

# MAINE STATE LEGISLATURE

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**LEGISLATIVE RECORD**

OF THE

***One Hundred and Eleventh  
Legislature***

OF THE

**STATE OF MAINE**

**SECOND REGULAR SESSION**

**January 4, 1984 to April 25, 1984**

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**HOUSE**

Tuesday, February 21, 1984

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

Prayer by Reverend Charles Brown of Sandy Point Congregational Church, Stockton Springs.

The members stood for the Pledge of Allegiance.

The Journal of Friday, February 17, 1984, was read and approved.

**Papers from the Senate**

The following Communication:  
THE SENATE OF MAINE  
Augusta

February 17, 1984

The Honorable John L. Martin  
Speaker of the House  
111th 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 Labor, the Governor's nomination of William M. Houston of Bangor for appointment as the Second Alternate Public Representative of the Maine Labor Relations Board.

Mr. Houston is replacing Gary Thorne.

Sincerely,

S/JOY J. O'BRIEN

Secretary of the Senate

Was read and ordered placed on file.

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

Report of the Committee on Legal Affairs reporting "Leave to Withdraw" on Bill "An Act to Provide Additional Agency Stores at Seasonal Locations" (Emergency) (S. P. 743) (L. D. 2046)

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

**Health and Institutional Services**

Bill "An Act to Amend the Statutes Relating to Handicapping Conditions Under the Human Services Law" (H. P. 1589) (Presented by Representative Nelson of Portland) (Cosponsors: Senators Gill of Cumberland, Danton of York and Representative Kelleher of Bangor) (Approved for introduction by the Legislative Council pursuant to Joint Rule 26)

Ordered Printed.

Sent up for concurrence. (Later Reconsidered)

**Labor**

Bill "An Act to Improve the Functioning of the Neutral Processes in Maine's Labor Relations Laws" (H. P. 1590) (Presented by Representative Gauvreau of Lewiston) (Cosponsor: Senator Carpenter of Aroostook) (Approved for introduction by the Legislative Council pursuant to Joint Rule 26)

Ordered Printed.

Sent up for concurrence.

**Taxation**

Bill "An Act to Exempt Nonprofit Emergency Feeding Organizations from the Sales Tax" (H. P. 1591) (Presented by Representative Master-ton of Cape Elizabeth) (Cosponsor: Representative Nelson of Portland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27)

Ordered Printed.

Sent up for concurrence.

**Study Report****Committee on Election Laws**

Representative Nadeau from the Committee on Election Laws to which was referred by the Legislative Council the Study Relative to Recodification of the State Election Laws, Title 21, and Consideration of Needed Substantive Reforms have had the same under consideration and ask leave to submit its findings and to report that the accompanying Bill "An Act to Provide Voter Information on Ballot Questions" (H. P. 1588) (L. D. 2095) be referred to this Committee for public hearing and printed pursuant to Joint Rule 19.

Report was read and accepted, and the bill referred to the Committee on Election Laws, ordered printed and sent up for concurrence.

**Orders**

On motion of Representative McSweeney of Old Orchard Beach, the following Order:

ORDERED, that Representative Joseph C. Brannigan of Portland be excused February 21, 22, 23, and 24 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Patricia Stevens of Bangor be excused February 21, 22, 23, and 24 for personal reasons.

Was read and passed.

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

Representative Crouse from the Committee on Agriculture on Bill "An Act to Amend the Law Regarding Immunization of Dogs Against Rabies as a Prerequisite to Licensing" (H. P. 1418) (L. D. 1863) reporting "Leave to Withdraw"

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

**Consent Calendar****First Day**

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

(H. P. 1532) (L. D. 2009) Bill "An Act to Enable the City of Portland to Charge Reasonable Interest on Delinquent Sewer Accounts" Committee on Local and County Government reporting "Ought to Pass" as amended by Committee Amendment "A" (H-472).

(S. P. 661) (L. D. 1851) Bill "An Act to Clarify the Procedures to Appeal a Decision of the Workers' Compensation Division" Committee on Labor reporting "Ought to Pass" as amended by Committee Amendment "A" (S-289).

(H. P. 1554) (L. D. 2033) Bill "An Act to Fund and Implement Certain Collective Bargaining Agreements and to Fund and Implement Benefits for Certain State Employees Excluded from Collective Bargaining" (Emergency) Committee on Appropriations and Financial Affairs reporting "Ought to Pass".

There being no objections, the above items were ordered to appear on the Consent Calendar of Thursday, February 23, 1984 under the listing of Second Day.

**Passed to Be Enacted**

An Act Concerning Public Utility Commission Approval of Temporary Rate Changes (S. P. 671) (L. D. 1855) (C. "A" S-286)

An Act to Amend the Compensation of the Judicial Council (S. P. 656) (L. D. 1857)

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

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 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:

Bill "An Act to Amend the Liquor Laws to Permit the Sale of Beer and Wine at Outdoor Stadiums" (Emergency) (S. P. 752) (L. D. 2055) (S. "A" S-287)

Tabled—February 16, 1984 by Representative McSweeney of Old Orchard Beach.

Pending—Passage to be Engrossed. (Roll Call Requested)

On motion of Mr. McSweeney of Old Orchard Beach, retabled pending passage to be engrossed and specially assigned for Friday, February 24, 1984.

**Bill Recalled from the Governor**

(Pursuant to Joint Order—House Paper (H. P. 1587).)

Bill "An Act Relating to Eligibility for Interscholastic Secondary School Athletics" (Emergency) (H. P. 1573) (L. D. 2083)

—In House, Passed to be Enacted on February 15, 1984.

—In Senate, Passed to be Enacted on February 15, 1984.

On motion of Mrs. Locke of Sebec, under suspension of the rules, the House reconsidered its action whereby L. D. 2083 was passed to be enacted.

On further motion of the same gentlelady, under suspension of the rules, the House reconsidered its action whereby L. D. 2083 was passed to be engrossed.

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

By unanimous consent, ordered sent forthwith to the Senate.

On motion of Representative Nelson of Portland, the House reconsidered its action of earlier in the day whereby Bill "An Act to Amend the Statutes Relating to Handicapping Conditions Under the Human Services Law" (H. P. 1589) was referred to the Committee on Health and Institutional Services.

On motion of the same gentlelady, the Bill was referred to the Committee on Appropriations and Financial Affairs, Ordered Printed and sent up for concurrence.

**(Off Record Remarks)**

On motion of Mr. Andrews of Portland, Adjourned until Thursday, February 23, 1984 at ten o'clock in the morning.