

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

***One Hundred and Twelfth
Legislature***

OF THE

STATE OF MAINE

Volume I

FIRST REGULAR SESSION

December 5, 1984 - June 20, 1985

HOUSE

Wednesday, January 23, 1985

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

Prayer by Pastor Ellis Carr, II, First Congregational Church of Mechanic Falls.

Quorum called; was held.

The Journal of yesterday was read and approved.

Papers from the Senate

The following Communication:
THE SENATE OF MAINE
AUGUSTA

January 22, 1985

The Honorable John L. Martin
Speaker of the House
112th Legislature
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 Energy and Natural Resources, the Governor's nomination of Nancy Masterton of Cape Elizabeth for appointment to the Board of Environmental Protection.

Mrs. Masterton is replacing Ernest Caliendo.

Sincerely,

S/ Joy J. O'Brien

Secretary of the Senate

Was read and ordered placed on file.

The following Communication:
THE SENATE OF MAINE
AUGUSTA

January 22, 1985

The Honorable John L. Martin
Speaker of the House
112th Legislature
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 Energy and Natural Resources, the Governor's nomination of John Richards of Greenville and Brian Currier of Brunswick for appointments to the Land Use Regulation Commission.

Mr. Richards is replacing Charles A. Blood.

Mr. Currier is replacing Woodbury E. Brackett.

Sincerely,

S/ Joy J. O'Brien

Secretary of the Senate

Was read and ordered placed on file.

Bill "An Act to Amend the Law Concerning the Forest Fire Suppression Tax" (S.P. 67) (L.D. 118)

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

Was referred to the Committee on Taxation in concurrence.

**Petitions, Bills and Resolves
Requiring Reference****Aging, Retirement and Veterans**

The following Bills and Resolves were received and, upon the recommendation of the Committee on Reference of Bills, were referred to the following Committees, Ordered Printed and Sent up for Concurrence:

Bill "An Act Relating to a 5-year Review Period under the Retirement Laws" (H.P. 97) (L.D. 122) (Presented by Representative McPHERSON of Eliot)

Bill "An Act to Clarify Provisions Relating to Contributions by Participating Local Districts and to Provide for Collection of Delinquent Contributions" (H.P. 98) (L.D. 123) (Presented by Representative HICKEY of Augusta)

(Ordered Printed)

Sent up for concurrence.

Appropriations and Financial Affairs

Bill "An Act Making Appropriations to the State Planning Office to Conduct Inventories of Natural Areas Worthy of Preservation for the Fiscal Year Ending June 30, 1987" (H.P. 99) (L.D. 124) (Presented by Representative ROLDE of York)

(Ordered Printed)

Sent up for concurrence.

Tabled and Assigned

Bill "An Act to Establish a Maine Rivers Grants Program" (H.P. 100) (L.D. 125) (Presented by Representative COLES of Harpswell) (Cosponsors: Senators KANY of Kennebec, BLACK of Cumberland, and Representative JACQUES of Waterville) (Submitted by the Department of Conservation pursuant to Joint Rule 24)

The Committee on Appropriations and Financial Affairs was suggested.)

Business and Commerce

Bill "An Act to Prohibit Discrimination Based on Residency by Innkeepers" (H.P. 101) (L.D. 126) (Presented by Representative BEAULIEU of Portland) (Cosponsors: Representative HOGLUND of Portland and Senator ERWIN of Oxford)

(Ordered Printed)

Sent up for concurrence.

Education

Bill "An Act to Count all Students Living on Federal or State Property as Residents of the District but not Residents of a Municipality" (Emergency) (H.P. 102) (L.D. 127) (Presented by Representative VOSE of Eastport)

Bill "An Act to Clarify the Definition of a Vocational Region" (H.P. 103) (L.D. 128) (Presented by Representative SCARPINO of St. George)

(Ordered Printed)

Sent up for concurrence.

Fisheries and Wildlife

Bill "An Act to Restrict Moose Hunting to Bull Moose Only" (H.P. 104) (L.D. 129) (Presented by Representative MacBRIDE of Presque Isle)

Bill "An Act to Reduce the Length of the Deer Hunting Season" (H.P. 105) (L.D. 130) (Presented by Representative MacBRIDE of Presque Isle)

Bill "An Act Concerning the Open Season on Partridge" (H.P. 106) (L.D. 131) (Presented by Representative MacBRIDE of Presque Isle)

Bill "An Act to Institute the Hunting of Small Game on Sundays" (H.P. 107) (L.D. 132) (Presented by Representative CONNERS of Franklin)

(Ordered Printed)

Sent up for concurrence.

Human Resources

Bill "An Act to Prohibit Smoking in Certain Retail Stores" (H.P. 108) (L.D. 133) (Presented by Representative HILLOCK of Gorham) (Cosponsor: Senator HICHENS of York)

(Ordered Printed)

Sent up for concurrence.

Tabled and Assigned

Bill "An Act Requiring the Presence of a 2nd Physician when Abortions are Performed after Viability" (H.P. 109) (L.D. 134) (Presented by Representative BROWN of Gorham) (Cosponsors: Representative STEVENSON of Unity and Senator HICHENS of York)

(The Committee on Human Resources was suggested.)

On motion of Representative Brodeur of Auburn, tabled pending reference and tomorrow assigned.

Judiciary

Bill "An Act to Provide for Visitation of Children by 3rd Persons in Case of Divorce or Custody Proceedings" (H.P. 110) (L.D. 135) (Presented by Representative McPHERSON of

Eliot)

Bill "An Act Concerning Limitation of Actions Against Land Surveyors" (H.P. 111) (L.D. 136) (Presented by Representative TELOW of Lewiston) (Cosponsor: Representative ALIBERTI of Lewiston)

(Ordered Printed)

Sent up for concurrence.

Labor

Bill "An Act Concerning Safety and Sanitary Conditions on Railroad Property" (H.P. 112) (L.D. 137) (Presented by Representative BEAULIEU of Portland) (Cosponsor: Representative JACQUES of Waterville)

Bill "An Act to Authorize Unemployment Compensation for School Bus Drivers during Summer Vacations" (H.P. 113) (L.D. 138) (Presented by Representative ALLEN of Washington)

(Ordered Printed)

Sent up for concurrence.

Legal Affairs

Bill "An Act to Prohibit the Sale of Intoxicating Liquor on State Election Days" (H.P. 114) (L.D. 139) (Presented by Representative MacBRIDE of Presque Isle)

Bill "An Act to Equalize the Election Laws Concerning Party and Independent Candidates and Voters" (H.P. 115) (L.D. 140) (Presented by Representative VOSE of Eastport)

Bill "An Act to Change the Date of the Primary Election to the First Tuesday after the 2nd Monday in September" (H.P. 116) (L.D. 141) (Presented by Representative MacBRIDE of Presque Isle)

(Ordered Printed)

Sent up for concurrence.

Local and County Government

Bill "An Act to Change the Dates for Submission of Estimates of County Expenses" (H.P. 117) (L.D. 142) (Presented by Representative COOPER of Windham) (Cosponsor: Representative MANNING of Portland)

Bill "An Act to Clarify the Relationship between a Road Commissioner and the Municipal Officers" (H.P. 118) (L.D. 143) (Presented by Representative STROUT of Corinth) (Cosponsor: Representative THERIAULT of Fort Kent)

(Ordered Printed)

Sent up for concurrence.

Marine Resources

Bill "An Act to Regulate the Harvesting of Scallops" (H.P. 119) (L.D. 144) (Presented by Representative SCARPINO of St. George)

(Ordered Printed)

Sent up for concurrence.

State Government

Bill "An Act to Authorize an Additional Brigadier General Position in the Maine Army National Guard" (H.P. 120) (L.D. 145) (Presented by Representative THERIAULT of Fort Kent) (Cosponsors: Representatives RICHARD of Madison, RACINE of Biddeford, and ERWIN of Rumford) (Submitted by the Department of Defense and Veterans' Services pursuant to Joint Rule 24)

Bill "An Act to Repeal the Office of the Commissioner within the Department of Labor which is Funded from Administrative Funds" (H.P. 121) (L.D. 146) (Presented by Representative SPROUL of Augusta)

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Remove the Restriction that Prevents a Person from Serving more than 2 Consecutive Terms as Governor (H.P. 122) (L.D. 147) (Presented by Representative VOSE of Eastport)

(Ordered Printed)

Sent up for concurrence.

Taxation

Bill "An Act to Increase the Veterans' Property Tax Exemption" (H.P. 123) (L.D. 148)

(Presented by Representative SCARPINO of St. George)

(Ordered Printed)

Sent up for concurrence.

Transportation

Bill "An Act to Repeal an Outdated Provision of the Highway Law" (H.P. 124) (L.D. 149) (Presented by Representative MOHOLLAND of Princeton) (Cosponsors: Representatives THERIAULT of Fort Kent, CALLAHAN of Mechanic Falls, and Senator ERWIN of Oxford) (Submitted by the Department of Transportation pursuant to Joint Rule 24)

(Ordered Printed)

Sent up for concurrence.

Utilities

Bill "An Act Clarifying the Authority of Utilities to Establish Disconnection and Deposit Rules" (H.P. 125) (L.D. 150) (Presented by Representative VOSE of Eastport) (Cosponsors: Representatives RICHARD of Madison, PARADIS of Old Town, and Senator PERKINS of Hancock)

Bill "An Act Relating to the Protection of Underground Facilities under the Public Utility Law" (H.P. 126) (L.D. 151) (Presented by Representative VOSE of Eastport) (Cosponsors: Representatives RICHARD of Madison, PARADIS of Old Town, and Senator PERKINS of Hancock)

Bill "An Act Relating to the Authority of the General Counsel of the Maine Public Utilities Commission" (H.P. 127) (L.D. 152) (Presented by Representative VOSE of Eastport)

(Ordered Printed)

Sent up for concurrence.

(Off Record Remarks)

On motion of Representative O'Gara of Westbrook

Adjourned until ten o'clock tomorrow morning.
