

# MAINE STATE LEGISLATURE

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**LEGISLATIVE RECORD**

OF THE

***One Hundred and Eighth  
Legislature***

OF THE

STATE OF MAINE

**1978**

**Second Regular Session**

January 4, 1978 — April 6, 1978

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**Senate Confirmation Session**

June 14, 1978

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**First Special Session**

September 6, 1978 — September 15, 1978

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**Second Special Session**

October 18, 1978

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**Third Special Session**

December 6, 1978

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APPENDIX

Public Utilities Commission Chairman and the Public Utilities Commission members, and it does safeguard that particular area by specifying a set sum for those positions so that they are in a protected position. It also increases the salary of the State Auditor, and the State Treasurer from \$17,500. to \$20,000. and \$15, to \$18, respectively and finally it establishes an effective date of January 8, 1979 for implementation.

Which Report was Accepted.

Sent down forthwith for concurrence.

#### Enactors

The Committee on Engrossed Bills reports as truly and strictly engrossed the following:

"An Act to Establish the Health Facilities Information Disclosure Act." (S. P. 695) (L. D. 2136)

On Motion of Mr. Huber of Cumberland, Placed on the Special Appropriations Table.

"An Act Pertaining to Ordinary Death Benefits Under the Maine State Retirement System. (H. P. 1885) (L. D. 1939)

"An Act to Abolish the Mental Health and Mental Retardation Improvement Fund and Make Provision for Future Funding of Existing Programs from the General Fund. (H. P. 2010) (L. D. 2085)

Which were Passed to be Enacted, and having been signed by the President were by the Secretary presented to the Governor for his approval.

"An Act Making Certain Substantive Revisions to the Marine Resources Statutes. (H. P. 1939) (L. D. 2019)

Pursuant to Section 8, Part 1, Article IV of the Constitution of Maine, two-thirds vote of the membership present is required. This Bill, having received the affirmative vote of 29 Members of the Senate was Passed to be Enacted and having been signed by the President, was by the Secretary presented to the Governor for his approval.

#### Emergency

"An Act to Revise the Municipal Boundary between the Town of Old Orchard Beach and the City of Saco." (H. P. 1980) (L. D. 2072)

Having received the affirmative vote of 29 Members of the Senate was Passed to be Enacted and having been signed by the President, was by Secretary presented to the governor for his approval.

#### Emergency

"An Act to Make Necessary Corrections in the Knox County and Lincoln County Budget, the Errors and Inconsistencies Act and the Administrative Procedure Act." (S. P. 760) (L. D. 2205)

The PRESIDENT: The Chair recognizes the Senator from Knox, Senator Collins.

Mr. COLLINS: Mr. President for the purposes of reconsideration of the Amendment, I move that the Senate suspend its rules.

The PRESIDENT: The Senator from Knox, Senator Collins, now moves that the Senate suspend its Rules. Is it the pleasure of the Senate? It is a vote.

Mr. COLLINS: Mr. President, I now offer Senate Amendment "B" to L. D. 2205 (S-607) and I also move that we reconsider engrossment.

The PRESIDENT: The Senator from Knox, Senator Collins, now moves that the Senate reconsider its actions whereby L. D. 2205 was Passed to be Engrossed. Is it the pleasure of the Senate? It is a vote.

The Senator from Knox, Senator Collins, now offers Senate Amendment "B" to L. D. 2205 and moves its adoption. The Secretary will read Senate Amendment "B".

Senate Amendment "B" (S-607) Read.

The PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Merrill.

Mr. MERRILL: Mr. President, is it correct

understanding that this amendment corrects an error which corrects an error which corrects the Errors and Inconsistencies Bill?

The PRESIDENT: The Senator from Cumberland, Senator Merrill, has posed a question through the Chair to any Senator who may care to answer.

Senate Amendment "B" Adopted.

This Bill, as amended, Passed to be Engrossed in non-concurrence. Sent down forthwith for concurrence.

Out of order and under suspension of the rules, the Senate voted to consider the following.

#### Committee Report

##### House

#### Ought to Pass as amended

The Committee on Education on, Bill, "An Act Authorizing the Issuance of Bonds by the Town of Houlton to Acquire Certain Assets of Ricker College." (Emergency) (H. P. 2314) (L. D. 2208)

Reports that the same Ought to Pass as amended by Committee Amendment "A" (H-1229).

Comes from the House, Passed to be Engrossed as amended by Committee Amendment "A".

Which Report was Read and Accepted in concurrence.

The Bill Read Once.

Committee Amendment "A" Read and Adopted in concurrence.

Under suspension of the rules, the Bill Read a Second Time.

The Bill, as amended, Passed to be Engrossed in concurrence. Sent forthwith to the Engrossing Department.

#### (Off Record Remarks)

On Motion of Mr. Huber of Cumberland, Recessed until the sound of the Bell.

#### Recess

#### After Recess

Senate called to order by the President.

#### Orders of the Day

The PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Huber.

Mr. HUBER: Mr. President, I move that L. D. 2104 be taken from the Special Appropriations Table.

The PRESIDENT: The Senator from Cumberland, Senator Huber, now moves that the Senate remove from the Special Appropriations Table: L. D. 2104. "An Act to Establish Training Requirements for Corrections Officers."

Is it the pleasure of the Senate? It is a vote.

Mr. HUBER: Mr. President, I now move that the rules be suspended.

The PRESIDENT: The Senator from Cumberland, Senator Huber, now moves that the Senate suspend its rules. Is it the pleasure of the Senate? It is a vote.

Mr. HUBER: I now move that the Senate reconsider its action whereby this Bill was Passed to be Engrossed.

The PRESIDENT: The Senator from Cumberland, Senator Huber, now moves that the Senate reconsider its action whereby this Bill was Passed to be Engrossed. Is it the pleasure of the Senate? It is a vote.

Mr. HUBER: I now move reconsideration of Adoption of Committee Amendment "A".

The PRESIDENT: The Senator from Cumberland, Senator Huber, now moves that the Senate reconsider its action whereby it adopted Committee Amendment "A". Is it the pleasure of the Senate? It is a vote.

Mr. HUBER: I present Senate Amendment "A" to Committee Amendment "A" and move its adoption.

The PRESIDENT: The Senator from Cumberland, Senator Huber, now offers Senate Amendment "A" to Committee Amendment "A" and moves its adoption. The Secretary will Read Senate Amendment "A".

Senate Amendment "A" (S-616) Read and Adopted.

Committee Amendment "A", as amended, Adopted.

The PRESIDENT: The Chair recognizes the Senator from Kennebec, Senator Speers.

Mr. SPEERS: Would The Chair please identify the Bill.

The PRESIDENT: The L. D. that we are considering is 2104. "An Act to Establish Training Requirements for Corrections Officers."

This Bill as amended, Passed to be Engrossed in non-concurrence. Sent down forthwith for concurrence.

The PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Huber.

Mr. HUBER: I now move that L. D. 1972 be taken from the Special Appropriations Table.

The PRESIDENT: The Senator from Cumberland, Senator Huber, now moves that the Senate remove from the Special Appropriations Table: L. D. 1972. "An Act Concerning the Catastrophic Illness and Medically Needy Programs."

Is it the pleasure of the Senate? It is a vote.

Mr. HUBER: Mr. President, I now move that the rules be suspended.

The PRESIDENT: The Senator from Cumberland, Senator Huber, now moves that the rules be suspended. Is it the pleasure of the Senate? It is a vote.

Mr. HUBER: I now move that the Senate reconsider Passage to be Engrossed.

The PRESIDENT: The Senator from Cumberland, Senator Huber, now moves that the Senate reconsider its action whereby this Bill was Passed to be Engrossed. Is it the pleasure of the Senate? It is a vote.

Mr. HUBER: I now move that the Senate reconsider its action whereby it adopted Committee Amendment "A".

The PRESIDENT: The Senator from Cumberland, Senator Huber, now moves that the Senate reconsider its action whereby Committee Amendment "A" was adopted. Is it the pleasure of the Senate? It is a vote.

Mr. HUBER: I present Senate Amendment "A" to Committee Amendment "A" and move its adoption.

The PRESIDENT: The Senator from Cumberland, Senator Huber not offers Senate Amendment "A" to Committee Amendment "A" and moves its adoption. The Secretary will Read Senate Amendment "A".

Senate Amendment "A" (S-612) Read and Adopted.

Committee Amendment "A", as amended, Adopted.

The Bill, as amended, Passed to be Engrossed in non-concurrence. Sent down forthwith for concurrence.

The PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Huber.

Mr. HUBER: I move that L. D. 1973 be taken from the Special Appropriations Table.

The PRESIDENT: The Senator from Cumberland, Senator Huber, now moves that the Senate remove from the Special Appropriations Table L. D. 1973. "An Act to Expand the Elderly Low Cost Drug Program."

Is it the pleasure of the Senate. It is a vote.

Mr. HUBER: Mr. President, I now move that the rules be suspended.

The PRESIDENT: The Senator from Cumberland, Senator Huber, now moves that the rules be suspended. Is it the pleasure of the Senate? It is a vote.

Mr. HUBER: I move that the Senate reconsider its action whereby this Bill was Passed to be Engrossed.

The PRESIDENT: The Senator from Cum-