

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

Wednesday, February 9, 1983

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

Prayer by the Reverend Jack Shankel of the Maine District Church of the Nazarene, Augusta.

The journal of the previous session was read and approved.

Papers from the Senate

The following Communication:
The Senate of Maine
Augusta

February 7, 1983

The Honorable John L. Martin
Speaker of the Maine House
111th Maine Legislature
State House
Augusta, Maine 04333

Dear Speaker Martin:

In accordance with Joint Rule 38, please be advised that the Senate today confirmed, upon the recommendation of the Joint Standing Committee on Public Utilities, the nomination of Paul Fritzsche as Public Advocate.

Sincerely,

S/JOY J. O'BRIEN

Secretary of the Senate

The Communication was read and ordered placed on file.

The following Joint Order: (S. P. 195)

WHEREAS, the State of Maine and the eastern part of the United States currently operates on Eastern Standard Time; and

WHEREAS, there appears to be economic and personal benefits to the State to convert to other time zones; and

WHEREAS, those benefits need to be weighed in the light of other factors to determine the wisest course to follow; now, therefore be it

ORDERED, the House concurring, subject to the Legislative Council's review and determinations hereinafter provided, that the Joint Standing Committee on Business Legislation shall study the economic and personal benefits of converting from Eastern Standard Time to other time zones; 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 111th 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.

Came from the Senate read and passed.

In the House, the Order was read.

On motion of Mr. Racine of Biddeford, tabled pending passage in concurrence and tomorrow assigned.

Bill "An Act to Provide Funding for the Potato Blossom Festival" (S. P. 134) (L. D. 553)

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

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

Bill "An Act to Raise Per Diem Compensation for Active Retired Justices and Judges" (S. P. 153) (L. D. 555)

Bill "An Act to Establish a Supreme Judicial Court and Superior Court Capital Fund" (S. P.

155) (L. D. 556)

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

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

Bill "An Act to Revise the General Assistance Laws" (S. P. 144) (L. D. 554)

Came from the Senate referred to the Committee on Health and Institutional Services and ordered printed.

In the House, was referred to the Committee on Health and Institutional Services in concurrence.

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

Report of the Committee on Local and County Government reporting "Ought Not to Pass" on Bill "An Act Relating to Common Recreational Facilities for the Residents of Frye Island" (S. P. 56) (L. D. 163)

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

Unanimous Leave to Withdraw

Report of the Committee on Local and County Government reporting "Leave to Withdraw" on Bill "An Act Relating to Minimum Payment to Frye Island Municipal Services Corporation" (S. P. 58) (L. D. 165)

Report of the Committee on Marine Resources reporting "Leave to Withdraw" on Bill "An Act Relating to the Use of Artificial Lights in Herring Fishing" (S. P. 71) (L. D. 177)

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

Ought to Pass

Report of the Committee on Appropriations and Financial Affairs reporting "Ought to Pass" on Bill "An Act to Create a Revolving Fund for Publications of the Department of Agriculture, Food and Rural Resources" (S. P. 26) (L. D. 27)

Came from the Senate with the Report read and accepted and the Bill passed to be engrossed.

In the House, the Report was read and accepted in concurrence, the Bill read once and assigned for second reading Thursday, February 10.

Messages and Documents

The following Communication: (H. P. 473)

State of Maine

House of Representatives

Augusta 04333

February 7, 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 7, 1983, twenty-eight 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 7, 1983 as follows:

Business Legislation

Bill "An Act Relating to Time Shares" (H. P. 468) (L. D. 568) (Presented by Representative Cooper of Windham)

Bill "An Act to Amend the Statutes Relating to Itinerant Sellers" (H. P. 469) (L. D. 569) (Presented by Representative Allen of Washington)

Bill "An Act Concerning Continuing Education for Physicians" (H. P. 470) (L. D. 570) (Presented by Representative Bonney of Falmouth) (Cosponsor: Representative Zirkilton of Mount Desert)

Education

Bill "An Act to Amend the Special Education Statutes Providing for the Department's General Supervisory Responsibility for All Education Programming for Exceptional Students" (H. P. 472) (L. D. 571) (Presented by Representative Stevens of Bangor) (Cosponsors: Representatives Matthews of Caribou, Soucy of Kittery, and Senator Twitchell of Oxford) (Submitted by the Department of Educational and Cultural Services pursuant to Joint Rule 24)

Election Laws

Bill "An Act to Provide Early Access to Absentee Ballots by the Armed Forces" (H. P. 490) (L. D. 587) (Presented by Representative Diamond of Bangor) (Cosponsors: Representatives Rotondi of Athens, Joseph of Waterville, and Soucy of Kittery)

Energy and Natural Resources

Bill "An Act Concerning Open Burning at Municipal Solid Waste Disposal Sites" (H. P. 474) (L. D. 572) (Presented by Representative Tammara of Baileyville) (Cosponsors: Representatives Randall of East Machias and Rotondi of Athens)

Bill "An Act to Include Water and Sewer Districts in the Local Government Energy Conservation Program" (H. P. 476) (L. D. 573) (Presented by Representative McGowan of Pittsfield) (Cosponsors: Representatives Brown of Livermore Falls, Bost of Orono, and Matthews of Winslow) (Submitted by the Office of Energy Resources pursuant to Joint Rule 24)

Bill "An Act to Amend the Hazardous Waste Statutes Administered by the Department of Environmental Protection" (H. P. 477) (L. D. 574) (Presented by Representative Mitchell of Freeport) (Cosponsors: Representative Dexter of Kingfield, Michaud of East Millinocket, and Jacques of Waterville) (Submitted by the Department of Environmental Protection pursuant to Joint Rule 24)

Bill "An Act to Make Allocations from the Maine Nuclear Emergency Planning Fund for the Fiscal Years Ending June 30, 1984, and June 30, 1985" (Emergency) (H. P. 478) (L. D. 575) (Presented by Representative Mayo of Thomaston) (Cosponsors: Senator Trafton of Androscoggin, Representatives Allen of Washington and Gauvreau of Lewiston) (Submitted by the Department of Finance and Administration pursuant to Joint Rule 24)

Bill, "An Act to Make Allocations from the Maine Hazardous Waste Fund for the Fiscal Years Ending June 30, 1984, and June 30, 1985" (Emergency) (H. P. 479) (L. D. 576) (Presented by Representative JACQUES of Waterville) (Cosponsors: Representatives HALL of Sangerville, KIESMAN of Fryeburg, and MITCHELL of Freeport) (Submitted by the Department of Finance and Administration pursuant to Joint Rule 24)

Judiciary

Bill "An Act to Improve Access to Small Claims Court" (H. P. 480) (L. D. 577) (Presented by Speaker Martin of Eagle Lake) (Cosponsors: Representatives Hayden of Durham, Mitchell of Vassalboro, and Senator Kany of Kennebec)

Bill "An Act Concerning the Admissibility of Criminal Proceedings of Statements by Minors Describing Sexual Contact" (H. P. 481) (L. D. 578) (Presented by Representative Nelson of Portland) (Cosponsor: Representative Soule of Westport)

Bill "An Act Relating to Insanity as a Defense in Criminal Proceedings" (H. P. 482) (L. D. 579) (Presented by Representative Lewis of Auburn)

Bill "An Act Regarding Multiple Sentences of Imprisonment" (H. P. 483) (L. D. 580) (Presented by Representative Joyce of Portland) (Cosponsors: Senator Diamond of Cumberland, Representative Carrier of Westbrook and Manning of Portland) (Submitted by the Department of Corrections pursuant to Joint Rule 24)

Bill "An Act Concerning the Plea of Innocent by Reason of Insanity" (H. P. 484) (L. D. 581)

(Presented by Representative Nelson of Portland)

Labor

Bill "An Act to Provide for a Local Option on the Issue of Seniority for Teachers" (H. P. 485) (L. D. 582) (Presented by Representative Carroll of Limerick)

Legal Affairs

Bill "An Act to Amend the Charter of St. Mark's Home in Augusta" (H. P. 486) (L. D. 583) (Presented by Representative Hickey of Augusta) (Cosponsors: Senator Bustin of Kennebec and Representative Paradis of Augusta)

Local and County Government

Bill "An Act to Amend the Biannual Meetings Between County and Municipal Law Enforcement Officers" (H. P. 487) (L. D. 584) (Presented by Representative Dexter of Kingfield)

Bill "An Act to Authorize a Self-liquidating Bond Issue for Lincoln County for Renovation of and Addition to the Lincoln County Jail and Public Safety Facility" (H. P. 488) (L. D. 585) (Presented by Representative Soule of Westport) (Cosponsors: Senator Sewall of Lincoln, Representatives Curtis of Waldoboro and Holway of Edgecomb)

Marine Resources

Bill "An Act to Conserve the Marine Resources of the Medomak River" (H. P. 489) (L. D. 586) (Presented by Representative Curtis of Waldoboro)

State Government

Bill "An Act to Provide for an Orderly Transitional Period Following the Election of Constitutional Officers" (H. P. 491) (L. D. 588) (Presented by Representative Paradis of Augusta) (Cosponsors: Senator Baldacci of Penobscot, Representatives Sproul of Augusta and LaPlante of Sabattus) (Submitted by the Department of Attorney General pursuant to Joint Rule 24)

Bill "An Act Relating to Recoupment of Moneys Expended in the State Weatherization Program and the Establishment of a Permanent Revolving State Weatherization Fund" (H. P. 492) (L. D. 589) (Presented by Representative Gauvreau of Lewiston) (Cosponsors: Representatives Zirnkilton of Mount Desert, Jacques of Waterville, and Handy of Lewiston)

RESOLVE, Authorizing the Department of Educational and Cultural Services to Charge, Collect and Expend Fees for Public Services not Funded by the Legislature (H. P. 493) (L. D. 590) (Presented by Representative Murray of Bangor) (Cosponsors: Representatives Bott of Orono, Crouse of Washburn, and Senator Brown of Washington) (Submitted by the Department of Educational and Cultural Services pursuant to Joint Rule 24)

Taxation

Bill "An Act to Provide a State Income Tax Exemption for Federal Pensions" (H. P. 494) (L. D. 591) (Presented by Representative Mitchell of Freeport)

Bill "An Act to Make the Maine Income Tax More Progressive" (H. P. 495) (L. D. 592) (Presented by Representative Baker of Portland)

Bill "An Act to Repeal the Sales Tax Exemption for New Machinery and Equipment" (H. P. 496) (L. D. 593) (Presented by Representative Higgins of Portland) (Cosponsors: Representatives Andrews of Portland and Tuttle of Sanford)

Transportation

Bill "An Act to Require a Single License Plate" (H. P. 497) (L. D. 594) (Presented by Representative Baker of Portland) (Cosponsors: Representatives Nadeau of Lewiston and Paradis of Augusta)

Bill "An Act to Require Operators of Motor Vehicles to Turn on Headlights and Taillights During Daylight in Inclement Weather" (H. P. 498) (L. D. 595) (Presented by Representative Ainsworth of Yarmouth) (Cosponsor: Representative Moholland of Princeton)

Bill "An Act Concerning the Use of Safety Belts in School Buses" (H. P. 499) (L. D. 596) (Presented by Representative Cahill of Wool-

wich) (Cosponsors: Representatives Reeves of Pittston and McPherson of Eliot)

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.

The following Communication: (H. P. 475)

February 8, 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 8, 1983, eight 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 8, 1983 as follows:

Business Legislation

Bill "An Act to Adjust Fees for Filing Documents Pursuant to the Uniform Commercial Code" (H. P. 503) (L. D. 601) (Presented by Representative Diamond of Bangor) (Cosponsors: Representatives Bost of Orono, Kelly of Camden and Daggett of Manchester)

Energy and Natural Resources

Bill "An Act to Amend the Subdivision Law" (H. P. 504) (L. D. 602) (Presented by Representative Mitchell of Freeport) (Cosponsor: Representative Michaud of East Millinocket)

Health and Institutional Services

Bill "An Act to Require the Inspection of Hospital Pharmacies Prior to Licensure" (H. P. 505) (L. D. 603) (Presented by Representative Ingraham of Houlton)

Labor

Bill "An Act to Increase the Penalty for Non-payment of Reportable Wages under the Unemployment Compensation Laws" (H. P. 506) (L. D. 604) (Presented by Representative Higgins of Scarborough) (Cosponsor: Representative Beaulieu of Portland)

Local and County Government

Bill "An Act Concerning Salaries Paid to Aroostook County Commissioners" (H. P. 507) (L. D. 605) (Presented by Representative McHenry of Madawaska)

State Government

Bill "An Act to Prevent Combining More Than One Bond Issue Item in a Single Bond Issue Bill" (H. P. 508) (L. D. 606) (Presented by Representative Swazey of Bucksport)

Bill "An Act to Provide Home Energy Assistance Benefits to Eligible Tenants in Subsidized Housing" (H. P. 509) (L. D. 607) (Presented by Representative Rolde of York) (Cosponsor: Senator Bustin of Kennebec)

Taxation

Bill "An Act to Impose a Luxury Tax on Jewelry" (H. P. 510) (L. D. 608) (Presented by Representative McHenry of Madawaska)

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.

The following Communication: (H. P. 527)

State of Maine

House of Representatives

Augusta 04333

February 8, 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 8, 1983, fourteen Bills were re-

ceived by the Clerk of the House.

Pursuant to the provisions of Joint Rule 14, bills were referred to the Joint Standing Committees on February 8, 1983 as follows:

Appropriations and Financial Affairs

Bill "An Act to Make Allocations from the Alcoholism Prevention, Education, Treatment and Research Fund for the Fiscal Year Ending June 30, 1983" (Emergency) (H. P. 513) (L. D. 638) (Presented by Representative Rolde of York) (Cosponsors: Representatives Smith of Island Falls, Brodeur of Auburn and Senator Bustin of Kennebec) (Submitted by the Department of Finance and Administration pursuant to Joint Rule 24)

Bill "An Act to Make Allocations from the Maine Coastal Protection Fund for the Fiscal Years Ending June 30, 1984, and June 30, 1985" (Emergency) (H. P. 514) (L. D. 639) (Presented by Representative Hall of Sangerville) (Cosponsors: Representatives Tammara of Baileyville, Melendy of Rockland and Senator Pearson of Penobscot) (Submitted by the Department of Finance and Administration pursuant to Joint Rule 24)

Bill "An Act to Allocate Moneys for the Administrative Expenses of the State Lottery Commission for the Fiscal Years Ending June 30, 1984, and June 30, 1985" (Emergency) (H. P. 515) (L. D. 640) (Presented by Representative McSweeney of Old Orchard Beach) (Cosponsors: Representatives Cote of Auburn, Dillenback of Cumberland and Senator Charette of Androscoggin) (Submitted by the Department of Finance and Administration pursuant to Joint Rule 24)

Bill "An Act Making Authorization and Allocation Relating to Federal Block Grants for the Expenditures of State Government for the Fiscal Year Ending June 30, 1984" (Emergency) (H. P. 516) (L. D. 641) (Presented by Representative Chonko of Topsham) (Cosponsors: Representatives Theriault of Fort Kent, Callahan of Mechanic Falls, and Senator Diamond of Cumberland) (Submitted by the Department of Finance and Administration pursuant to Joint Rule 24)

Bill "An Act to Make Allocations from the Transportation Safety Fund for the Fiscal Years Ending June 30, 1984, and June 30, 1985" (Emergency) (H. P. 517) (L. D. 642) (Presented by Representative Nadeau of Lewiston) (Cosponsors: Representatives Theriault of Fort Kent, Callahan of Mechanic Falls, and Senator Diamond of Cumberland) (Submitted by the Department of Finance and Administration pursuant to Joint Rule 24)

Bill "An Act to Make Allocations from the Public Utilities Commission Regulatory Fund for the Fiscal Years Ending June 30, 1984, and June 30, 1985" (Emergency) (H. P. 518) (L. D. 643) (Presented by Representative Vose of Eastport) (Cosponsors: Representatives Bost of Orono, Weymouth of West Gardiner, and Senator Baldacci of Penobscot) (Submitted by the Department of Finance and Administration pursuant to Joint Rule 24)

Education

Bill "An Act to Allow the Commissioner of Educational and Cultural Services to Charge a Fee for Private Industrial Fire Brigade Training" (H. P. 519) (L. D. 644) (Presented by Representative Murray of Bangor) (Cosponsors: Representatives Beaulieu of Portland, Carrier of Westbrook, and Senator Brown of Washington) (Submitted by the Department of Educational and Cultural Services pursuant to Joint Rule 24)

Bill "An Act to Amend Special Education Statutes Related to Complaint Procedures" (H. P. 520) (L. D. 645) (Presented by Representative Crouse of Washburn) (Cosponsors: Representatives Brown of Gorham, Maybury of Brewer, and Senator Clark of Cumberland) (Submitted by the Department of Educational and Cultural Services pursuant to Joint Rule 24)

Energy and Natural Resources

Bill "An Act to Promote Safe Solid Fuel Burning Practices" (H. P. 521) (L. D. 646) (Presented by Representative Ridley of Shapleigh) (Cosponsors: Representatives Beaulieu of Portland, Dexter of Kingfield, and Senator Pearson of Penobscot) (Submitted by the Office of Energy Resources pursuant to Joint Rule 24)

Judiciary

Bill "An Act to Make Confidential Certain Documents of the Maine Human Rights Commission" (H. P. 522) (L. D. 647) (Presented by Representative Benoit of South Portland) (Cosponsors: Senators Trafton of Androscoggin, Violette of Aroostook, and Representative Drinkwater of Belfast) (Submitted by the Maine Human Rights Commission pursuant to Joint Rule 24)

Labor

Bill "An Act Relating to Skiers' and Tramway Passengers' Responsibilities" (H. P. 523) (L. D. 648) (Presented by Representative Brown of Bethel) (By Request)

Legal Affairs

Bill "An Act to Prohibit Skiing in Out-of-bounds Areas" (H. P. 524) (L. D. 649) (Presented by Representative Brown of Bethel)

State Government

Bill "An Act Concerning Notice of Department of Marine Resources' Rule-making and Adjudicatory Hearings" (H. P. 525) (L. D. 650) (Presented by Representative Kelly of Camden) (Cosponsors: Representatives Curtis of Waldoboro, Swazey of Bucksport, and Ainsworth of Yarmouth) (Submitted by the Department of Marine Resources pursuant to Joint Rule 24)

RESOLVE, Authorizing the Director of Parks and Recreation to Convey by Deed the Interest of the State of Maine in 3 Certain Parcels of Real Property (H. P. 526) (L. D. 651) (Presented by Representative Kelly of Camden) (Cosponsors: Representatives Curtis of Waldoboro, Zirkilton of Mount Desert, and Jacques of Waterville) (Submitted by the Department of Conservation pursuant to Joint Rule 24)

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, all matters requiring Senate concurrence were ordered sent forthwith.

Study Report Maine Forest Fire Control Study Commission

Speaker Martin for the Maine Forest Fire Control Study Commission to which was referred the study relative to state forest fire control services pursuant to Public Law 1981, Chapter 705, Part H, section 3 of the 110th Legislature have had the same under consideration, and ask leave to submit its findings and to report that the accompanying Bill "An Act to Amend the Forest Fire Control Laws and Change the Method of Funding Forest Fire Control Services" (H. P. 528) (L. D. 636) be referred to the Committee on Taxation for public hearing and printed pursuant to Joint Rule 18.

Report was read and accepted, the Bill referred to the Committee on Taxation, ordered printed and sent up for concurrence.

Study Report Maine Forest Fire Control Study Commission

Speaker Martin for the Maine Forest Fire Control Study Commission to which was referred the study relative to state forest fire control services pursuant to Public Law 1981, Chapter 705, Part H, section 3 of the 110th Legislature have had the same under consideration, and ask leave to submit its findings and to

report that the accompanying Bill "An Act to Amend the Forest Fire Control Laws and Repeal the Maine Forestry District" (H. P. 529) (L. D. 637) be referred to the Committee on Taxation for public hearing and printed pursuant to Joint Rule 18.

Report was read and accepted, the Bill referred to the Committee on Taxation, ordered printed and sent up for concurrence.

Orders

On motion of Representative Connolly of Portland, the following Joint Resolution: (H. P. 471) (Cosponsors: Representatives Brodeur of Auburn, Nelson of Portland, and Senator Conley of Cumberland)

JOINT RESOLUTION IN OBSERVANCE OF THE BIRTHDAY OF DR. MARTIN LUTHER KING, JR.

WHEREAS, January 15, 1983, marked the 54th anniversary of the birth of Dr. Martin Luther King, Jr.; and

WHEREAS, Dr. King's nonviolent means of effecting social change and his strong leadership awakened the moral sense of an entire nation regarding the treatment of minorities; and

WHEREAS, the principles Dr. King espoused are cornerstones of our democratic society and ones to which we as a nation should continually recommit ourselves; now, therefore, be it

RESOLVED: That We, the Members of the 111th Legislature, now assembled in First Regular Session in this the 15th year since the tragic assassination of this historic man, on behalf of the people of Maine, recognize and commemorate in appropriate ceremony at this time the anniversary of the birth of Dr. Martin Luther King, Jr., and in doing so pause to reflect and rededicate ourselves to the fundamental principles of equality and opportunity to which Dr. King's life was dedicated; and be it further

RESOLVED: That suitable copies of this Joint Resolution be prepared and transmitted forthwith by the Secretary of State to Martin Luther King, Jr. Center for Nonviolent Social Change to signify the esteem in which Dr. King and the principles he espoused are held by the people of Maine.

The Resolution was read and adopted and sent up for concurrence.

House Reports of Committees Unanimous Ought Not to Pass

Representative Theriault from the Committee on Transportation on Bill "An Act to Reduce the Special Limit for Motor Trucks to 5 Miles Per Hour less than that set for Passenger Vehicles" (H. P. 48) (L. D. 53) reporting "Ought Not to Pass"

Representative Moholland from the Committee on Transportation on Bill "An Act to Permit Trained, Qualified and Uniformed Constables to use Blue Lights on Motor Vehicles" (H. P. 162) (L. D. 186) reporting "Ought Not to Pass"

Representative Reeves from the Committee on Transportation on Bill "An Act Authorizing the Use of Blue Lights on Vehicles by Constables" (H. P. 27) (L. D. 32) 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 Soucy from the Committee on Education on Bill "An Act to Increase Reimbursement for Professional Credits for Teachers" (Emergency) (H. P. 385) (L. D. 468) reporting "Leave to Withdraw"

Representative Perkins from the Committee on Business Legislation on Bill "An Act Relating to the Flash Point of Kerosene" (H. P. 262) (L. D. 322) reporting "Leave to Withdraw"

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

sent up for concurrence.

Referred to the Committee on Business Legislation

Representative Swazey from the Committee on Labor on Bill "An Act to Reduce the Cost of Workers' Compensation Rates to Maine Employers" (H. P. 412) (L. D. 495) reporting that it be referred to the Committee on Business Legislation.

Report was read and accepted, the Bill referred to the Committee on Business Legislation and sent up for concurrence.

Referred to the Committee on Business Legislation

Representative Swazey from the Committee on Labor on Bill "An Act to Provide for Exclusive State Funding of Workers' Compensation" (H. P. 414) (L. D. 497) reporting that it be referred to the Committee on Business Legislation.

Report was read and accepted, the Bill referred to the Committee on Business Legislation and sent up for concurrence.

Ought to Pass in New Draft

Representative Wentworth from the Committee on Local and County Government on Bill "An Act Regarding the Recording of Instruments in the Day Book of the Registry of Deeds" (H. P. 127) (L. D. 135) reporting "Ought to Pass" in New Draft (H. P. 500) (L. D. 566)

Report was read and accepted, the New Draft given its first reading and assigned for second reading, Thursday, February 10.

Representative Wentworth from the Committee on Local and County Government on RESOLVE, Providing for the Expenditure of Public Service Tax Receipts Credited to Edmunds Township (H. P. 16) (L. D. 12) reporting "Ought to Pass" in New Draft (H. P. 501) (L. D. 567)

Report was read and accepted, The New Draft given its first reading and assigned for second reading, Thursday, February 10.

Consent Calendar First Day

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

(H. P. 338) (L. D. 397) Bill "An Act to Amend Temporarily the Benefit Financing Provisions of the Employment Security Law" (Emergency) Committee on Labor reporting "Ought to Pass"

There being no objection, under suspension of the rules, the above item was given Consent Calendar Second Day notification, passed to be engrossed and sent up for concurrence.

(H. P. 438) (L. D. 531) Bill "An Act to Amend the Employment Security Law as Required by the Tax Equity and Fiscal Responsibility Act of 1982" (Emergency) Committee on Labor reporting "Ought to Pass"

There being no objections, under suspension of the rules, the above item was given Consent Calendar Second Day notification, passed to be engrossed and sent up for concurrence.

(H. P. 75) (L. D. 80) Bill "An Act to Establish a Sign on the Maine Turnpike to Guide Visitors to Norway, South Paris and the Oxford Hills Region" Committee on Transportation reporting "Ought to Pass"

(H. P. 112) (L. D. 119) Bill "An Act Concerning Fees and Costs Under the Dog Control Laws" Committee on Agriculture reporting "Ought to Pass" as amended by Committee Amendment "A" (H-8)

(H. P. 183) (L. D. 212) Bill "An Act to Clarify the Time during which a Utility is Restricted from Filing a Rate Case under the Public Utility Law" Committee on Public Utilities reporting "Ought to Pass" as amended by Committee Amendment "A" (H-9)

No objections being noted the above items were ordered to appear on the Consent Calendar of February 10, 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. 15) (L. D. 11) Bill "An Act to Establish a Boundary Line Between the Towns of Burnham, Unity and Unity Township" (C. "A" H-6)

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 Relating to Furnishing or Allowing Consumption of Liquor by Certain Persons" (H. P. 454) (L. D. 551)

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

**Passed to Be Enacted
Emergency Measure**

An Act to Modify the Municipal and County Reports' Laws (H. P. 368) (L. D. 343)

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. 113 voted in favor of same and none against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

An Act to Include the Public Advocate as a Member of the Energy Resources Advisory Board (H. P. 79) (L. D. 83)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. Pursuant to Section 8, Part First, of Article V of the Constitution of Maine, a two-thirds vote of the House is necessary. 110 voted in favor of same and none against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Orders of the Day

Bill "An Act Relating to the Annual Observance of Saint Jean-Baptiste" (S. P. 21) (L. D. 22)

In House, Passed to be engrossed in concurrence on February 7.

Held at the Request of Representative Ketover of Portland.

On motion of Mrs. Ketover of Portland, the House reconsidered its action whereby the Bill was passed to be engrossed in concurrence.

The same gentlewoman offered House Amendment "A" and moved its adoption.

House Amendment "A" (H-7) was read by the Clerk and adopted.

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

(Off Record Remarks)

The SPEAKER: For those who are not aware, Nathaniel Haskell of Portland, a former Speaker of this body has passed away. The funeral services will be held tomorrow afternoon at two o'clock. The Chair will appoint the gentleman from Scarborough, Mr. Higgins, and the gentleman from Monmouth, Mr. Davis, as chairs of the official House delegation, with the members of the Portland delegation, to attend the services tomorrow afternoon.

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

Consent Calendar

First Day

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

(S. P. 102) (L. D. 234) Bill, "An Act Relating to the Charter of the Van Buren Water District" (Emergency)—Committee on Public Utilities reporting "Ought to Pass" as amended by Committee Amendment "A" (S-6).

No objection being noted, under suspension of the rules, the Bill was given Consent Calendar Second Day notification and passed to be engrossed as amended in concurrence.

By unanimous consent, ordered sent forthwith to Engrossing.

On motion of Mr. Andrews of Portland.

Adjourned until nine o'clock tomorrow morning.