

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

***One Hundred and Eighth
Legislature***

OF THE

STATE OF MAINE

Volume II

May 26, 1977 to July 25, 1977

Index

**Senate Confirmation Session
September 16, 1977**

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KJ PRINTING
AUGUSTA, MAINE

In the House: Reports were read.

On motion of Mrs. Boudreau of Portland, the Majority "Ought Not to Pass" Report was accepted in concurrence.

Divided Report

Majority Report of the Committee on State Government reporting "Ought Not to Pass" on RESOLUTION, Proposing an Amendment to the Constitution to Require the State to Reimburse Municipalities for at least 50% of Property Tax Exemption Losses (S. P. 366) L. D. 1227)

Report was signed by the following members:

Messrs. MARTIN of Aroostook
COLLINS of Aroostook
Mrs. SNOWE of Androscoggin
— of the Senate.
Mr. DIAMOND of Windham
Mrs. LOCKE of Sebec
Messrs. VALENTINE of York
CHURCHILL of Orland
Mrs. KANY of Waterville
Mrs. MASTERTON of Cape Elizabeth
Ms. BACHRACH of Brunswick
Mr. SILSBY of Ellsworth
— of the House.

Minority Report of the same Committee reporting "Ought to Pass" on same Resolution.

Report was signed by the following members:

Messrs. CURRAN of South Portland
STUBBS of Hallowell
— of the House.

Came from the Senate with the Minority "Ought to Pass" Report read and accepted and the Bill Passed to be Engrossed as amended by Senate Amendment "A" (S-274)

In the House: Reports were read.

The SPEAKER: The Chair recognizes the gentleman from South Portland, Mr. Curran.

Mr. CURRAN: Mr. Speaker, I move we accept the Minority "Ought to Pass" Report as amended by Senate Amendment "A" in concurrence.

The SPEAKER: The gentleman from South Portland, Mr. Curran, moves that the Minority "Ought to Pass" Report be accepted in concurrence.

The gentleman may proceed.

Mr. CURRAN: Mr. Speaker, Ladies and gentlemen of the House: Some of the members of the committee may be surprised to see me standing here on this report, but since the Senate Amendment has gone onto this particular L.D., it has become acceptable to several more members of the committee, so the minority report as reflected here is on the original L.D.

The Senate Amendment which has been tacked on has removed the price tag of some \$30 million by putting this all in the future. It says that towns would be reimbursed for property tax exemptions which are reenacted or created sometime after the enactment of this constitutional measure.

It also provides that if cities and towns get other revenue sources, if the state-federal revenue sharing program increases the amount of money to towns and cities, then the amount reimbursed under this measure would be decreased. I think it is something that is worthy of our consideration this morning, and I hope with the Senate Amendment it has become acceptable to many members of the House.

The SPEAKER: The Chair recognizes the gentlewoman from Waterville, Mrs. Kany.

Mrs. KANY: Mr. Speaker and Members of the House: I was one of the signers of the "Ought not to pass" Report, but, as Representative Curran so well explained, the Senate Amendment which has been attached in the other body does take away some of the bad portions of the resolution as far as I am concerned. We would only be talking about new exemptions

and, consequently, it might be a disincentive to provide for further tax exemptions. Therefore, I plan to vote for the "Ought to Pass" Report, hoping that we can attach the Senate Amendment too.

The SPEAKER: The Chair recognizes the gentleman from Waterville, Mr. Carey.

Mr. CAREY: Mr. Speaker and Members of the House: As a municipal officer, I certainly can support this measure. It is a companion measure, really, to what will be coming up as a tabled item, and that would be the bill that Mr. Brenerman has sponsored which will be taken up later today on the close-out, so to speak, on some of these exemptions, and I think that the House should take these two matters, really, as one: they will be working in conjunction with each other.

The SPEAKER: The Chair recognizes the gentlewoman from Brunswick, Ms. Bachrach.

Ms. BACHRACH: Mr. Speaker, Men and Women of the House: I feel a little absurd being put in the position of asking questions about this bill since it was before our committee, but I would like to know what is implied by "reenacted." I have read the amendment and it doesn't specify whether there is to be a sunset law on all of these exemptions, and I would like to know whether everything will come up for reenactment periodically or not.

The SPEAKER: The gentlewoman from Brunswick, Ms. Bachrach, has posed a question through the Chair to anyone who may care to answer.

The Chair recognizes the gentleman from South Portland, Mr. Curran.

Mr. CURRAN: Mr. Speaker, I would imagine that this refers to Representative Brenerman's bill and how that is going to fare as it goes through the House as to whether or not there will be a sunset on exemptions that are presently given.

Thereupon, the Minority "Ought to Pass" Report was accepted in concurrence and the Resolution read once, Senate Amendment "A" (S-274) was read by the Clerk and adopted in concurrence and the Resolution assigned for second reading later in the day.

Non-Concurrent Matter

Later Today Assigned

Bill "An Act relating to Habitual Truants and School Dropouts" (H. P. 1650) (L. D. 1851) which was passed to be engrossed as amended by House Amendments "A" (H-582) and "D" (H-636) in the House on June 15, 1977.

Came from the Senate passed to be engrossed in non-concurrence.

In the House: On motion of Mr. Birt of East Millinocket, tabled pending further consideration and later today assigned.

Non-Concurrent Matter

Later Today Assigned

Bill "An Act to Establish Procedures to Record Judgment in Registry of Deeds to Create a Lien on Debtor's Real Estate" (H. P. 1203) (L. D. 1429) on which the Minority "Ought Not to Pass" Report of the Committee on Judiciary was read and accepted in the House on June 15, 1977.

Came from the Senate with the Majority "Ought to Pass" in New Draft (H. P. 1656) (L. D. 1854) Report of the Committee on Judiciary read and accepted and the New Draft passed to be engrossed in non-concurrence.

In the House: Mr. Spencer of Standish moved that the House adhere.

On motion of Mr. Tarbell of Bangor, tabled pending the motion of Mr. Spencer of Standish to adhere and later today assigned.

Non-Concurrent Matter

Bill "An Act Relating to the Commitment of Mentally Ill Individuals" (H. P. 1707) (L. D. 1880) which was passed to be engrossed as

amended by House Amendment "A" (H-651) in the House on June 15, 1977.

Came from the Senate passed to be engrossed as amended by House Amendment "A" (H-651) and Senate Amendment "A" (S-262) thereto in non-concurrence.

In the House: On motion of Mr. Spencer of Standish, the House voted to recede and concur.

Non-Concurrent Matter

Bill "An Act to Amend the Insurance Laws Regarding Licensing Procedures for Agents of Fraternal Benefit Societies" (H. P. 807) (L. D. 983) which was passed to be engrossed as amended by Committee Amendment "A" (H-617) in the House on June 16, 1977.

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (H-617) and Senate Amendment "A" (S-265) thereto in non-concurrence.

In the House: The House voted to recede and concur.

Non-Concurrent Matter

Later Today Assigned

Bill "An Act to Prevent the Display of Adult Magazines to Minors" (H. P. 1661) (L. D. 1857) which was passed to be engrossed as amended by House Amendment "B" (H-581) in the House on June 14, 1977.

Came from the Senate passed to be engrossed as amended by Senate Amendment "B" (S-272) in non-concurrence.

In the House: Mr. Burns of Anson moved that the House recede.

On motion of the same gentleman, tabled pending his motion to recede and later today assigned.

Non-Concurrent Matter

Bill "An Act to Expedite Court Handling of Fish and Wildlife Violations of a Misdemeanor Nature by a System of Convenient Payment" (H. P. 865) (L. D. 1053) on which the House Insisted on its previous action whereby the Bill was passed to be engrossed as amended by House Amendment "A" (H-609) and asked for a Committee on Conference in the House on June 16.

Came from the Senate with that Body having Adhered to its former action whereby the Bill was passed to be engrossed in non-concurrence.

In the House: On motion of Mr. McKean of Limestone, the House voted to recede and concur.

Messages and Documents

The following Communication:

State of Maine

One Hundred and Eighth Legislature

Committee on Natural Resources

June 17, 1977

Honorable John Martin

Speaker of the House

House of Representatives

State House

Augusta, Maine 04333

Dear Speaker Martin:

It is with pleasure that I report to you that the Committee on Natural Resources has completed all business placed before it by the 108th Legislature.

Total Number of Bills	62
Unanimous Reports	50
Leave to Withdraw	17
Ought Not to Pass	1
Ought to Pass	9
Ought to Pass as Amended	15
Ought to Pass in New Draft	7
Referred to another Committee	1
Divided Reports	12
Total number of Amendments	15
Total number of New Drafts	7

Respectfully,

(Signed) WILLIAM B. BLODGETT

House Chairman