

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

***One Hundred and Tenth
Legislature***

OF THE

STATE OF MAINE

Volume II

FIRST REGULAR SESSION

MAY 4, 1981 to JUNE 19, 1981

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STATE OF MAINE
One Hundred and Tenth Legislature
First Regular Session
JOURNAL OF THE SENATE
May 19, 1981
Senate called to order by the President.

Prayer by the Honorable Frank P. Wood of Springvale.

SENATOR WOOD: Eternal Father, strong to save, Eternal Mother, strong to love, send Your spirit upon us. Fill us that we may, in some small way, share in Your essence which is all love and wisdom. Direct those of us who have been chosen to represent Your people in paths of ever greater service, ever reminding us that those who serve are always called to meekness. The recognition to serve truly is to be the least. These things we ask through Christ, Who has always been, Who is now and will always be the Alpha and the Omega, the beginning and the end, the One who makes all things anew. Amen.

Reading of the Journal of yesterday.

(Off Record Remarks)

**Papers from the House
Non-concurrent Matter**

Bill, "An Act to Make Funding of the "Local Government Fund" Part of the Appropriations Process." (S. P. 90) (L. D. 206)

In the Senate, May 14, 1981, Passed to be Engrossed as amended by Committee Amendment "A" (S-208).

Comes from the House, Bill and Papers Indefinitely Postponed, in non-concurrence.

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

Senator HUBER: I move that the Senate Adhere.

The PRESIDENT: The Senator from Cumberland, Senator Huber, moves that the Senate Adhere.

The Chair recognizes the Senator from Cumberland, Senator Conley.

Senator CONLEY: Mr. President, I would move that the Senate Recede and Concur with the House.

The PRESIDENT: The Chair will order a Division.

Will all those Senators in favor of the motion by the Senator from Cumberland, Senator Conley, that the Senate Recede and Concur with the House, please rise in their places to be counted.

Will all those Senators opposed, please rise in their places to be counted.

12 Senators having voted in the affirmative, and 15 Senators having voted in the negative, the motion to Recede and Concur with the House does not prevail.

Is it now the pleasure of the Senate to Adhere?

It is a vote.

Non-concurrent Matter

Bill, "An Act Relating to Periodic Justification of Departments and Agencies of State Government under the Maine Sunset Law." (Emergency) (H. P. 1411) (L. D. 1576)

In the House, May 11, 1981, Passed to be Engrossed as amended by House Amendments "B" (H-319), "C" (H-324) and "D" (H-329).

In the Senate, May 15, 1981, Passed to be Engrossed as amended by House Amendments "B" (H-319) and "D" (H-329), in non-concurrence.

Comes from the House, that Body Having Insisted and Asked for a Committee of Conference.

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

Senator COLLINS: I move the Senate Insist and Join In a Committee of Conference.

The PRESIDENT: The Senator from Knox, Senator Collins, moves that the Senate Insist

and Join In a Committee of Conference with the House.

The Chair recognizes the Senator from Cumberland, Senator Conley.

Senator CONLEY: Mr. President, this Bill was well debated last week. I would hope that the Senate would vote against Joining in a Committee of Conference, and would vote to Adhere to its former position, and thereby, get this Bill on the road.

The PRESIDENT: The Chair will order a Division.

Will all those Senators in favor of the motion by the Senator from Knox, Senator Collins, that the Senate Insist and Join in a Committee of Conference with the House, please rise in their places to be counted.

Will all those Senators opposed please rise in their places to be counted.

16 Senators having voted in the affirmative, and 12 Senators having voted in the negative, the motion to Insist and Join In a Committee of Conference with the House does prevail.

(See Action Later Today)

Communications

Committee on Election Laws

May 18, 1981

The Honorable Joseph Sewall
President of the Senate
State House
Augusta, Maine 04333

Dear President Sewall:

The Committee on Election Laws is pleased to report that it has completed all business placed before it by the First Regular Session of the 110th Legislature.

Bills received in Committee 37
Unanimous Reports 29
Ought to Pass 2
Ought Not to Pass 12
Leave to Withdraw 8
Ought to Pass as Amended 6
Ought to Pass in New Draft 1
Divided Reports 8
Recommitted 0

Respectfully,

S/Senator RICHARD H. PIERCE
Chairman

Which was Read and Ordered Placed on File.

Committee on Agriculture

May 18, 1981

The Honorable Joseph Sewall
President of the Senate
State House
Augusta, Maine 04333

Dear President Sewall:

The Committee on Agriculture is pleased to report that it completed all business placed before it by the First Regular Session of the 110th Legislature.

Bills received in Committee 41
Unanimous Reports 34
Ought to Pass 3
Ought to Pass as Amended 12
Ought to Pass in New Draft 3
Ought Not to Pass 4
Leave to Withdraw 11
Referred to other Committee 1
Divided Reports 7
Bills held in Committee 0

Respectfully,

S/Senator WALTER W. HICHENS
Senate Chairman

Which was Read and Ordered Placed on File.

The PRESIDENT: The Chair will congratulate both these Committees for having accomplished their assigned tasks, and thank all the Members from the Senate for this.

Committee Reports

House

Ought to Pass

The Committee on Appropriations and Financial Affairs on, RESOLVE, to Authorize Expenditure of Certain Federal Funds for New or Expanded Programs. (Emergency) (H. P.

1361) (L. D. 1546)

Reported that the same Ought to Pass.

Comes from the House, the Resolve Passed to be Engrossed.

Which Report was Read and Accepted, in concurrence, and the Resolve Read Once and Tomorrow Assigned for Second Reading.

Ought to Pass — As Amended

The Committee on Judiciary on, Bill, "An Act to Repeal the Law Preventing Mentally Ill People from Getting Married." (H. P. 320) (L. D. 349)

Reported that the same Ought to Pass as amended by Committee Amendment "A" (H-402).

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

The Committee on Local and County Government on, Bill, "An Act to Improve the Efficiency of County Government." (H. P. 1094) (L. D. 1291)

Reported that the same Ought to Pass as amended by Committee Amendment "A" (H-419).

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

The Committee on Local and County Government on, Bill, "An Act to Improve County Budget and Financial Procedures." (H. P. 1095) (L. D. 1292)

Reported that the same Ought to Pass as amended by Committee Amendment "A" (H-418).

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

The Committee on Local and County Government on, Bill, "An Act Clarifying Municipal Authority to Invest Funds." (H. P. 884) (L. D. 1053)

Reported that the same Ought to Pass as amended by Committee Amendment "A" (H-393).

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

Which Reports were Read and Accepted, in concurrence, and the Bills Read Once. Committee Amendments "A" were Read and Adopted, in concurrence, and the Bills, as amended, Tomorrow Assigned for Second Reading.

The Committee on Public Utilities on, Bill, "An Act to Adopt the Maine Municipal and Rural Electrification Cooperative Agency Act." (H. P. 1096) (L. D. 1298)

Reported that the same Ought to Pass as amended by Committee Amendment "A" (H-421).

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

Which Report was Read.

On motion by Senator Collins of Knox, Tabled until later in today's session, pending Acceptance of the Committee Report.

Ought to Pass in New Draft

The Committee on Business Legislation on, Bill, "An Act to Prohibit Refiners and Distributors from Selling Motor Fuel at Retail." (H. P. 1065) (L. D. 1253)

Reported that the same Ought to Pass in New Draft under New Title "An Act to Amend the Unfair Sales Act." (H. P. 1479) (L. D. 1610).

Comes from the House, the Bill, in New Draft, Passed to be Engrossed as amended by House Amendment "A" (H-420).

The Committee on Judiciary on, Bill, "An Act Relating to Forcible Entry and Detainer Hearings." (H. P. 377) (L. D. 415)

Reported that the same Ought to Pass in New Draft under New Title: "An Act to Amend, Revise and Codify the Landlord Tenant Laws."