

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD
OF THE
One Hundred and Twelfth
Legislature
OF THE
STATE OF MAINE

VOLUME I
SECOND REGULAR SESSION
January 8 - April 2, 1986

The House was called to Order by the Speaker.
Prayer by Reverend Theodore Poland, United Methodist Church of North Anson and Madison.

The Journal of Tuesday, February 18, 1986, was read and approved.

Quorum call was held.

PAPERS FROM THE SENATE

Non-Concurrent Matter

Bill "An Act to Require Notice of the Smoking Policy in Restaurants" (H.P. 1193) (L.D. 1690) on which the unanimous "Ought to Pass" as amended Report of the Committee on Human Resources was read and accepted and the Bill passed to be engrossed as amended by Committee Amendment "A" (H-504) in the House on February 13, 1986.

Came from the Senate with the unanimous "Ought to Pass" as amended Report read and the Bill and accompanying papers ruled not properly before the Body pursuant to Joint Rule 37 in non-concurrence.

On motion of Representative Nelson of Portland, the House voted to insist.

Non-Concurrent Matter

Bill "An Act to Change Martin Luther King Day from a Special Observance Day to a State Holiday" (Emergency) (H.P. 1335) (L.D. 1872) on which the Bill and accompanying papers were indefinitely postponed in the House on February 12, 1986.

Came from the Senate with Report "A" "Ought to Pass" as amended of the Committee on State Government read and accepted and the Bill passed to be engrossed as amended by Committee Amendment "A" (H-500) as amended by Senate Amendment "A" (S-377) thereto in non-concurrence.

On motion of Representative Gwadosky of Fairfield, tabled pending further consideration and specially assigned for Monday, February 24, 1986.

COMMUNICATIONS

The following Communication: (S.P. 807)

112th Maine Legislature

February 18, 1986

Senator Edgar E. Erwin
Representative John M. Michael
Chairpersons
Joint Committee on Agriculture
112th Legislature
Augusta, Maine 04333

Dear Chairs:

Please be advised that Governor Joseph E. Brennan has nominated Barbara Gottschalk of Brunswick for Appointment as the Commissioner of the Department of Agriculture.

Pursuant to Title 7 M.R.S.A Section 1, this nomination will require review by the Joint Standing Committee on Agriculture and confirmation by the Senate.

Sincerely,

S/Charles P. Pray
President of the Senate

S/John L. Martin
Speaker of the House

Came from the Senate, Read and Referred to the Committee on Agriculture.

Was Read and Referred to the Committee on Agriculture in concurrence.

PETITIONS, BILLS AND RESOLVES REQUIRING REFERENCE

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 to Authorize the Remains of Specialist 4th Class Richard D. Rimiller to be Buried in the Veterans' Memorial Cemetery" (Emergency) (H.P. 1451) (L.D. 2048) (Presented by Representative HICKEY of Augusta) (Cosponsors: Senators NAJARIAN of Cumberland, ERWIN of Oxford and Representative Jalbert of Lisbon)

Under suspension of the rules and without reference to any committee, the bill was read twice, passed to be engrossed and sent up for concurrence.

By unanimous consent, was ordered sent forthwith to the Senate.

Business and Commerce

Bill "An Act to Repeal the Maine Takeover Bid Disclosure Law" (H.P. 1445) (L.D. 2039) (Presented by Representative BRANNIGAN of Portland) (Cosponsors: Representatives STEVENS of Bangor, TELOW of Lewiston and Senator BUSTIN of Kennebec) (Submitted by the Department of Business, Occupational and Professional Regulation pursuant to Joint Rule 24)

(Ordered Printed)
Sent up for concurrence.

Energy and Natural Resources

Bill "An Act to Control Acid Rain" (H.P. 1443) (L.D. 2034) (Presented by Representative COLES of Harpswell) (Cosponsors: Representatives MITCHELL of Freeport, RIDLEY of Shapleigh, and Senator KANY of Kennebec) (Submitted by the Department of Environmental Protection pursuant to Joint Rule 24)

(Ordered Printed)
Sent up for concurrence.

State Government

Bill "An Act to Authorize the Payment of Retention and Recruitment Stipends in State Government" (H.P. 1446) (L.D. 2040) (Presented by Representative COTE of Auburn) (Cosponsors: Representatives DESCOTEAUX of Biddeford, PARADIS of Augusta and Senator BUSTIN of Kennebec) (Submitted by the Department of Personnel 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 a Certain Parcel of Real Property in the Town of Jackman (H.P. 1452) (L.D. 2049) (Presented by Representative ROTONDI of Athens) (Submitted by the Department of Conservation pursuant to Joint Rule 24)

(Ordered Printed)
Sent up for concurrence.

Taxation

Bill "An Act to Repeal the Sardine Inspection Tax" (H.P. 1453) (L.D. 2050) (Presented by Representative VOSE of Eastport) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27)

(Ordered Printed)
Sent up for concurrence.

ORDERS

On motion of Representative WEBSTER of Cape Elizabeth, the following Joint Resolution: (H.P. 1442) (Cosponsors: Senators KERRY of York, SHUTE of Waldo, and Representative GWADOSKY of Fairfield) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 35)

JOINT RESOLUTION MEMORIALIZING RONALD W. REAGAN, PRESIDENT OF THE UNITED STATES OF AMERICA AND MIKHAIL S. GORBACHEV, GENERAL SECRETARY OF THE COMMUNIST PARTY OF THE SOVIET UNION TO INITIATE A JOINT SOVIET-AMERICAN MANNED SPACE FLIGHT TO THE PLANET MARS

WE, your Memorialists, the Senate and House of Representatives of the State of Maine in the One Hundred and Twelfth Legislature, now assembled, most respectfully present and petition the Honorable Ronald W. Reagan, President of the United States of

America, and Mikhail S. Gorbachev, General Secretary of the Communist Party of the Soviet Union, as follows:

WHEREAS, a citizen of the State of Maine, Samantha Smith, has paved the road to understanding and cooperation between the people of the United States and the Soviet Union; and

WHEREAS, the recent summit meeting between Ronald W. Reagan, President of the United States, and Mikhail S. Gorbachev, General Secretary of the Communist Party of the Soviet Union, has opened new and exciting avenues for peaceful exchange of culture and technology; and

WHEREAS, 75 young students from the State of Maine will be traveling to the Union of Soviet Socialist Republics in April 1986, on a mission of friendship and education, in an effort to promote greater understanding and cooperation between the people of the United States of America and the people of the Union of Soviet Socialist Republics; and

WHEREAS, the United States and the Soviet Union pledged not to introduce nuclear or other weapons of mass destruction in Earth's orbit or on any other celestial body. According to the treaty ratified in Moscow and Washington in January 1967, the nations are to "facilitate and encourage international cooperation" in the scientific exploration of the Moon and planets and "shall regard astronauts as envoys of mankind;" and

WHEREAS, joint activities on other planets are explicitly encouraged by Article I of the Treaty, which reads: "The exploration and use of outer space, including the Moon and other celestial bodies, shall be carried out for the benefit and in the interests of all countries, irrespective of their degree of economic or scientific development, and shall be the province of all mankind;" and

WHEREAS, further peaceful progress was made in May 1972, when United States President Richard M. Nixon and Soviet Premier Alexei Kosygin signed an agreement providing for United States-Soviet cooperation in exploring space for peaceful purposes; and

WHEREAS, joint cooperation was expanded by the Apollo-Soyuz space linkup in July 1975, between Lt. General Thomas Stafford, United States Air Force and Major General Alexei Leonov of the Soviet Air Force; and

WHEREAS, further Soviet and American joint activities in planetary exploration would contribute much toward the achievement of a lasting peace between our 2 great spacefaring nations; now, therefore, be it

RESOLVED: That We, your Memorialists, do hereby respectfully urge and petition the President of the United States of America and the General Secretary of the Communist Party of the Soviet Union to do everything within their power to commit their nations to participation in a joint Soviet-American manned space flight to the planet Mars; and, be it further

RESOLVED: That duly attested copies of the Joint Resolution be transmitted to the President of the United States of America and the General Secretary of the Communist Party of the Soviet Union.

Was read.

The SPEAKER: The Chair recognizes the Representative from Cape Elizabeth, Representative Webster.

Representative WEBSTER: Mr. Speaker, Ladies and Gentlemen of the House: Some of the students that will be traveling to the Soviet Union this April are presently in the balcony today. Exactly 2 months from today, they will be standing in Red Square with the Kremlin Fortress on one side and the onion shaped domes of the cathedrals standing at the end. This group now numbers close to 75 participants. It includes teachers and parents and includes at least one State Representative and her daughter. It includes quite a few who are able to speak Russian.

Their mission is one of education. They have seen exposure to different governments, exposure to different cultures and exposure to different avenues of cooperation between the United States and the Soviet Union.

The high point of the trip will be a visit with Soviet school children to exchange ideas and gifts and to present them with the Resolution before us today.

Let us give them the opportunity to call upon the leaders of the United States and to the U.S.S.R. to initiate a joint Soviet-American man space flight to Mars.

Subsequently, the Joint Resolution was adopted and sent up for concurrence.

On motion of Representative PARADIS of Old Town, the following Joint Resolution: (H.P. 1447) (Cosponsor: Senator PERKINS of Hancock)

JOINT RESOLUTION
COMMEMORATING THE TOWN OF MARIAVILLE
ON THEIR SESQUICENTENNIAL YEAR

WHEREAS, "of all places in the world where life can be lived to its fullest and freest, where it can be met in its greatest variety and beauty, there is none to equal...the country town;" and

WHEREAS, Mariaville, named in honor of Maria Matilda the accomplished daughter of that great statesman and land holder William Bingham of Philadelphia, is such a special place; and

WHEREAS, from time beyond remembering, the Union river parted the dark forests of pine, spruce and hemlock to give the gift of lumber and with it came the first settlement at Grand Falls, and the best double sawmill in Eastern Maine; and

WHEREAS, it would be difficult to find in any portion of our land firesides that are dearer or ancestry so rich in courage and pride as those of the good citizens of Mariaville; and

WHEREAS, now on the eve of 150 years as a town, the proud residents, descendants and friends have

joined to pay tribute, not only to a worthy and historic past, but a bright and challenging future, now, therefore, be it

RESOLVED: That we, the members of the Senate and House of Representatives of this the 112th Legislature of the great and sovereign State of Maine, now assembled in Second Regular Session, pause in our deliberations to salute the Town of Mariaville on the occasion of this, its sesquicentennial year, and in extending our congratulations and best wishes we recall from our earliest journals that moment of triumph in Maine history when Mariaville became incorporated as the 330th Maine town; be it further

RESOLVED: That members of the Legislature join this community in celebrating the successful life of this country town since February 29, 1836, by presenting this joint resolution in honor of the occasion.

Was read.

The SPEAKER: The Chair recognizes the Representative from Old Town, Representative Paradis.

Representative PARADIS: Mr. Speaker, Members of the House: One hundred and fifty years ago, the town of Mariaville was settled by many who were descendants of the veterans of the Revolutionary War and the next section of Hancock County known as the Bounteous Lands. Since that time, the people have earned their way and made their mark on the history of the State of Maine.

I think it is a real credit to them that they have accomplished a high degree of independence and self-sufficiency with the resources that were available to them.

The town of Mariaville is a small town but it does represent many of our communities throughout the state. It is typical of those types of communities which we have where the people are greatly self-sufficient and very independent. I am particularly proud to be their Representative and serve their interest here on the floor of this House.

Subsequently, the Joint Resolution was adopted. Sent up for concurrence.

REPORTS OF COMMITTEES

Unanimous Leave to Withdraw

Representative MOHOLLAND from the Committee on Transportation on RESOLVE, to Name the New Bridge Between the Cities of Bangor and Brewer the "POW-MIA Memorial Bridge" (H.P. 1190) (L.D. 1687) reporting "Leave to Withdraw"

Representative SEAVEY from the Committee on Human Resources on Bill "An Act to Exclude Out-of-state Revenue Sources from the Hospital Cost Containment Law" (H.P. 1386) (L.D. 1955) reporting "Leave to Withdraw"

Representative BROWN from the Committee on Education on Bill "An Act Concerning the Selection of the Chancellor of the University of Maine System" (Emergency) (H.P. 1297) (L.D. 1813) 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 Human Resources on Bill "An Act Concerning Required Request for Organ Donation" (H.P. 1282) (L.D. 1799) reporting "Ought to Pass" in New Draft (Emergency) (H.P. 1444) (L.D. 2036)

Report was read and accepted, the New Draft read once and assigned for second reading Monday, February 24, 1986.

Ought to Pass in New Draft

Representative WEYMOUTH from the Committee on Fisheries and Wildlife on Bill "An Act to Establish a One-day Fishing License" (H.P. 1281) (L.D. 1798) reporting "Ought to Pass" in New Draft (H.P. 1449) (L.D. 2042)

Report was read and accepted, the New Draft read once and assigned for second reading Monday, February 24, 1986.

Ought to Pass in New Draft

Representative HICHBORN from the Committee on State Government on Bill "An Act to Clarify Sales of Surplus Vehicles at State Auction" (H.P. 1248) (L.D. 1758) reporting "Ought to Pass" in New Draft (H.P. 1450) (L.D. 2047)

Report was read and accepted, the New Draft read once and assigned for second reading Monday, February 24, 1986.

Ought to Pass

Pursuant to Joint Order (H.P. 1316)

Representative ROTONDI from the Committee on Local and County Government on RESOLVE, for Laying of the County Taxes and Authorizing Expenditures of Somerset County for the Year 1986 (Emergency) (H.P. 1454) (L.D. 2051) reporting "Ought to Pass" - Pursuant to Joint Order (H.P. 1316)

Report was read and accepted.

Under suspension of the rules, the Resolve was read twice, passed to be engrossed and sent up for concurrence.

Ought to Pass

Pursuant to Joint Order (H.P. 1316)

Representative SALSBURY from the Committee on

Local and County Government on RESOLVE, for Laying of the County Taxes and Authorizing Expenditures of Sagadahoc County for the Year 1986 (Emergency) (H.P. 1455) (L.D. 2052) reporting "Ought to Pass" - Pursuant to Joint Order (H.P. 1316)

Report was read and accepted.

Under suspension of the rules, the Resolve was read twice, passed to be engrossed 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:

(S.P. 755) (L.D. 1919) Bill "An Act to Allow the Maine Maritime Academy to Participate in the New England Regional Student Program" Committee on Education reporting "Ought to Pass"

(S.P. 663) (L.D. 1700) Bill "An Act to Continue Protection and Advocacy Services at the Current Level" (Emergency) Committee on Appropriations and Financial Affairs reporting "Ought to Pass"

(S.P. 696) (L.D. 1782) Bill "An Act Concerning the Conservation and Preservation of Unique State Historical and Library Research Material" Committee on Appropriations and Financial Affairs reporting "Ought to Pass"

(H.P. 1206) (L.D. 1713) Bill "An Act to Amend the Date on Which Quarterly Campaign Reports are Due" Committee on Legal Affairs reporting "Ought to Pass" as amended by Committee Amendment "A" (H-515)

(H.P. 1371) (L.D. 1935) Bill "An Act to Clarify the Provisions Relating to the Proration of Property Taxes" Committee on Taxation reporting "Ought to Pass"

(H.P. 1233) (L.D. 1742) Bill "An Act to Fund Elderly Legal Services in Northern and Eastern Maine Communities" Committee on Appropriations and Financial Affairs reporting "Ought to Pass" as amended by Committee Amendment "A" (H-517)

(H.P. 1333) (L.D. 1870) Bill "An Act to Amend the Quarterly Reporting Requirements for Municipalities not Receiving General Assistance Reimbursements" Committee on Human Resources reporting "Ought to Pass" as amended by Committee Amendment "A" (H-518)

(H.P. 1226) (L.D. 1733) Bill "An Act Relating to the Surplus Lines Insurance Law" Committee on Business and Commerce reporting "Ought to Pass" as amended by Committee Amendment "A" (H-519)

(H.P. 1301) (L.D. 1817) Bill "An Act Regarding Funds Generated by the Sales of Duck Stamps and Prints" Committee on Fisheries and Wildlife reporting "Ought to Pass" as amended by Committee Amendment "A" (H-521)

(H.P. 1251) (L.D. 1761) Bill "An Act to Expand the Maine Conservation Corps" (Emergency) Committee on Appropriations and Financial Affairs reporting "Ought to Pass" as amended by Committee Amendment "A" (H-524)

(H.P. 1204) (L.D. 1711) Bill "An Act Relating to Public Utility Service Charge Liens" Committee on Utilities reporting "Ought to Pass" as amended by Committee Amendment "A" (H-525)

There being no objections, the above items were ordered to appear on the Consent Calendar of Monday, February 24, 1986 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. 1340) (L.D. 1877) Bill "An Act to Provide Funds to Continue a Study of Bedrock Ground Water in Aroostook County" (C. "A" H-511)

(H.P. 1276) (L.D. 1793) Bill "An Act to Create a Rape Crisis Center in Augusta"

(S.P. 671) (L.D. 1739) RESOLVE, Authorizing the State Tax Assessor to Convey the Interest of the State in Certain Real Estate in the Unorganized Territory

(H.P. 1261) (L.D. 1771) RESOLVE, to Name the New Bridge Between the Cities of Bangor and Brewer the "Veterans' Memorial Bridge" (C. "A" H-512)

(H.P. 1175) (L.D. 1670) Bill "An Act to Provide Vanity Plates for Trailers" (C. "A" H-513)

(H.P. 1311) (L.D. 1827) Bill "An Act to Provide for Fair Treatment of Unpowered Fishing Dories Under the Boat Excise Tax Law" (C. "A" H-514)

No objections having been noted at the end of the Second Legislative Day, the Senate Paper was Passed to be Engrossed in concurrence and the House Papers were Passed to be Engrossed or Passed to be Engrossed as Amended and sent up for concurrence.

PASSED TO BE ENGROSSED

Bill "An Act to Make Certain Technical Changes in the Law Relating to Post-conviction Review" (S.P. 801) (L.D. 2008)

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

Bill "An Act to Exempt Nonprofit Hospice Organizations from the Sales Tax" (H.P. 1438) (L.D.

2029)

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

Representative Mayo of Thomaston offered House Amendment "A" (H-527) and moved its adoption.

House Amendment "A" (H-527) was read by the Clerk and adopted.

The Bill was passed to be engrossed as amended by House Amendment "A" (H-527) and sent up for concurrence.

Bill "An Act to Regulate Funds Availability for Items Deposited in an Account with a Financial Institution" (H.P. 1319) (L.D. 1854)

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

Representative Brannigan of Portland offered House Amendment "A" (H-520) and moved its adoption.

House Amendment "A" (H-520) was read by the Clerk and adopted.

The Bill was passed to be engrossed as amended by House Amendment "A" (H-520) and sent up for concurrence.

PASSED TO BE ENACTED

An Act Relating to Dividends on Insurance Policies (H.P. 1227) (L.D. 1734) (C. "A" H-503)

Was 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 Amend the Protection from Abuse Law (Emergency) (H.P. 1334) (L.D. 1871)

TABLED - February 18, 1986 by Representative MacBRIDE of Presque Isle.

PENDING - Passage to be Enacted.

On motion of Representative Kane of South Portland, under suspension of the rules, the House reconsidered its action whereby L.D. 1871 was passed to be engrossed.

The same Representative offered House Amendment "A" (H-516) and moved its adoption.

House Amendment "A" (H-516) was read by the Clerk. The SPEAKER: The Chair recognizes the Representative from South Portland, Representative Kane.

Representative KANE: Mr. Speaker, Ladies and Gentlemen of the House: I apologize to everyone for taking up your time on this matter but let me explain very briefly what is going on.

L.D. 1871 was meant to include in the law that we passed last year, in 1985, adults. Let me start at

the beginning. In 1985, we made it clear that abuse by an adult upon an adult could be enjoined by a court. But it was really pointed at an adult member of the family or an adult member of the household. It wasn't very clear that we had extended it to protection of children within that household and so it was unanimous on the Judiciary Committee that we pass L.D. 1871.

There was some concern -- and I thank Representative MacBride for her work on this -- that it might not be clear whether or not you are talking about children and whether or not disciplining one's own children would be included in this sort of language so what we have done here is just reference a section within the Criminal Code that makes it very clear that that is not the case and that is not our intent.

Subsequently, House Amendment "A" (H-516) was adopted.

The bill was passed to be engrossed as amended 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 Authorize the Creation of Detention Districts" (Emergency) (H.P. 1434) (L.D. 2025)

- In House, referred to the Committee on Judiciary on February 13, 1986.

- In Senate, referred to the Committee on Human Resources in non-concurrence.

TABLED - February 18, 1986 by Representative PARADIS of Augusta.

PENDING - Further consideration.

On motion of Representative Kane of South Portland, the House voted to recede and concur.

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

Bill "An Act to Exempt Prisoners and Adult Offenders who are Performing Court-ordered Public Restitution from the Provisions of the Workers' Compensation Act" (H.P. 1433) (L.D. 2024)

- In House, referred to the Committee on Judiciary on February 13, 1986.

- In Senate, referred to the Committee on Labor in non-concurrence.

TABLED - February 18, 1986 by Representative BEAULIEU of Portland.

PENDING - Further consideration.

The House voted to recede and concur.

The following item appearing on Supplement No. 1 was taken up out of order by unanimous consent:

PAPER FROM THE SENATE

The following Joint Resolution: (S.P. 815)

JOINT RESOLUTION IN MEMORY OF DANIEL E. LAMBERT
ADJUTANT OF THE AMERICAN LEGION OF MAINE

WHEREAS, The Legislature has learned with deep regret of the death of Daniel E. Lambert of Orrington, adjutant of the American Legion in Maine; and

WHEREAS, during World War II this honored soldier became a member of the famed "Darby's Rangers" and was wounded in action 4 times during his service in Europe, Africa, Sicily, Italy and France; and

WHEREAS, holding the highest decorations for service he returned to civilian life to become active in the American Legion at the local, county, district and state levels and to be elected state commander in 1968; and

WHEREAS, Daniel E. Lambert was elected adjutant of the Department of Maine of the American Legion in 1975 and became a strong advocate of veterans' rights and benefits and the voice of veterans everywhere; and

WHEREAS, among his many activities, he was a military aide to 5 governors, founder of Maine Veterans' Coordinating Committee, helped establish the Maine Veterans' Memorial Cemetery and the Maine State Veterans' Home; and

WHEREAS, Dan filled as many as 200 speaking engagements a year, was awarded 4 gold medals by the Freedoms Foundation at Valley Forge and the Humanitarian Award by the Maine American Legion; and

WHEREAS, he became editor and publisher of the Maine Legionnaire, was cited in 1980 for having the outstanding editorial in the nation and was elected president of the National American Legion Press Association; and

WHEREAS, he was a founding member of the Keep Maine Scenic Committee, served on the Governor's Committee of Manpower Affairs, Small Business Loan Authority, Veterans' Memorial Cemetery Advisory Committee and a consultant to the Maine congressional delegation; and

WHEREAS, his outstanding record of service is seemingly without end but he will be remembered above all as one who placed the highest priority on family, religion, and country and among many God-given talents was endowed with the spark of leadership; now, therefore, be it

RESOLVED: That we, the Members of the Senate and the House of Representatives pause in a moment of understanding and prayer to inscribe this token of sympathy and condolence to all who share this great loss and respectfully request that when the Legislature adjourns this date it do so in honor and lasting tribute to Daniel E. Lambert; and be it further

RESOLVED: That a suitable copy of this resolution be transmitted forthwith to his devoted wife, Elise and members of his beloved family.

Came from the Senate, read and adopted.

Was read.

The SPEAKER: The Chair recognizes the Representative from Orrington, Representative Baker.

Representative BAKER: Mr. Speaker, Ladies and Gentlemen of the House: When the House adjourns today, I respectfully request that the House adjourn in memory of Daniel E. Lambert of Orrington -- soldier, legionnaire, advocate, patriot, neighbor and friend.

The SPEAKER: The Chair recognizes the Representative from Rumford, Representative Erwin.

Representative ERWIN: Mr. Speaker, Ladies and Gentlemen of the House: I rise today to pay tribute to one of Maine's outstanding citizens, Dan Lambert, adjutant of the Department of Maine American Legion.

I have had the privilege of working closely with Dan over the years as a member of the American Legion Auxiliary and as a legionnaire. He has worked tirelessly for the veterans, the youth and the less fortunate of our society. He was never too busy to lend a helping hand to those in need.

The veterans of this state and indeed our entire country will certainly miss the dedication of this great man who was fondly referred to as "Big Dan." We in the Legion mourn his passing and extend our prayers, sympathy and condolences to his family.

I concur with the motion of the gentleman from Orrington that we adjourn today's session in Dan's memory.

The SPEAKER: The Chair recognizes the Representative from Old Town, Representative Paradis.

Representative PARADIS: Mr. Speaker and Members of the House: I stand today as a veteran to call attention to Dan Lambert who epitomized all that we as veterans recognize as dedicated service to God, country and to his military obligations. Dan gave of himself in a completely unselfish and dedicated manner.

His military record as a young man is testimony to a total commitment in behalf of nation, in behalf of Maine's contribution to a national effort and the commitment from his generation in order to fulfill those obligations. His lifetime of service as an acting contributing member of the American Legion and other veterans groups providing leadership and direction, being the spokesman of veterans and their affairs was done with dignity and in a manner that was not abrasive; yet it took no quarter from any direction and was presented with logic and clarity and it was accepted as being the veterans just due. His accomplishments in their behalf have been legion.

Just last month Dan was here and fulfilled his obligation again right up to the very last moment of his life. He appeared before a committee and presented the veterans' position on naming the Bangor-Brewer bridge which was in our second reader this morning. I am certain he would have been pleased and proud of that accomplishment -- it probably was his last time that he appeared before us.

Dan will be long remembered as Mr. Veteran of Maine. He will be hard to be replaced. His forthright manner will not be equal for a long time to come. It has been a privilege to have known Dan and to have marched along side of him in some of our common veteran objectives. I have been pleased to have been a part of that.

I support the motion which we have before us to adjourn in memory of Dan Lambert today, a resident of Orrington, citizen of Maine, veteran of the Armed

Forces of the United States of America in time of war.

The SPEAKER: The Chair recognizes the Representative from Waterville, Representative Jacques.

Representative JACQUES: Mr. Speaker, Men and Women of the House: I don't want to let this pass without adding a little different chapter to the life of Mr. Dan Lambert. The Waterville Morning Sentinel had an editorial by Mr. Clayton LaVerdiere about Dan the day after he passed away. In it, he quoted the reason Dan pursued the life that he did when he left the service. He told the story about a young soldier who had died near him or in his arms and the last thing this young soldier said was: "Who will take care of my mother?" At that time, Dan dedicated himself to coming back to the State of Maine and making sure that, not only that young man's mother, but every young man's mother, would be taken care of. As you all know, Dan did that job.

I had asked Dan once after hearing him speak to about 600 people (and he had the ability to have those people right in the palm of his hands) why he did not run for public office. His answer to me was, "that he did not have time and was glad to leave that up to me." I appreciated that.

I first got to know Dan in 1979 when I was invited to be the house instructor at Dirigo Boys State, which I am sure you all know is sponsored by the American Legion. I attended Boys State about 16 years ago, never realizing that I would be back there in the capacity that I was 10 years later. I know that the Speaker has attended every session of Boys State since I have been there but I do want to add that Dan Lambert also attended every session of Boys State. Dan Lambert had an awfully lot of faith in the young people in this state and this country and he always urged them to be very proud of their state and this country. I think that the young people that he talked to always appreciated the fact that Dan Lambert took the time to do that. Although he will always be remembered as an advocate of the veteran in this state, I just wanted to add that Dan Lambert also realized that the young people coming up, the veteran of tomorrow, had an awfully lot of potential and he never failed to try to encourage that potential in these young people. Unlike many people today, he looked for the good in the young people that we have and tried to encourage them and I think that speaks probably as highly of Dan Lambert as anything that can be said.

The Joint Resolution was adopted in concurrence.

(Off Record Remarks)

The following item appearing on Supplement No. 2 were taken up out of order by unanimous consent:

PAPERS FROM THE SENATE

Bill "An Act to Enable the Availability of Credit through Finance Companies in the State" (S.P. 811) (L.D. 2043)

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

Was referred to the Committee on Business and Commerce in concurrence.

Bill "An Act to Require a Report Concerning the Consumer Advisory Board" (S.P. 809) (L.D. 2037)

Bill "An Act Establishing Equal Revenue Calculations for all Maine Hospitals" (S.P. 812) (L.D. 2044)

Bill "An Act to Provide a Reasonable Increase for State Reimbursement to Boarding Care Facilities, to Allow for Periodic Cost-of-living Adjustments and for Other Purposes" (S.P. 814) (L.D. 2046)

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

Were referred to the Committee on Human Resources in concurrence.

Bill "An Act to Require Labeling of Coffees Decaffeinated with Methylene Chloride" (S.P. 808) (L.D. 2035)

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

(The Committee on Reference of Bills had suggested reference to the Committee on Agriculture.)

Was referred to the Committee on Human Resources in concurrence.

On motion of Representative Baker of Orrington, Adjourned until February 24, 1986, at nine o'clock in the morning pursuant to Joint Resolution (S.P. 815) in memory of Daniel E. Lambert of Orrington.