

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

LEGISLATIVE RECORD

OF THE

***One Hundred and Eleventh
Legislature***

OF THE

STATE OF MAINE

SECOND REGULAR SESSION

January 4, 1984 to April 25, 1984

INDEX

FOURTH CONFIRMATION SESSION

(FIRST CONFIRMATION SESSION – SECOND REGULAR SESSION)

May 31, 1984

INDEX

FIFTH CONFIRMATION SESSION

(SECOND CONFIRMATION SESSION – SECOND REGULAR SESSION)

July 11, 1984

INDEX

THIRD SPECIAL SESSION

September 4, 1984 to September 11, 1984

INDEX

HOUSE

Monday, February 13, 1984

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

Prayer by Herbert L. Henry, Amherst-Aurora United Church of Christ.

The members stood for the Pledge of Allegiance to the Flag.

The Journal of Wednesday, February 8, 1984, was read and approved.

Papers from the Senate

Bill "An Act to License Occupational Therapists" (S. P. 757) (L. D. 2066)

Bill "An Act Requiring Insulation Contractors to Make Certain Disclosures when Installing Urea Formaldehyde Insulation" (S. P. 758) (L. D. 2067)

Came from the Senate, referred to the Committee on Business Legislation and Ordered Printed.

Were referred to the Committee on Business Legislation in concurrence.

Bill "An Act Creating the Rangeley Water District" (Emergency) (S. P. 759) (L. D. 2068)

Came from the Senate, referred to the Committee on Public Utilities and Ordered Printed.

Was referred to the Committee on Public Utilities in concurrence.

Reports of Committees**Unanimous Leave to Withdraw**

Report of the Committee on Taxation reporting "Leave to Withdraw" on Bill "An Act to Make Necessary Revisions Relating to the Watercraft Excise Tax" (Emergency) (S. P. 732) (L. D. 2018)

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

Communications

The Following Communication:

TO: Edwin H. Pert, Clerk of the House

FROM: Robert E. Boose, Commissioner

DATE: January 30, 1984

SUBJECT: Report of Advisory Committee on Medical Education

In accordance with the provisions of 20-A M.R.S.A., Chapter 421, it is my duty to annually report to the Legislature and to the Governor a Plan related to the participation of Maine Contract students in medical education programs. It is my pleasure, therefore, to transmit herewith the sixth Status Report prepared by the Advisory Committee on Medical Education which summarizes the Committee's activities and recommendations for the period January 1983-December 1983.

Was read and with accompanying report ordered placed on file.

Petitions, Bills and Resolves Requiring Reference

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

Aging, Retirement and Veterans

RESOLVE, to Provide a Retirement Benefit to Mrs. Bernice B. Martel of Sanford. (H. P. 1568) (Presented by Representative Tuttle of Sanford) (Cosponsors: Senator Wood of York, Representatives Paul of Sanford and Ridley of Shapleigh) (Approved for introduction by the Legislative Council pursuant to Joint Rule 26) (Ordered Printed)

Sent up for concurrence.

Education

Bill "An Act to Amend the Statutes Relating to the Approval of Correspondence Schools and Trade and Technical Schools" (H. P. 1564) (L. D. 2073) (Presented by Representative Brown of Gorham) (Cosponsors: Representa-

tives Crouse of Washburn and Bott of Orono) (Submitted by the Department of Educational and Cultural Services pursuant to Joint Rule 24)

Bill "An Act Concerning Local Leeway Under The School Finance Law" (H. P. 1565) (L. D. 2074) (Presented by Representative Locke of Sebek) (Cosponsors: Representatives Mitchell of Vassalboro, Mahany of Easton and Senator Hayes of Penobscot) (Submitted by the Department of Educational and Cultural Services pursuant to Joint Rule 24)

Bill "An Act to Establish Boards of Overseers for the University of Maine" (H. P. 1566) (L. D. 2075) (Presented by Representative Diamond of Bangor) (Cosponsors: Representatives Locke of Sebek, Higgins of Scarborough and Senator Wood of York) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27)

(Ordered Printed)

Sent up for concurrence.

Health and Institutional Services

Bill "An Act to Amend the Medical Radiation Health and Safety Act" (H. P. 1567) (L. D. 2076) (Presented by Representative Manning of Portland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27)

(Ordered Printed)

Sent up for concurrence.

House Reports of Committees**Divided Report****Tabled and Assigned**

Majority Report of the Committee on Labor reporting "Ought to Pass" on Bill "An Act to Clarify Return to Work Provisions Under the Workers' Compensation Law" (H. P. 1402) (L. D. 1824)

Signed:

Senators:

DUTREMBLE of York

HAYES of Penobscot

Representatives:

BEAULIEU of Portland

TUTTLE of Sanford

SWAZEY of Bucksport

NORTON of Biddeford

TAMMARO of Baileyville

GAUVREAU of Lewiston

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

Signed:

Senator:

SEWALL of Lincoln

Representatives:

WILEY of Hampden

BONNEY of Falmouth

ZIRNKILTON of Mount Desert

ROBINSON of Auburn

Reports were read.

On motion of Representative Diamond of Bangor, tabled pending acceptance of either Report and tomorrow assigned.

Consent Calendar**First Day**

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

(H. P. 1393) (L. D. 1816) Bill "An Act Relating to Conferring Degrees by Thomas College" (Emergency) Committee on Education reporting "Ought to Pass".

(H. P. 1497) (L. D. 1972) Bill "An Act to Include the Chief Executive Officer of the Finance Authority of Maine as an Ex Officio Corporator of the Maine Development Foundation" (Emergency) Committee on State Government reporting "Ought to Pass".

(H. P. 1455) (L. D. 1907) RESOLVE, Adopting a Permanent Plan for Federal Surplus Property. (Emergency) Committee on State Government reporting "Ought to Pass".

(H. P. 1538) (L. D. 2023) Bill "An Act to Remove the Retirement Age Restriction for Trus-

tees of the University of Maine" (Emergency) Committee on Aging, Retirement and Veterans reporting "Ought to Pass".

(H. P. 1411) (L. D. 1833) Bill "An Act to Require the State of Maine to Pay Late Fees on Overdue Payments" Committee on State Government reporting "Ought to Pass" as amended by Committee Amendment "A" (H-468).

There being no objections, the above items were ordered to appear on the Consent Calendar of Tuesday, February 14, 1984 under the listing of Second Day.

Consent Calendar**Second Day**

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

(H. P. 1408) (L. D. 1830) Bill "An Act to Clarify the Fair Apportionment of the Cost of Canceled Generating Facilities"

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 Prohibiting Release of Animals by State Humane Agents for Experimentation or Vivisection Purposes" (S. P. 748) (L. D. 2052)

Bill "An Act to Amend the Statutes Governing the Licensing of Children's Homes" (H. P. 1557) (L. D. 2056)

Were reported by the Committee on Bills in the Second Reading, read the second time, the Senate Paper was Passed to be Engrossed in concurrence and the House Paper was Passed to be Engrossed and sent up for concurrence.

Passed to Be Enacted**Emergency Measure**

An Act to Amend the Law Prohibiting the Expenditure of Funds Raised for Food Stamps in Androscoggin County. (H. P. 1384) (L. D. 1809) (C. "A" H-458)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 102 voted in favor of the same and none against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Passed to Be Enacted

An Act Relating to Record-keeping Requirements for Retail Licensees Concerning Beer and Soft Drinks. (S. P. 680) (L. D. 1858) (C. "A" S-283)

An Act to Streamline Procedures for Financial Institution Branch Changes and to Clarify what Constitutes an On-premise Facility. (S. P. 737) (L. D. 2027)

An Act to Allow One Beano Game to be Played in a 24-Hour Period in a Single Location. (H. P. 1433) (L. D. 1878)

An Act to Permit School Administrative Units to Acquire Certain Small Parcels of Land without Following the School Construction Project Approval Process. (H. P. 1447) (L. D. 1899)

An Act to Provide for the Transfer of Radio Common Carrier Franchises. (H. P. 1454) (L. D. 1906)

An Act to Clarify the Definition of School Construction. (H. P. 1462) (L. D. 1914)

Were reported by the Committee on Engrossed Bills as truly and strictly engrossed, passed to be enacted, signed by the Speaker and sent to the Senate.

Orders of the Day

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

"An Act to Clarify That Notaries Public who do not Maintain a Seal of Office may Take Acknowledgements" (H. P. 1395) (L. D. 1818)

Tabled—February 8, 1984 by Representative Diamond of Bangor.

Pending—Passage to be Engrossed.

On motion of Representative Diamond of Bangor, retabled pending passage to be engrossed and tomorrow assigned.

The following paper was taken up out of order by unanimous consent:

Reported Pursuant to the Statutes

Report of the Committee on Audit and Program Review, pursuant to the Revised Statutes, Title 3, Chapter 23 ask leave to submit its findings and to report the accompanying Bill "An Act Relating to Periodic Justification of Departments and Agencies of State Government under the Maine Sunset Laws" (S. P. 770) be referred to this Committee for public hearing and printed pursuant to Joint Rule 18.

Came from the Senate with the report read and accepted and the Bill referred to the Committee on Audit and Program Review and ordered printed.

Report was read and accepted and the Bill referred to the Committee on Audit and Program and Review in concurrence.

(Off Record Remarks)

On motion of Representative MacEachern of Lincoln,

Adjourned until ten o'clock tomorrow morning.