

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

Monday, March 14, 1983

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

Prayer by the Reverend Robert Dorr of the Buxton United Methodist Church.

The members stood at attention during the playing of the National Anthem by the Orono High School Band.

The journal of the previous session was read and approved.

Order Out of Order

Mr. Nadeau of Lewiston presented the following Joint Order and moved its passage: (HLS 192)

Recognizing:

The Lewiston High School Blue Devils Hockey Team, and coach Roger Lachapelle, for their 5-3 victory over North Yarmouth Academy to win the State Class A Hockey Championship; (H. P. 192) by Representative Nadeau of Lewiston, (Cosponsors: Representative Handy of Lewiston, Gauvreau of Lewiston, and Senator Charette of Androscoggin)

The order was received out of order by unanimous consent, read and passed and sent up for concurrence.

By unanimous consent, ordered sent forthwith to the Senate.

On motion of Mrs. Mitchell of Vassalboro, Recessed until four o'clock in the afternoon in memory of Representative Warren F. Studley of Berwick.

**Afer Recess
4:00 p.m.**

The House was called to order by the Speaker.

Papers from the Senate

The following Communication:
The Senate of Maine
Augusta

March 10, 1983

Honorable Edwin H. Pert
Clerk of the House
111th Legislature
Augusta, Maine 04333

Dear Mr. Pert:
The Senate voted today to Adhere to its former action whereby it accepted the Majority Ought Not to Pass Report of the Committee on Judiciary on Bill "An Act to Require Mandatory Jail Sentences for Trafficking or Furnishing Drugs" (H. P. 122) (L. D. 130)

Sincerely,

S/JOY J. O'BRIEN

Secretary of the Senate

The Communication was read and ordered placed on file.

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

Report of the Committee on Taxation reporting "Ought Not to Pass" on Bill "An Act to Permit a Trade-in Credit Under the Sales Tax Statutes for Utility Tractors" (S. P. 25) (L. D. 26)

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 Labor reporting "Leave to Withdraw" on Bill "An Act to Repeal the Nonnegotiability of Educational Policies" (S. P. 178) (L. D. 545)

Report of the Committee on Labor reporting "Leave to Withdraw" on Bill "An Act to Revise the University of Maine Arbitration Procedures" (S. P. 159) (L. D. 452)

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

Ought to Pass in New Draft

Report of the Committee on Business Legislation on Bill "An Act to Amend the Consumer Credit Code Regarding Mobile Homes" (Emergency) (S. P. 86) (L. D. 217) reporting "Ought to Pass" in New Draft (Emergency) (S. P. 366) (L. D. 1121)

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

In the House, the report was read and accepted in concurrence, the New Draft read once and assigned for second reading tomorrow.

Divided Report

Majority Report of the Committee on Legal Affairs reporting "Ought to Pass" as amended by Committee Amendment "A" (S-19) on Bill "An Act to Permit the Petition of Local Referendum by the State Liquor Commission" (S. P. 224) (L. D. 661)

Report was signed by the following members:

Senator:

CHARETTE of Androscoggin
— of the Senate.

Representatives:

COX of Brewer
SWAZEY of Bucksport
COTE of Auburn
STUDLEY of Berwick
PERRY of Mexico
McSWEENEY of Old Orchard Beach
DILLENBACK of Cumberland
— of the House.

Minority Report of the same Committee reporting "Ought Not to Pass" on same Bill.

Report was signed by the following members:

Senator:

SHUTE of Waldo
— of the Senate.

Representatives:

STOVER of West Bath
HANDY of Lewiston
DUDLEY of Enfield
— of the House.

Senator DANTON of York — of the Senate — abstaining.

Came from the Senate with the Majority "Ought to Pass" as amended Report read and accepted and the Bill passed to be engrossed as amended by Committee Amendment "A" (S-19)

In the House: Reports were read.

The SPEAKER: The Chair recognizes the gentleman from Brewer, Mr. Cox.

Mr. COX: Mr. Speaker, I move that we accept the Majority "Ought to Pass" Report in concurrence.

The SPEAKER: The gentleman from Brewer, Mr. Cox, moves that the Majority "Ought to Pass" Report be accepted in concurrence.

The Chair recognizes the gentleman from West Bath, Mr. Stover.

Mr. STOVER: Mr. Speaker, Ladies and Gentlemen of the House: I signed this bill out, as you know, "ought not to pass" and I thought I would like to explain to you my thinking behind it.

At the present time, there are no liquor stores that are open on Sunday in the State of Maine. There is a process whereby this can be done if enough people in the community want it to happen — that is through the petition process. If 15 percent of the people who voted in the last gubernatorial election sign a petition, take it to the governing body of that municipality, then that question shall be put on the ballot and the people have a chance to vote whether or not they want to open the liquor stores on Sunday. This would bypass that process and would allow the Liquor Commission to write to the governing body and then the governing body, by majority vote, could go ahead and put this question before the voters.

I am against this for two reasons, one is that I

feel we do have a process in place. If people want to take advantage of it, they can. It is the democratic way of doing it, and also I think it is getting the Liquor Commission to another level in the legislative process. I think it is not a good idea, it is almost like the tail wagging the dog. I feel that this is not a good bill and I am going to vote against it and hope you will join with me, and I would ask for a division.

The SPEAKER: The Chair recognizes the gentleman from Lewiston, Mr. Handy.

Mr. HANDY: Mr. Speaker and Members of the House: I, too, am one of the signers of the Minority "Ought Not to Pass" Report and I would like to briefly explain my reasons why.

Currently, the bill would allow for or would be, in effect, a bypass of the petition process as outlined in 28 MRSA Sec. 101.

I am a signer of the "ought not to pass" report for two primary reasons. Number one, there is already a mechanism in place whereby if a town or city would like to consider the local option question, it may do so under the provisions of Section 101. Secondly, I don't feel that it is proper for the State Liquor Commission to get into the business of asking our towns and cities to have an election on a local option question.

I would urge the members of the body to oppose the "ought to pass" report so we may accept the "ought not to pass" report.

The SPEAKER: A vote has been requested. The pending question is one the motion of the gentleman from Brewer, Mr. Cox, that the Majority "Ought to Pass" Report be accepted. All those in favor will vote yes; those opposed will vote no.

A vote of the House was taken.

39 having voted in the affirmative and 69 having voted in the negative, the motion did not prevail.

Thereupon, the Minority "Ought Not to Pass" Report was accepted in non-concurrence and sent up for concurrence.

Non-Concurrent Matter

Bill "An Act to Require Liquor Price Equity at Certain Border Area Liquor Stores" (H. P. 271) (L. D. 331) on which the Majority "Ought Not to Pass" Report of the Committee on Legal Affairs was read and accepted in the House on March 7, 1983.

Came from the Senate with the Minority "Ought to Pass" as amended by Committee Amendment "A" (H-40) Report of the Committee on Legal Affairs read and accepted and the Bill passed to be engrossed as amended by Senate Amendment "A" (S-20) in non-concurrence.

In the House:

The SPEAKER: The Chair recognizes the gentleman from Brewer, Mr. Cox.

Mr. COX: Mr. Speaker, I move that the House recede and concur.

The SPEAKER: The gentleman from Brewer, Mr. Cox, moves that the House recede and concur.

The Chair recognizes the gentleman from York, Mr. Rolde.

Mr. ROLDE: Mr. Speaker, I would just ask the good gentleman to explain what the Senate did and what is Senate Amendment "A"?

The SPEAKER: The gentleman from York, Mr. Rolde, has posed a question through the Chair to anyone who may care to answer.

The Chair recognizes the gentleman from Bangor, Mr. Kelleher.

Mr. KELLEHER: Mr. Speaker, Ladies and Gentlemen of the House: If the good gentleman from York hasn't already heard, as I understand the amendment the other body wants fair and equitable prices all over the state, something that I personally think seems to be very reasonable.

I would urge the House to support the House Chairman's motion to recede and concur.

We have been subsidizing long enough across the state southern Maine, or the towns

down in southern Maine, in the cost of liquor. We all know that the old argument is that we have got to get them across the border from New Hampshire and into Maine with fair prices. Well, I think the first thing this House ought to do is to give fair and equitable prices to all its citizens, not just try to lure the almighty dollar from New Hampshire and Massachusetts into the coffers of the State of Maine at the expense of the rest of the people of this state.

I wholeheartedly agree with the gentleman's motion. I know there is a price tag involved in this. Somewhere along the line we will be looking at it, but I would urge you to support the motion to recede and concur.

The SPEAKER: The Chair recognizes the gentleman from Cumberland, Mr. Dillenback.

Mr. DILLENBACK: Mr. Speaker, Ladies and Gentlemen of the House: I would like to have somebody tell me, or please explain to me, what this will cost the state in revenues?

The SPEAKER: The gentleman from Cumberland, Mr. Dillenback, has posed a question through the Chair to anyone who may care to answer.

The Chair recognizes the gentleman from Bangor, Mr. Kelleher.

Mr. KELLEHER: Mr. Speaker, I don't think it is going to cost the State of Maine a great deal of money if we just increase the prices for the liquor down in those border towns.

The SPEAKER: The Chair recognizes the gentleman from York, Mr. Rolde.

Mr. ROLDE: Mr. Speaker, Ladies and Gentlemen of the House: If I understand the gentleman from Bangor, Mr. Kelleher, correctly, this bill would lower the prices throughout the state to what those are at Kittery, and that is fine with me. I have always supported that bill.

I would take issue with the gentleman from Bangor, Mr. Kelleher, who said that the original store was put in Kittery to benefit the people in southern Maine — that is not true. The money that comes from that store benefits the people throughout the State of Maine.

I think this is a fine idea, I have always supported it. I would ask for a roll call and I would ask you to vote to recede and concur.

The SPEAKER: The Chair recognizes the gentleman from Cumberland, Mr. Dillenback.

Mr. DILLENBACK: Mr. Speaker, Ladies and Gentlemen of the House: I don't believe my question was answered. I think this state has had a problem right along in raising funds. We have raised enough taxes, we have raised enough fees, and now you want to cut the fees on liquor, which would be fair to everybody in the state. It may be fair, but it is one of the greatest revenue gatherers we have in the state. We need the money we get from the liquor sales.

If you wanted to be fair, you would put one store perhaps in Augusta which would have a discount price, or someplace centrally located if people wanted to travel the distance. But I think it is ridiculous for us to lose the revenue that we have. I can't believe that this legislature, with the problems we have had raising funds for the different programs we have, talking about a 5 cent gas increase for state highways, talking about helping the elderly and poor, and here you want to cut the revenues of the state. I think the amendment was put on to kill this bill, I don't think it was put on to be serious. I just can't believe that we as a group would vote for this. I hope you will not vote for it.

The SPEAKER: The Chair recognizes the gentleman from Athens, Ms. Rotondi.

Ms. ROTONDI: Mr. Speaker, Ladies and Gentlemen of the House: I urge you to support the motion to recede and concur. As you know, the intent of the original legislation was to enable patrons of liquor stores in southern Maine border towns to purchase liquor at the lower prices now found in Kittery.

I originally had reservations about the bill because it only dealt with a few of the many border communities whose stores lose busi-

ness to neighboring New Hampshire liquor stores. As a legislator whose district includes a prominent border town, Jackman, I am sure you can understand my concern. I have prepared an amendment that would have expanded the bill to include Jackman as well. However, this amendment that we have debated now goes even further and is, I believe, the fairest way to go. It not only makes the border towns competitive with New Hampshire, it also removes the discrimination that has existed against those who, unfortunately, do not live close enough to Kittery to benefit from the lower prices available there.

I believe as long as the state is in the liquor business, it should be both competitive as well as fair. This amendment accomplishes both those objectives. I ask for your support of my position.

The SPEAKER: The Chair recognizes the gentleman from Wells, Mrs. Wentworth.

Mrs. WENTWORTH: Mr. Speaker and Members of the House: I would like to agree with my colleague. I think that if we go with the cut-rate price all over the state, we will not be losing revenue, because I have seen along the coast and inland division of Maine and New Hampshire, if those people return and buy their liquor in this state, I think it will more than make up the difference that will be lost.

The SPEAKER: The Chair recognizes the gentleman from Cape Elizabeth, Mrs. Masterton.

Mrs. MASTERTON: Mr. Speaker, I would like to pose a question through the Chair. As I am reading the amendment, H-40, it says that the purpose of this amendment is not to extend the discount prices all over the state in every single liquor store but just to add Rumford to Kittery, Sanford and Fryeburg which were on the original bill. I would like to ask if this is correct?

The SPEAKER: The gentleman from Cape Elizabeth, Mrs. Masterton, has posed a question through the Chair to anyone who may respond if they so desire.

The Chair recognizes the gentleman from York, Mr. Rolde.

Mr. ROLDE: Mr. Speaker, Ladies and Gentlemen of the House: I believe the gentledady from Cape Elizabeth is on the wrong amendment. The amendment is under filing No. S-20 and that is the one that lowers the prices all over the state.

The SPEAKER: The Chair recognizes the gentleman from Biddeford, Mr. Racine.

Mr. RACINE: Mr. Speaker, Ladies and Gentlemen of the House: As I look at the Statement of Fact and Senate Amendment "A", it reads that the Kittery store sells liquor now at approximately 45 percent above the delivered warehouse price while the remainder of the state stores sell at least at a 75 percent markup. This amendment lowers the markup to 45 percent statewide.

If you would take a look at your General Fund Undedicated Revenue for the month ending February 28, 1983, and if you will look at the transfer from the Liquor Commission, the actual was \$19,694,100.93—my question is this—if the State Liquor Commission reduces its price to 45 percent of the markup, how much revenue would the state lose? It seems to me that somebody should be able to answer that question.

The SPEAKER: The gentleman from Biddeford, Mr. Racine, has posed a question through the Chair to anyone who may respond if they so desire.

The Chair recognizes the gentleman from Brewer, Mr. Cox.

Mr. COX: Mr. Speaker, Ladies and Gentlemen of the House: I don't think there is anyone who can, with any degree of certainty, answer the question of cost. The Liquor Commission estimates there would be a one million dollar loss of revenue if there were no increase in sales, but I think we all know that there will be

a considerable increase in sales from those people inland who are so enraged about the special price at Kittery that they go right by Kittery and go to New Hampshire to purchase their liquor. So I think we can assume that there would be a substantial increase in sales, but as to the exact amount of loss, I don't think anyone can tell us, except the State Liquor Commission assumes \$11 million if there is no increase in sales.

The committee looked into this a couple of years ago and we had figures of maybe a \$5 million or \$6 million loss but, as I say, these are just guesses. We have absolutely no way of knowing how many people from the rest of the state go to New Hampshire to purchase their liquor. We know there is a substantial number of them, we hear back in our district all the time from constituents who tell us they will not shop at the Kittery Store because of the unfairness in the price.

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

Mrs. MITCHELL: Mr. Speaker, I would like to inquire if this amendment has a proper fiscal note?

The SPEAKER: The Chair has not yet been provided a fiscal note pursuant to the requirement at this point.

Thereupon, the Bill was tabled pending a ruling from the Chair relating to Joint Rule 21.

Messages and Documents

The following Communication: (H. P. 912)

State of Maine

House of Representatives

Augusta 04333

March 9, 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 March 9, 1983 one Bill was received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 14, this bill was referred to the Joint Standing Committee on Transportation on March 9, 1983.

Transportation

Bill "An Act to Provide for Voluntary Inspection of Trailers and Semitrailers under the Motor Vehicle Laws" (Emergency) (H. P. 911) (L. D. 1161) (Presented by Representative Carol of Limerick) (Cosponsor: Representative Strout of Corinth) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27)

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.

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:

Business Legislation

Bill "An Act to Allow Domestic Assessment Mutual Companies to Appoint Agents" (H. P. 899) (Presented by Representative Mitchell of Freeport) (Cosponsors: Senator Clark of Cumberland, Representatives Dillenback of Cumberland and Webster of Farmington)

Bill "An Act to Amend the Maine Consumer Credit Code" (H. P. 900) (Presented by Representative Pouliot of Lewiston) (Cosponsors: Senator Pray of Penobscot, Representatives Benoit of South Portland and Conary of Oakland)

(Ordered Printed)

Sent up for concurrence.

Election Laws

Bill "An Act Relating to Voting by Citizens Overseas" (H. P. 901) (Presented by Representative Nadeau of Lewiston)
(Ordered Printed)
Sent up for concurrence.

Fisheries and Wildlife

Bill "An Act to Establish a Bounty on Coyote" (H. P. 902) (Presented by Representative Carroll of Limerick) (Cosponsors: Representatives Ridley of Shapleigh, Kelly of Camden and Smith of Island Falls)
(Ordered Printed)
Sent up for concurrence.

Health and Institutional Services

Bill "An Act to Establish Inmate Representation" (H. P. 903) (Presented by Representative Connolly of Portland) (Cosponsor: Senator Brown of Washington)
Bill "An Act to Establish the Medical Radiation Health and Safety Act" (H. P. 904) (Presented by Representative Manning of Portland)
(Ordered Printed)
Sent up for concurrence.

Judiciary

Bill "An Act to Establish Vehicular Manslaughter as a Class B Offense under the Criminal Code" (H. P. 905) (Presented by Representative Paradis of Augusta)
(Ordered Printed)
Sent up for concurrence.

Marine Resources

Bill "An Act to Change the Season during which Scallops may be Taken" (H. P. 906) (Presented by Representative Zirkilton of Mount Desert) (Cosponsor: Representative Connors of Franklin)

Bill "An Act to Place a Limit on the Number of Lobster Traps a Person may use to take Lobster" (H. P. 907) (Presented by Representative Zirkilton of Mount Desert) (Cosponsor: Representative Connors of Franklin)

Bill "An Act Relating to Clam Regulation in the Unorganized Territories" (H. P. 908) (Presented by Representative Vose of Eastport)
(Ordered Printed)
Sent up for concurrence.

Bill "An Act to Amend Certain Motor Vehicle Laws" (H. P. 909) (Presented by Representative Carroll of Limerick)

Bill "An Act to Amend the Motor Vehicle Salvage Laws of the State" (H. P. 910) (Presented by Representative Carroll of Limerick) (Cosponsor: Representative Moholland of Princeton)
(Ordered Printed)
Sent up for concurrence.

Orders

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

ORDERED, that Representative Richard Armstrong of Wilton be excused March 14 and March 15 for Legislative Business.

AND BE IT FURTHER ORDERED, that Representative Maynard Connors of Franklin be excused March 14 and March 15 for Legislative Business.

AND BE IT FURTHER ORDERED, that Representative Ernest Greenlaw of Standish be excused March 14 and March 15 for Legislative Business.

House Reports of Committees

Ought Not to Pass

Representative Vose from the Committee on Public Utilities on Bill "An Act Relating to Cost of Electric Power Promotions" (H. P. 658) (L. D. 833) reporting "Ought Not to Pass"

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

sent up for concurrence.

Leave to Withdraw

Representative Lewis from the Committee on Public Utilities on Bill "An Act Relating to Utility Stockholders" (H. P. 448) (L. D. 541) reporting "Leave to Withdraw"

Representative Dillenback from the Committee on Legal Affairs on Bill "An Act to Increase Penalties on Minors who Present False Identification Cards to Purchase Liquor" (H. P. 650) (L. D. 818) 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 Pines from the Committee on Health and Institutional Services on Bill "An Act to Amend and Supplement Certain Powers of Hospital Administrative District No. 1" (Emergency) (H. P. 169) (L. D. 194) reporting "Ought to Pass" in New Draft (H. P. 898) (L. D. 1150)

Representative Michael from the Committee on Agriculture on Bill "An Act to Permit Compensation to be Paid to Beekeepers for Damage Done by Bears" (H. P. 235) (L. D. 282) reporting "Ought to Pass" in New Draft (H. P. 914) (L. D. 1167)

Reports were read and accepted, the New Drafts read once and assigned for second reading tomorrow.

Ought to Pass in New Draft/ New Title

Representative Matthews from the Committee on Public Utilities on Bill "An Act Concerning Special Telecommunications Equipment for the Deaf and Hearing and Speech Impaired" (H. P. 144) (L. D. 152) reporting "Ought to Pass" in New Draft under New Title Bill "An Act Concerning Special Telecommunications Equipment for the Deaf, Hearing Impaired and Speech Impaired" (H. P. 913) (L. D. 1166)

Report was read and accepted, the New Draft read once and assigned for second reading tomorrow.

Consent Calendar

First Day

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

(H. P. 275) (L. D. 335) Bill "An Act to Revise the Law Concerning the Investment of Municipal Funds" (Emergency)—Committee on Business Legislation reporting "Ought to Pass" as amended by Committee Amendment "A" (H-59)

(S. P. 142) (L. D. 434) Bill "An Act to Establish an Annual Maine Clean Water Week"—Committee on Energy and Natural Resources reporting "Ought to Pass"

(H. P. 530) (L. D. 683) Bill "An Act to Amend the Soil and Water Conservation Districts' Law"—Committee on Agriculture reporting "Ought to Pass"

No objections being noted, the above items were ordered to appear on the Consent Calendar of March 15, under the listing of the Second Day.

Consent Calendar

Second Day

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

(H. P. 256) (L. D. 306) Bill "An Act to Amend the Charter of the Augusta Sanitary District" (C. "A" H-56)

(H. P. 430) (L. D. 512) RESOLVE, Authorizing the State Tax Assessor to Convey the Interest of the State in Certain Real Estate in the Unorganized Territory" (C. "A" H-55)

(S. P. 117) (L. D. 295) Bill "An Act Concerning Fees Charged by Sheriffs and Deputies for Service of Certain Documents" (C. "A" S-16)

No objections having been noted at the end

of the Second Legislative Day, the Senate Paper was passed to be engrossed as amended in concurrence and the House Papers were passed to be engrossed as amended and sent up for concurrence.

(S. P. 105) (L. D. 237) Bill "An Act to Amend the Banking Code Regarding the Trust Powers of Thrift Institutions" (C. "B" S-17)

On the request of Representative Brannigan of Portland, was removed from the Consent Calendar.

Thereupon, the Report was accepted in concurrence and the Bill read once. Committee Amendment "B" (S-17) was read by the Clerk.

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

House Amendment "A" to Committee Amendment "B" (H-60) was read by the Clerk and adopted.

Committee Amendment "B" as amended by House Amendment "A" thereto was adopted in non-concurrence.

The Bill was assigned for second reading tomorrow.

(H. P. 347) (L. D. 406) Bill "An Act Relating to the Industrial Waste Pretreatment Program of the Kennebec Sanitary Treatment District" (C. "A" H-57)

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

Passed to Be Engrossed

Bill "An Act to Clarify Filing Fee Requirements for Public Utilities Commission Approval of Electric Utilities' Purchase of Electric Power and Conversions" (Emergency) (H. P. 887) (L. D. 1122)

Bill "An Act Relating to General Health Insurance Benefits for Injured Maine Workers and Their Families" (H. P. 896) (L. D. 1148)

Were 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 Pertaining to the Licensing of Guides" (H. P. 897) (L. D. 1149)

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

Mrs. Ketover of Portland offered House Amendment "A" and moved its adoption.

House Amendment "A" (H-63) was read by the Clerk and adopted.

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

Orders of the Day

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

Bill "An Act to Conduct a Maine Labor Training Study" (S. P. 352) (L. D. 1026) In Senate, referred to the Committee on Labor.

Tabled—March 10, 1983 by Representative Beaulieu of Portland.

Pending—Reference in concurrence.

On motion of Mrs. Locke of Sebec, the Bill was referred to the Committee on Education in non-concurrence and sent up for concurrence.

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

Bill "An Act to Prohibit Skiing in Out-of-bounds Areas" (H. P. 524) (L. D. 649)—In House, passed to be engrossed as amended by Committee Amendment "A" (H-45) on March 8, 1983. In Senate, Bill and papers indefinitely postponed in non-concurrence.

Tabled—March 10, 1983 by Representative Cox of Brewer.

Pending—Further Consideration.

On motion of Mr. Cox of Brewer, retabled

pending further consideration and tomorrow assigned.

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

SENATE REPORT—"Refer to the Committee on Business Legislation" Committee on Legal Affairs on Bill "An Act to Provide for the Use of Major Credit Cards at Selected State Liquor Stores" (S. P. 160) (L. D. 448)

Tabled—March 10, 1983 by Representative Mitchell of Vassalboro.

Pending—Acceptance of Committee Report.

On motion of Mrs. Mitchell of Vassalboro, re-tabled pending acceptance of Committee Report and tomorrow assigned.

(Off Record Remarks)

Mr. Murphy of Kennebunk was unanimous consent to address the House.

Mr. MURPHY: Mr. Speaker, Men and Women of the House: Today many of us were able to attend the funeral of Representative Warren Studley of Berwick, Representative to the 109th, the 110th and the 111th Legislatures.

Warren was a warm, friendly man. His humor at first glance to a freshman three years ago, it appeared to be gruff, but I learned to watch for that twinkle in his eyes, much like a leprechaun's, and I knew that a joke was coming or that someone was about to have a good natured trick played upon them.

Warren could give you good, blunt, political advice about what the bottom line of a bill should be. I and others learned to ask him for his advice. I also knew that if you appeared before the Legal Affairs Committee, especially if it was a concealed weapons bill, you were in for some tough, constructive questioning by Warren.

Another side of Warren was that he was always to help other legislators, whether the problem was hospitalization, a room, or anything and many here in this chamber received that quiet, unheralded help.

The night he was stricken with a massive heart attack, he waited to call for help because, as he put it, he didn't want to bother anyone.

Today our sympathies go out to District 109 and the town of Berwick for the loss of their public servant. Our hearts go out to his wife, Emma, his three daughters and four grandchildren, and as the priest said today, Warren left everyone with good memories.

Warren, this afternoon, rests on a knoll that looks out toward the snowcapped White Mountains. It is a quiet, beautiful place—Godspeed, Warren, we miss you.

Mr. Cox of Brewer was granted unanimous consent to address the House.

Mr. COX: Mr. Speaker, Ladies and Gentlemen of the House: As the House Chairman of the Committee on which Warren served, I would like to make a very brief remark, and that is that Warren Studley had earned the title of "the gentleman from Berwick."

At this point, the members stood in a moment of silence out of respect for the late Representative Warren F. Studley of Berwick.

On motion of Mr. Higgins of Scarborough, Adjourned until nine o'clock tomorrow morning in memory of Representative Studley of Berwick.