

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

***One Hundred and Eleventh
Legislature***

OF THE

STATE OF MAINE

Volume II

FIRST REGULAR SESSION

May 16, 1983 to June 24, 1983

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August 4, 1983

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September 6 and 7, 1983

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Ought to Pass in New Draft Under New Title

The Committee on Agriculture on BILL, "An Act to Create a Maine Potato Dealers' Licensing Board" (H. P. 1206) (L. D. 1605) Reported that the same Ought to Pass in New Draft under New Title, BILL, "An Act to Amend the Maine Potato Dealer Licensing Law" (H. P. 1298) (L. D. 1723)

Comes from the House with the Report Read and Accepted and the New Draft under New Title Passed to be Engrossed.

Which Report was Read and Accepted in concurrence. The Bill, in New Draft under New Draft Read Once.

The PRESIDENT: Is it the pleasure of the Senate that Under Suspension of the Rules, that L. D. 1723 be given its Second Reading by title only?

It is a vote.

Under Suspension of the Rules, the Bill Read a Second Time and Passed to be Engrossed, in concurrence.

Committee of Conference

The Committee of Conference on the disagreeing action of the two branches of the Legislature, on Bill "An Act to Regulate Smoking on Public Conveyances in the State of Maine" (H. P. 829) (L. D. 1067) have had the same under consideration, and ask leave to report: that they are unable to agree.

Representative REEVES of Pittston

Representative MANNING of Portland

Representative PINES of Limestone

Committee on part of House

Senator DANTON of York

Senator BALDACCI of Penobscot

Senator GILL of Cumberland

Committee on part of Senate

Comes from the House with the Report Read and Accepted.

Which was Read and Accepted, in concurrence.

Senate**Ought to Pass as Amended**

Senator BALDACCI for the Committee on Public Utilities on BILL, "An Act Relating to Emergency Planning for the Area Around Nuclear Power Plants" (S. P. 547) (L. D. 1598) Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-175).

Which Report was Read and Accepted. The Bill Read Once. Committee Amendment "A" (S-175) was Read and Adopted.

The PRESIDENT: Is it the pleasure of the Senate that Under Suspension of the Rules, that L. D. 1598 be given its Second Reading by Title Only?

It is a vote.

Under Suspension of the Rules, the Bill Read a Second Time and Passed to be Engrossed, as amended.

Sent down for concurrence.

Ought to Pass in New Draft Under New Title

Senator DIAMOND for the Committee on Transportation on BILL, "An Act to Require Baffles in any Interstate Tank Carrier of Hazardous Waste Shipments" (S. P. 262) (L. D. 807) Reported that the same Ought to Pass in New Draft under New Title, BILL, "An Act Relating to Transportation of Hazardous Material and Waste" (S. P. 604) (L. D. 1731)

Which Report was Read and Accepted. The Bill in New Draft under New Title Read Once.

The PRESIDENT: Is it the pleasure of the Senate that Under Suspension of the Rules, that L. D. 1731 be given its Second Reading by Title Only?

It is a vote.

Under Suspension of the Rules, the Bill Read a Second Time and Passed to be Engrossed.

Sent down for concurrence.

Divided Report

The Majority of the Committee on Agriculture on BILL, "An Act to Amend the Wood Measurement Law" (S. P. 457) (L. D. 1388)

Reported that the same Ought Not to Pass.

Signed:

Senator:

WOOD of York

Representatives:

McCOLLISTER of Canton

LOCKE of Sebec

STOVER of West Bath

PARENT of Benton

ANDERSON of Stockholm

MICHAEL of Auburn

SMITH of Island Falls

CROUSE of Washburn

SHERBURNE of Dexter

The Minority of the same Committee on the same subject matter.

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-173)

Signed:

Senators:

ERWIN of Oxford

HICHENS of York

Which Reports were Read.

On motion by Senator Pray of Penobscot, Tabled for 1 Legislative Day, pending Acceptance of Either Committee Report.

Divided Report

Seven members of the Committee on Agriculture on BILL, "An Act to Revise the Wood Measurement Law" (S. P. 390) (L. D. 1190)

Reported in Report "A" that the same Ought to Pass in New Draft under same title (S. P. 605) (L. D. 1733)

Signed:

Senator:

WOOD of York

Representatives:

LOCKE of Sebec

STOVER of West Bath

PARENT of Benton

CROUSE of Washburn

MICHAEL of Auburn

SMITH of Island Falls

One member of the same Committee on the same subject matter.

Reported in Report "B" that the same Ought to Pass in New Draft under same title (S. P. 606) (L. D. 1734)

Signed:

Representative:

McCOLLISTER of Canton

Four members of the same Committee on the same subject matter.

Reported in Report "C" that the same Ought Not to Pass.

Signed:

Senators:

ERWIN of Oxford

HICHENS of York

Representatives:

SHERBURNE of Dexter

ANDERSON of Stockholm

Which Reports were Read.

On motion by Senator Pray of Penobscot, Tabled for 1 Legislative Day, pending Acceptance of any Committee Report.

Second Readers**Senate**

The Committee on Bills in the Second Reading reported the following:

BILL, "An Act to Limit Payments to Health Care Institutions which Engage Persons to Defeat the Organization of Collective Bargaining Units" (S. P. 602) (L. D. 1728)

Which was Read a Second Time

The PRESIDENT: The Chair recognizes the Senator from York, Senator Danton.

Senator DANTON: Mr. President, for the Committee on Bills in their Second Reading, I offer Senate Amendment "A" (S-176) to L. D. 1728 and move its Adoption.

Senate Amendment "A" (S-176) was Read

and Adopted.

The Bill was Passed to be Engrossed, as amended.

Sent down for concurrence.

Enactors

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

An Act to Establish Time Limits for the Eminent Domain Procedures for Sanitary and Sewer Districts. (H. P. 1186) (L. D. 1582)

An Act to Modify Certain Rules of the Road to Conform with the Uniform Vehicle Code. (H. P. 811) (L. D. 1051)

An Act to Revise Certain Sections of the Probate Code. (H. P. 1256) (L. D. 1669)

An Act to Amend the Foreclosure Laws. (H. P. 1153) (L. D. 1523)

An Act to Amend the Investment Provisions and Certain Related Sections of the Maine Insurance Code. (S. P. 589) (L. D. 1707)

An Act Relating to Motor Vehicle Inspection Stickers. (H. P. 49) (L. D. 54)

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 to Provide for Citizen Participation in the Decision to Construct any Nuclear Power Plant. (S. P. 513) (L. D. 1537)

On motion by Senator Brown of Washington, placed on the Special Appropriations Table, pending Enactment.

An Act Concerning the Rate of Return on Investment Factor Under the Railroad Excise Tax. (H. P. 1288) (L. D. 1708)

On motion by Senator Brown of Washington, placed on the Special Appropriations Table, pending Enactment.

An Act to Establish a Job Development Training Fund Within the State Development Office. (H. P. 1294) (L. D. 1715)

On motion by Senator Brown of Washington, placed on the Special Appropriations Table, pending Enactment.

Senator Pearson of Penobscot was granted unanimous consent to address the Senate, On the Record.

Senator PEARSON: Mr. President, Men and Women of the Senate, there have been various Indian Bills that have been placed on the Unassigned Table and until, I think it was Friday, I did not understand exactly why this was being done. I do understand that now. What has happened is with the Indian Land Claims Settlement Act, one of the provisions in it is, of course, that if anything is done to alter it, it must have the approval of both the State and the Tribe, and the mechanism to do that of having both of them approve it to become Law is being ironed out. In the meantime, these bills are being put on the Unassigned Table until that is completed.

An Act to Extend the Time for Acquiring those Areas which have been Designated Potential Passamaquoddy Indian Territory. (H. P. 1291) (L. D. 1712)

On motion by Senator Pray of Penobscot, Tabled pending Enactment.

An Act Relating to Penobscot Nation Trust Land Designation. (S. P. 593) (L. D. 1713)

On motion by Senator Pray of Penobscot, Tabled pending Enactment.

Emergency

An Act to Extend the Time for County Commissioners to Apportion County Taxes. (S. P. 510) (L. D. 1536)

Emergency

An Act to Define Connection under the Liquor Laws. (S. P. 557) (L. D. 1623)

Emergency

An Act Concerning Volunteer Marine Patrol Officers. (S. P. 558) (L. D. 1624)

Emergency