and Documents**

The Following Communication:

State of Maine

Department of

Educational and Cultural Services

State House Station 23

Augusta, Maine 04333

February 1, 1983

TO: Joy O'Brien, Secretary of the Senate  
Edwin Pert, Clerk of the House  
G. William Buker, State Budget Office  
FROM: S/Harold Reynolds, Jr., Commissioner  
RE: Recommendation for 1983-1984 Funding Level for Adult Education

Pursuant to the provisions of Title 20, M.R.S.A., Chapter 308A, Section 2385, I am required to certify annually prior to February 1 to the Legislature and to the Bureau of the Budget a recommendation for the funding levels for the various program categories in Adult Education. Please see the recommendation below:

1983-1984

EDUCATION: ADULT

EDUCATION

\$1,990,486.84\*

All Other Category 6300 (including Grants to Cities and Towns)

\*The allocation in the budget for Grants to Cities and Towns is \$1,850,000. I recommend that an additional \$50,000 be added to the budget. The remaining difference will be absorbed through close program monitoring during the balance of this fiscal year.

Was read and ordered placed on file.

The Following Communication: (H. P. 424)

State of Maine

House of Representatives

Augusta 04333

February 1, 1983

John L. Martin  
Speaker of the House  
111th Legislature  
Gerard P. Conley  
President of the Senate  
111th Legislature

Dear Mr. Speaker and Mr. President:

On February 1, 1983, sixty-six Bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 14, bills were referred to the Joint Standing Committees on February 1, 1983 as follows:

**Aging, Retirement and Veterans**

Bill "An Act to Amend the Definition of Earnable Compensation" (H. P. 370) (L. D. 453) (Presented by Representative Hickey of Augusta) (Cosponsors: Representatives Perry of Mexico, Murray of Bangor, and Ainsworth of Yarmouth)

Bill "An Act to Clarify the Application of Ordinary Death Benefits to Participating Local Districts" (H. P. 371) (L. D. 454) (Presented by Representative Hickey of Augusta) (Cosponsors: Representatives Perry of Mexico, Kilcoyne of Gardiner, and Murray of Bangor)

Bill "An Act to Clarify the Law Relating to Employees of Local Districts Who may Withdraw from the Maine State Retirement System" (H. P. 372) (L. D. 455) (Presented by Representative Hickey of Augusta) (Cosponsors: Representatives Kilcoyne of Gardiner, Paradis of Old Town, and Crowley of Stockton Springs)

**Appropriations and Financial Affairs**

Bill "An Act to Provide Funds to an Elderly Legal Services Program" (H. P. 373) (L. D. 456) (Presented by Representative Kelleher of Bangor) (Cosponsors: Representatives Hobbins of Saco, Joyce of Portland and Diamond of Bangor)

Bill "An Act to Authorize Full Compensation for Certain Court Appearances of Municipal Law Enforcement Officers" (H. P. 374) (L. D. 457) (Presented by Representative Manning of Portland)

Bill "An Act to Prohibit State Mandates and Tax Shifts" (H. P. 375) (L. D. 458) (Presented by Representative Livesay of Brunswick) (Cosponsors: Representative Bell of Paris, Senators Clark of Cumberland and Perkins of Hancock)

RESOLVE, Appropriating \$15,000 for Maine Poison Control Center (H. P. 376) (L. D. 459) (Presented by Representative Carter of Winslow)

**Business Legislation**

Bill "An Act to Provide for Identification on Dentures" (H. P. 377) (L. D. 460) (Presented by Representative Paradis of Augusta)

Bill "An Act Concerning Television Receiving Equipment" (H. P. 378) (L. D. 461) (Presented by Representative Baker of Portland) (Cosponsor: Representative Higgins of Scarborough)

Bill "An Act to Prohibit the Commercial Sale of Chain Saws and Skidders not Equipped With Spark Arresters" (H. P. 379) (L. D. 462) (Presented by Representative Kiesman of Fryeburg) (Cosponsors: Senator Redmond of Somerset, McBreairey of Aroostook and Representative Masterman of Milo)

Bill "An Act Concerning the Selection of an Attorney to Perform a Title Search on Property Financed by a Mortgage Company" (H. P. 380) (L. D. 463) (Presented by Representative Hobbins of Saco) (Cosponsors: Representatives Joyce of Portland and Hayden of Durham)

Bill "An Act to Amend the Corporation Laws and Laws Pertaining to Limited Partnerships" (H. P. 381) (L. D. 464) (Presented by Representative Diamond of Bangor) (Cosponsor: Senator Baldacci of Penobscot) (By Request)

Bill "An Act Regarding Sales of Used Motor Vehicles" (H. P. 382) (L. D. 465) (Presented by Representative Chonko of Topsham)

**Education**

Bill "An Act to Require any State Mandated School Program to Include the Necessary Funds for Implementation" (H. P. 383) (L. D. 466) (Presented by Representative MacBride of Presque Isle) (Cosponsor: Senator McBreairey of Aroostook)

Bill "An Act to Prohibit Hazing on College Campuses and on Property Used for Educational Purposes" (H. P. 384) (L. D. 467) (Presented by Representative Small of Bath)

Bill "An Act to Increase Reimbursement for Professional Credits for Teachers" (Emergency) (H. P. 385) (L. D. 468) (Presented by Representative Cox of Brewer) (Cosponsors: Representatives Martin of Brunswick and Weymouth of West Gardiner)

Bill "An Act to Provide a Statewide Office of School Volunteer Programs" (H. P. 386) (L. D. 469) (Presented by Representative Mitchell of Vassalboro) (Cosponsors: Representatives Connolly of Portland, Brown of Gorham, and Senator Hayes of Penobscot)

**Election Laws**

Bill "An Act Relating to Nomination Petitions for Municipal Office" (H. P. 387) (L. D. 470) (Presented by Representative Carter of Winslow)

**Energy and Natural Resources**

Bill "An Act to Create a Land Use Hearing Examiner" (H. P. 388) (L. D. 471) (Presented by Representative Soule of Westport) (Cosponsor: Representative Masterton of Cape Elizabeth)

Bill "An Act to License Waste Oil Dealers and to Include Waste Oil Within Coverage of the Maine Hazardous Waste Fund" (H. P. 389) (L. D. 472) (Presented by Representative Mitchell of Freeport) (Cosponsors: Representatives McGowan of Pittsfield, Hall of Sangerville and Senator Kany of Kennebec)

Bill "An Act Concerning Zoning Variance Approval" (H. P. 390) (L. D. 473) (Presented by Representative Livesay of Brunswick) (Cosponsor: Representative Davis of Monmouth)

Bill "An Act Relating to Transportation of Hazardous Waste" (H. P. 391) (L. D. 474) (Presented by Representative Rolde of York)

Bill "An Act to Protect Air Quality" (H. P. 392) (L. D. 475) (Presented by Representative Hall of Sangerville) (Cosponsors: Senator Carpenter of Aroostook and Representative Mitchell of Vassalboro)

**Fisheries and Wildlife**

Bill "An Act Concerning the Adoption of Rules and Rule Changes by the Department of Inland Fisheries and Wildlife" (H. P. 393) (L. D. 476) (Presented by Representative Jackson of Harrison) (Cosponsors: Representatives Jacques of Waterville, MacEachern of Lincoln and Connors of Franklin)

Bill "An Act to Protect Horticultural Nurseries from Deer Damage" (H. P. 394) (L. D. 477) (Presented by Representative Stevenson of Unity) (Cosponsors: Senator Shute of Waldo and Representative Drinkwater of Belfast)

#### **Health and Institutional Services**

Bill "An Act to Protect the Health of Children by Prohibiting the Free Distribution of Cigarettes" (H. P. 395) (L. D. 478) (Presented by Representative Ketover of Portland) (Cosponsors: Representative Dexter of Kingfield and Senators Bustin of Kennebec and Gill of Cumberland)

#### **Judiciary**

Bill "An Act to Permit Birth Certificates to be Amended" (H. P. 396) (L. D. 479) (Presented by Representative Soule of Westport) (Cosponsor: Senator Baldacci of Penobscot)

Bill "An Act to Make Joint Custody the First Order of Preference in Child Custody Cases" (H. P. 397) (L. D. 480) (Presented by Representative Hobbins of Saco) (Cosponsors: Representatives Higgins of Scarborough, Soule of Westport and Senator Gill of Cumberland)

Bill "An Act to Amend Maine's Wrongful Death Law" (H. P. 398) (L. D. 481) (Presented by Representative Soule of Westport) (Cosponsor: Senator Carpenter of Aroostook)

Bill "An Act to Limit the Personal Liability of Municipal Employees under the Maine Tort Claims Act" (H. P. 399) (L. D. 482) (Presented by Representative Soule of Westport)

Bill "An Act to Increase the Damages Jurisdiction of the District Court to \$30,000." (H. P. 400) (L. D. 483) (Presented by Representative Hobbins of Saco) (Cosponsors: Representatives Soule of Westport and Hayden of Durham)

Bill "An Act Relating to Termination of Tenancy at Will" (H. P. 401) (L. D. 484) (Presented by Representative Telow of Lewiston) (Cosponsors: Representatives Soule of Westport and Carrier of Westbrook)

Bill "An Act Concerning Court Procedures Dealing with Notice in Liability Cases" (H. P. 402) (L. D. 485) (Presented by Representative Bell of Paris) (Cosponsor: Representative Livesay of Brunswick)

Bill "An Act Relating to the Statute of Limitations in Medical Malpractice Cases" (H. P. 403) (L. D. 486) (Presented by Representative Michaud of East Millinocket)

#### **Labor**

Bill "An Act Relating to Attendants for Power Boilers" (H. P. 404) (L. D. 487) (Presented by Representative Kilcayne of Gardiner) (Cosponsor: Senator Usher of Cumberland)

Bill "An Act to Change the Workers' Compensation Law with Respect to Asbestosis" (H. P. 405) (L. D. 488) (Presented by Representative Zirkilton of Mount Desert) (Cosponsors: Representatives Swazey of Bucksport, Gauvreau of Lewiston, and Senator Pray of Penobscot)

Bill "An Act Relating to the Minimum Wage for Waiters and Waitresses" (H. P. 406) (L. D. 489) (Presented by Representative Michael of Auburn) (Cosponsors: Representatives Tuttle of Sanford, Andrews of Portland, and Connolly of Portland)

Bill "An Act to Protect the Integrity of the Unemployment Insurance Trust Fund" (H. P. 407) (L. D. 490) (Presented by Representative Nadeau of Lewiston) (Cosponsor: Representative Michaud of East Millinocket)

Bill "An Act to Amend the State Employees Labor Relations Act" (H. P. 408) (L. D. 491) (Presented by Representative Tuttle of Sanford) (Cosponsors: Senators Clark of Cumberland, Dutremble of York, and Representative Michael of Auburn)

Bill "An Act to Clarify the Criteria for Suita-

ble Work in the Unemployment Compensation Program" (H. P. 409) (L. D. 492) (Presented by Representative Connolly of Portland)

Bill "An Act Concerning Unemployment Compensation" (H. P. 410) (L. D. 493) (Presented by Representative Tuttle of Sanford) (Cosponsor: Representative Swazey of Bucksport)

Bill "An Act to Protect Unemployed Workers from the Loss of Unemployment Benefits without the Opportunity for a Fair Hearing" (H. P. 411) (L. D. 494) (Presented by Representative Connolly of Portland)

Bill "An Act to Reduce the Cost of Workers' Compensation Rates to Maine Employers" (H. P. 412) (L. D. 495) (Presented by Speaker Martin of Eagle Lake) (Cosponsors: Representatives Norton of Biddeford, Tuttle of Sanford, and Senator Dutremble of York)

Bill "An Act to Adjust the Weekly Benefit Amount for Dependents of Unemployment Compensation Claimants" (H. P. 413) (L. D. 496) (Presented by Representative Andrews of Portland)

Bill "An Act to Provide for Exclusive State Funding of Workers' Compensation" (H. P. 414) (L. D. 497) (Presented by Representative McHenry of Madawaska)

Bill "An Act to Permit the Employment Security Commission Wider Discretion in Determining Eligibility for Unemployment Compensation Benefits" (H. P. 415) (L. D. 498) (Presented by Representative Andrews of Portland)

Bill "An Act to Clarify the Definition of Approved Training in the Unemployment Compensation Program" (H. P. 416) (L. D. 499) (Presented by Representative Manning of Portland) (Cosponsor: Representative Beaulieu of Portland)

#### **Legal Affairs**

RESOLVE, Authorizing Gerald Pelletier to Bring Civil Action Against the State of Maine (H. P. 417) (L. D. 500) (Presented by Speaker Martin of Eagle Lake)

#### **Marine Resources**

Bill "An Act to Limit Scallop Dragging" (H. P. 418) (L. D. 501) (Presented by Representative Randall of East Machias)

Bill "An Act to Clarify the Authority of the Commissioner of Marine Resources Regarding Fishways" (H. P. 419) (L. D. 502) (Presented by Representative Carter of Winslow) (Cosponsors: Senator Dutremble of York and Representative Crowley of Stockton Springs)

RESOLVE, Directing the Department of Marine Resources to Erect a Fishway on the Orange River in Whiting, Washington County (H. P. 420) (L. D. 503) (Presented by Representative Vose of Eastport)

#### **Public Utilities**

Bill "An Act Restoring the Cost of Pay Telephone Calls to 10¢" (H. P. 421) (L. D. 504) (Presented by Representative Michael of Auburn) (Cosponsors: Representatives Tuttle of Sanford, Connolly of Portland and Senator Charette of Androscoggin)

Bill "An Act to Revise the Mexico Water District Charter" (H. P. 422) (L. D. 505) (Presented by Representative Perry of Mexico) (Cosponsor: Senator Erwin of Oxford)

Bill, "An Act to Require Reflectors or ReflectORIZED Material on Railroad Cars Owned or Leased by Maine Railroads" (H. P. 423) (Cosponsor: Senator Hayes of Penobscot)

#### **State Government**

Bill "An Act Creating a 'Maine-owned Business' Logo" (H. P. 425) (L. D. 507) (Presented by Representative Michael of Auburn) (Cosponsors: Representatives Hayden of Durham, Gwadosky of Fairfield and Senator Charette of Androscoggin)

#### **Taxation**

Bill "An Act Relating to Trade-in Credit for Special Mobile Equipment under the Sales and Use Tax Law" (H. P. 426) (L. D. 508) (Presented by Representative Callahan of Mechanic Falls) (Cosponsors: Representatives Moholland of

Princeton, Vose of Eastport, and Senator Twitchell of Oxford)

Bill, "An Act to Remove the Requirement that Farm Vehicles have a Fuel Use Decal" (H. P. 427) (L. D. 509) (Presented by Representative Lisnik of Presque Isle) (Cosponsors: Representatives Crouse of Washburn, Theriault of Fort Kent, and Mahany of Easton)

Bill "An Act to Remove Cigarettes from Sales Tax Exemption and Increase State Revenue Sharing from 4% to 5% of Sales, Individual and Corporate Income Taxes" (H. P. 428) (L. D. 510) (Presented by Representative Kane of South Portland) (Cosponsors: Representatives Higgins of Portland, Day of Westbrook, and Cashman of Old Town)

Bill "An Act to Improve the Identification of Persons Trying to Evade State Taxes" (H. P. 429) (L. D. 511) (Presented by Representative McHenry of Madawaska) (Cosponsor: Senator Violette of Aroostook)

Bill "An Act to Exempt Farm Vehicles from the Requirement of Obtaining a Fuel Use Identification Decal" (H. P. 431) (L. D. 513) (Presented by Representative Michael of Auburn) (Cosponsors: Representatives Tuttle of Sanford, Mahany of Easton, and Senator Carpenter of Aroostook)

Bill "An Act to Establish a Meals and Lodging Tax" (H. P. 432) (L. D. 514) (Presented by Representative Kane of South Portland)

Bill "An Act to Provide a Sales Tax Exemption for Sales to Certain Humane Societies" (H. P. 433) (L. D. 515) (Presented by Representative Livesay of Brunswick) (Cosponsors: Representative Martin of Brunswick and Senator Clark of Cumberland)

RESOLVE, Authorizing the State Tax Assessor to Convey the Interest of the State in Certain Real Estate in the Unorganized Territory (H. P. 430) (L. D. 512) (Presented by Representative Vose of Eastport) (Cosponsors: Representatives Moholland of Princeton, Anderson of Stockholm, and Senator Violette of Aroostook) (Submitted by the Department of Finance and Administration pursuant to Joint Rule 24)

#### **Transportation**

Bill "An Act Relating to Registration and Inspection of Motor Trucks used for Fishing" (H. P. 434) (L. D. 516) (Presented by Representative Holloway of Edgecomb) (Cosponsor: Representative Curtis of Waldoboro)

Bill "An Act to Provide Directional Signs on the Maine Turnpike, including the Location of Bowdoin College" (H. P. 435) (L. D. 517) (Presented by Representative Livesay of Brunswick) (Cosponsors: Representative Martin of Brunswick and Senator Clark of Cumberland)

Bill "An Act to Require Notification of the Suspension or Revocation of Motor Vehicle Registration or License by Registered or Certified Mail" (H. P. 436) (L. D. 518) (Presented by Representative Gauvreau of Lewiston) (Cosponsors: Representatives Zirkilton of Mount Desert, Mayo of Thomaston and Senator Hayes of Penobscot)

Sincerely,  
S/EDWIN H. PERT  
Clerk of the House  
S/JOY J. O'BRIEN

Secretary of the Senate

The Communication was read and ordered placed on file and sent up for concurrence. By unanimous consent, ordered sent forthwith to the Senate.

The Following Communication: (H. P. 452)  
February 2, 1983

John L. Martin  
Speaker of the House  
111th Legislature  
Gerard P. Conley  
President of the Senate  
111th Legislature  
Dear Mr. Speaker and Mr. President:

On February 2, 1983, thirteen Bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 14, bills were referred to the Joint Standing Committees on February 2, 1983 as follows:

#### **Agriculture**

Bill "An Act Relating to the State Harness Racing Commission" (H. P. 439) (L. D. 532) (Presented by Representative Michael of Auburn) (Cosponsors: Representative Lewis of Auburn and Senator Erwin of Oxford)

#### **Judiciary**

Bill "An Act to Amend the Statute of Limitations for the Probate of Estates under the Maine Probate Code" (H. P. 440) (L. D. 533) (Presented by Representative Hobbins of Saco)

Bill "An Act Relating to the Statute of Limitations for the Probate of Estates under the Maine Probate Code" (H. P. 441) (L. D. 534) (Presented by Representative Hobbins of Saco)

Bill "An Act Concerning the Statute of Limitations for the Probate of Estates Under the Maine Probate Code" (H. P. 442) (L. D. 535) (Presented by Representative Hobbins of Saco)

Bill "An Act Establishing a Commission to Study the Defense of Insanity and the Treatment of Persons Adjudged Not Guilty by Reason of Insanity" (Emergency) (H. P. 443) (L. D. 536) (Presented by Representative Ketover of Portland) (Cosponsors: Representative Lisnik of Presque Isle, Kane of South Portland, and Senator Violette of Aroostook)

#### **Labor**

Bill "An Act to Amend the Employment Security Law as Required by the Tax Equity and Fiscal Responsibility Act of 1982" (Emergency) (H. P. 438) (L. D. 531) (Presented by Representative Beaulieu of Portland) (Submitted by the Department of Labor pursuant to Joint Rule 24)

Bill "An Act Concerning Workers' Compensation Cost Containment" (H. P. 444) (L. D. 537) (Presented by Representative Tuttle of Sanford) (Cosponsors: Representatives Ridley of Shapleigh, Swazey of Bucksport, and Zirnkilton of Mount Desert)

#### **Legal Affairs**

Bill "An Act to Provide a 3-day Waiting Period on the Sale of Handguns" (H. P. 445) (L. D. 538) (Presented by Representative Pouliot of Lewiston)

#### **Marine Resources**

Bill "An Act to Designate the Atlantic Salmon as a Game Fish" (H. P. 446) (L. D. 539) (Presented by Representative Zirnkilton of Mount Desert)

Bill "An Act to Require that Persons must Serve an Apprenticeship before they may be issued a Lobster Fishing License" (H. P. 447) (L. D. 540) (Presented by Representative Zirnkilton of Mount Desert) (Cosponsor: Representative Salsbury of Bar Harbor)

#### **Public Utilities**

Bill "An Act Relating to Utility Stockholders" (H. P. 448) (L. D. 541) (Presented by Representative Michael of Auburn) (Cosponsors: Representatives Reeves of Pittston and Higgins of Portland)

Bill "An Act Relating to New Installations of Pay Telephones" (H. P. 449) (L. D. 542) (Presented by Representative Reeves of Pittston, Jacques of Waterville, and Nadeau of Lewiston)

#### **Transportation**

Bill "An Act Relating to the Survival of Small Private Excursion Boat Services" (H. P. 450) (L. D. 543) (Presented by Representative Carroll of Gray) (Cosponsor: Representative Sproul of Augusta)

Please note that on letter of February 1, 1983, (Cosponsors: Representative McHenry of Madawaska and Senator Violette of Aroostook) were inadvertently not listed on (H. P. 417).

Sincerely,  
S/EDWIN H. PERT  
Clerk of the House  
S/JOY J. O'BRIEN  
Secretary of the Senate

The Communication was read and ordered placed on file and sent up for concurrence. By

unanimous consent, ordered sent forthwith to the Senate.

The following Communication:  
State of Maine  
Office of the Governor  
Augusta, Maine  
04333

January 31, 1983

The Honorable John L. Martin  
Speaker of the House of Representatives  
State House Station #2  
Augusta, Maine 04333  
Dear John:

I am pleased to submit the enclosed report on planned activities and recommended allocations for FY 1984 from the Alcoholism Prevention, Education, Treatment and Research Fund. Pursuant to 28 M.R.S.A. §475, this report has been prepared through the cooperative effort of the Department of Corrections, Department of Educational and Cultural Services, Department of Human Services and the Department of Mental Health and Mental Retardation.

This document is the third report prepared by the four departments regarding recommended allocations from the Alcoholism Prevention, Education, Treatment and Research Fund. The first report was an interim plan which was submitted to the Second Special Session of the 110th Legislature; the second report, containing allocations, was submitted to the Second Regular Session of the 110th Legislature.

The FY 1984 Plan reflects significant improvement in coordination and cooperation among the four departments which plan and deliver alcoholism services. This report provides a comprehensive framework and strategy which guides the State's efforts to effectively utilize existing resources to provide a spectrum of alcoholism services to Maine citizens.

My Administration will be pleased to respond to any questions you may have about the Plan. We look forward to working with you as you review this proposal.

Sincerely,  
S/JOSEPH E. BRENNAN  
Governor

Was read and with accompanying report ordered placed on file.

The following Communication:  
State of Maine  
Maine State Retirement System  
State Office Building  
State House Station 46  
Augusta, Maine 04333

February 2, 1983

Gerard P. Conley, President  
Maine State Senate  
Representative John Martin, Speaker  
House of Representatives  
Dear Senator Conley and Representative Martin:

In accordance with the provisions of 5 M.R.S.A., Section 1128, the Board of Trustees of the Maine State Retirement System hereby notifies you that a 4% increase in retirement benefits paid to retired state employees, teachers and retirees of certain participating local districts, was authorized effective September 1, 1982. This was a cost-of-living increase. The Consumer Price Index (CPI-U), published by the United States Department of Labor, Bureau of Labor Statistics, increased 7.1% in the twelve month period ending June 1982.

In addition, the second regular session of the 110th Legislature enacted PL 1981, c. 702, Part U, granted those persons eligible for an annual adjustment in retirement allowances under the above referred to statute, an additional one-time cost-of-living increase of \$.50 for each year of creditable service payable in September 1982. Recipients of survivor or disability and other recipients of benefits based on criteria other than length of creditable service received

a 2% increase in their allowances, also payable in September 1982.

Sincerely,  
S/ROBERTA M. WEIL  
Executive Director

Was read and ordered placed on file.

#### **Petitions, Bills and Resolves Requiring Reference**

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

#### **Business Legislation**

Bill "An Act to Amend the Maine Insurance Guaranty Association Act" (H. P. 451) (Presented by Representative Perkins of Brooksville) (Cosponsor: Representative Racine of Biddeford)

(Ordered Printed)  
Sent up for concurrence.

#### **Orders**

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

ORDERED, that Representative Joseph C. Brannigan of Portland be excused February 1, 1983 due to illness.

AND BE IT FURTHER ORDERED, that Representative Louis Jalbert of Lewiston be excused February 7 and 8 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Philip C. Jackson of Harrison be excused February 16 through February 22 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Frederick F. Soucy of Kittery be excused February 21 through February 25 for personal reasons.

#### **House Reports of Committees Unanimous Ought Not to Pass**

Representative Kelly from the Committee on Fisheries and Wildlife on Bill "An Act to Change the Date of the Special Muzzle-loading Hunting Season" (Emergency) (S. P. 57) (L. D. 63) reporting "Ought Not to Pass"

Representative Handy from the Committee on Legal Affairs on Bill "An Act Concerning Fire Safety Inspection" (H. P. 14) (L. D. 10) reporting "Ought Not to Pass"

Representative Cote from the Committee on Legal Affairs on Bill "An Act to Amend the Concealed Weapons Law" (H. P. 44) (L. D. 49) reporting "Ought Not to Pass"

Were placed in the Legislative Files without further action pursuant to Joint Rule 15, and sent up for concurrence.

#### **Unanimous Leave to Withdraw**

Representative Dillenback from the Committee on Legal Affairs on Bill "An Act Relating to the Forfeiture of Unoccupied Interment Spaces" (H. P. 45) (L. D. 50) reporting "Leave to Withdraw"

Representative Cox from the Committee on Legal Affairs on Bill "An Act Relating to Carrying a Concealed Weapon While Under the Influence of Intoxicating Liquor or Drugs" (H. P. 33) (L. D. 38) reporting "Leave to Withdraw"

Were placed in the Legislative Files without further action pursuant to Joint Rule 15, and sent up for concurrence.

#### **Ought to Pass in New Draft**

Representative Jalbert from the Committee on Appropriations and Financial Affairs on Bill "An Act Providing for an Additional District Court Judge Within the Judicial Division of Southern Androscoggin County" (Emergency) (H. P. 26) (L. D. 31) reporting "Ought to Pass" in New Draft (H. P. 437) (L. D. 530)

Report was read and accepted, the New Draft given its first reading and assigned for second reading, Monday, February 7.

#### **Ought to Pass in New Draft**

Representative Carter from the Committee

on Appropriations and Financial Affairs on Bill "An Act to Authorize a New Federally-funded Telephone System at Camp Keyes" (Emergency) (H. P. 31) (L. D. 36) reporting "Ought to Pass" in New Draft (Emergency) (H. P. 369) (L. D. 344)

Report was read and accepted, the New Draft given its first reading and assigned for second reading, Monday, February 7.

#### **Consent Calendar**

##### **First Day**

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

(S. P. 21) (L. D. 22) Bill "An Act Relating to the Annual Observance of Saint Jean-Baptiste" Committee on Legal Affairs reporting "Ought to Pass"

No objections being noted, the above item was ordered to appear on the Consent Calendar of February 7, under listing of second day.

#### **Consent Calendar**

##### **Second Day**

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

(H. P. 32) (L. D. 37) Bill "An Act Concerning Confidentiality of Fisheries Statistics"

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

#### **Passed to be Engrossed**

Bill "An Act to Remove the Sunset Provision on the Regulation of Business Between Motion Picture Exhibitors and Distributors" (H. P. 164) (L. D. 195)

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

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

The following Joint Order: (S. P. 186)

ORDERED, the House concurring, that when the House and Senate adjourn, they adjourn to Monday, February 7, 1983, at nine o'clock in the morning.

Came from the Senate read and passed.

In the House, the Order was read and passed in concurrence.

#### **(Off Record Remarks)**

On motion of Mr. Smith of Island Falls,  
Adjourned to Monday, February 7, 1983, at nine o'clock in the morning.