

# MAINE STATE LEGISLATURE

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**LEGISLATIVE RECORD**

OF THE

***One Hundred and Eleventh  
Legislature***

OF THE

STATE OF MAINE

**Volume I**

**FIRST REGULAR SESSION**

**December 1, 1982 to May 13, 1983**

recorded major abuse that I have been able to find out, no prosecutions from the Attorney General's Office regarding this matter. There is really no cause to change it at this point. I think a lot of the debate we had yesterday on the single-card registration bill applies to this, and we are doing all we can to give people the opportunity to register and to vote and participate in the process, that is all we are doing.

What this bill would do, I think, is restrict that somewhat. Presently, if you want to register to vote on election day, for example say in the City of Lewiston, go to City Hall, you register, you get a slip of paper that shows you have done just that, you take it to the polling place and that qualifies you to vote. So there is really no problem in terms of having a list ready to go on election day.

We have passed legislation, as a matter of fact, we are reporting it out of committee today in our work session, we are working on a bill to give the registrars an opportunity to appoint deputies to handle the workload and see if we can help them out by alleviating some of the burden that way.

Ladies and gentlemen, I submit there has not been a great problem. Election day registration is something the people of Maine want and something I think this legislature should certainly allow them to continue doing.

The SPEAKER: A roll call has been requested. For the Chair to order a roll call, it must have the expressed desire of one fifth of the members present and voting. All those desiring a roll call vote will vote yes; those opposed will vote no.

A vote of the House was taken, and more than one fifth of the members present having expressed a desire for a roll call, a roll call was ordered.

The SPEAKER: The Chair recognizes the gentleman from Orono, Mr. Bott.

Mr. BOTT: Mr. Speaker, Ladies and Gentlemen of the House: I rise today to oppose the passage of L. D. 364. It is my belief that this bill could result in the disenfranchisement of many of my present and future constituents.

As it is now, the Orono Board of Registration is faced with the monumental task of keeping up with a continually changing voting list. In order to do this, they must remove graduating UMO seniors with the assumption that they will not longer be voting in Orono.

If this bill were to pass, it could result in excluding those individuals who, upon graduation, stay in Orono. Indeed, this nearly happened to my campaign manager, who upon graduation was taken off the voting list even though he was enrolled in graduate school. If this bill were to result in one person not being able to vote on election day, I think it would be a shame.

The SPEAKER: The Chair recognizes the gentleman from Wells, Mrs. Wentworth.

Mrs. WENTWORTH: Mr. Speaker, Ladies and Gentlemen of the House: I hadn't intended to say this because it seems like I am saying it forever, but I think our greatest way to get voter participation is to make it important to register to vote, not incidental.

I have had many people come to my town and call me up really enthused and saying, "We just moved to town and we want to take part in your politics; we want to register to vote. When can we register?" I tell them that they can come any day of the week, any day of the year. And they say, "Oh, you couldn't do that in my state." Then I have to add, "Well, if you can't make it, you can register on election day." Again they say, "Oh, well I might as well wait." All their enthusiasm is gone. If they could come in immediately and register and participate you would have far more enthusiasm, I am sure.

The SPEAKER: A roll call has been ordered. The pending question is on the motion of Mr. Nadeau of Lewiston that the Majority "Ought Not to Pass" Report be accepted. All those in favor will vote yes; those opposed will vote no.

#### ROLL CALL

YEA—Ainsworth, Allen, Andrews, Baker, Bost, Bott, Brannigan, Brodeur, Brown, K.L.; Carroll, D.P.; Carter, Cashman, Clark, Connolly, Cooper, Cote, Cox, Crouse, Crowley, Daggett, Diamond, Erwin, Gauvreau, Gwadzky, Hall, Handy, Hickey, Hobbins, Jackson, Jacques, Joseph, Joyce, Kane, Kelleher, Kelly, Kilcoyne, Lehoux, Lisnik, MacEachern, Macomber, Manning, Masterton, Matthews, Z.E.; Maybury, McGowan, McHenry, McSweeney, Melendy, Michaud, Mitchell, E.H.; Mitchell, J.; Murray, Nadeau, Norton, Paul, Perry, Racine, Randall, Reeves, P.; Richard, Roberts, Rotondi, Smith, C.B.; Soucy, Soule, Stevens, Swazey, Tammaro, Telow, Theriault, Tuttle, Vose, The Speaker.

NAY—Anderson, Armstrong, Bell, Brown, D.N.; Cahill, Callahan, Carrier, Chonko, Curtis, Day, Dexter, Dillenback, Drinkwater, Foster, Greenlaw, Higgins, L.M.; Holloway, Ingraham, Kiesman, Lebowitz, Lewis, Livesay, MacBride, Martin, A.C.; McPherson, Murphy, Parent, Perkins, Reeves, J.W.; Roderick, Salsbury, Scarpino, Sherburne, Small, Smith, C.W.; Sproul, Stevenson, Stover, Walker, Webster, Wentworth, Weymouth, Willey, Zirkilton.

ABSENT—Beaulieu, Benoit, Bonney, Brown, A.K.; Carroll, G.A.; Conary, Connors, Davis, Dudley, Hayden, Higgins, H.C.; Jalbert, Ketover, LaPlante, Locke, Mahany, Martin, H.C.; Masterman, Matthews, K.L.; McCollister, Michael, Moholland, Nelson, Paradis, E.J.; Paradis, P.E.; Pines, Pouliot, Ridley, Rolde, Seavey, Strout, Thompson.

Yes, 73; No, 44; Absent, 32; Vacant, 2.

The SPEAKER: Seventy-three having voted in the affirmative and forty-four in the negative, with thirty-two being absent and two vacant, the motion does prevail.

Sent up for concurrence.

#### Divided Report

Majority Report of the Committee on Health and Institutional Services reporting "Ought to Pass" on Bill "An Act to Protect the Health of Children by Prohibiting the Free Distribution of Cigarettes" (H. P. 395) (L. D. 478)

Report was signed by the following members:

Senators:  
GILL of Cumberland  
BUSTIN of Kennebec  
— of the Senate.

Representatives:  
CARROLL of Gray  
BRODEUR of Auburn  
NELSON of Portland  
RICHARD of Madison  
MANNING of Portland  
MELENDY of Rockland  
SEAVEY of Kennebunkport  
— of the House.

Minority Report of the same Committee reporting "Ought Not to Pass" on same Bill.

Report was signed by the following members:

Senator:  
CARPENTER of Aroostook  
— of the Senate.

Representatives:  
WEBSTER of Farmington  
MAYBURY of Brewer  
PINES of Limestone  
— of the House.

Reports were read.

The SPEAKER: The Chair recognizes the gentleman from Auburn, Mr. Brodeur.

Mr. BRODEUR: Mr. Speaker, I move the Majority "Ought to Pass" Report and would request that if anybody wants to debate it that they wait until second reading or table it for one day, because the sponsor, Mrs. Ketover, is not here.

Thereupon, the Majority "Ought to pass" Report was accepted, the bill read once and assigned for second reading the next legislative day.

#### Divided Report

Majority Report of the Committee on Judiciary reporting "Ought Not to Pass" on Bill "An Act to Limit the Personal Liability of Municipal Employees under the Maine Tort Claims Act" (H. P. 399) (L. D. 482)

Report was signed by the following members:

Senator:  
COLLINS of Knox  
— of the Senate.

Representatives:  
JOYCE of Portland  
REEVES of Newport  
BENOIT of South Portland  
DRINKWATER of Belfast  
CARRIER of Westbrook  
HAYDEN of Durham  
— of the House.

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

Report was signed by the following members:

Senators:  
VIOLETTE of Aroostook  
TRAFON of Androscoggin  
— of the Senate.

Representatives:  
FOSTER of Ellsworth  
SOULE of Westport  
HOBBS of Saco  
LIVESAY of Brunswick  
— of the House.

Reports were read.

On motion of Mr. Hobbins of Saco, the Minority "Ought to Pass" Report was accepted, the Bill read once and assigned for second reading the next legislative day.

#### Divided Report

Majority Report of the Committee on Marine Resources on Bill "An Act to Prohibit the Possession of Landing of Plugged Lobsters" (H. P. 777) (L. D. 1007) reporting "Ought to Pass" in New Draft under New Title Bill "An Act to Protect the Quality of Lobsters" (H. P. 111) (L. D. 1456)

Report was signed by the following members:

Senators:  
MINKOWSKY of Androscoggin  
DUTREMBLE of York  
— of the Senate.

Representatives:  
VOSE of Eastport  
SCARPINO of St. George  
MANNING of Portland  
SALSBUURY of Bar Harbor  
CONNORS of Franklin  
AINSWORTH of Yarmouth  
MITCHELL of Freeport  
MELENDY of Rockland  
HOLLOWAY of Edgecomb  
CROWLEY of Stockton Springs  
— of the House.

Minority Report of the same Committee reporting "Ought Not to Pass" on same Bill.

Report was signed by the following member:

Senator:  
SHUTE of Waldo  
— of the Senate.

Reports were read.

On motion of Mr. Crowley of Stockton Springs, the Majority "Ought to Pass" Report was accepted, the New Draft read once and assigned for second reading the next legislative day.

#### Divided Report

Majority Report of the Committee on State Government reporting "Ought Not to Pass" on Bill "An Act to Establish a State Bank" (H. P. 807) (L. D. 1047)

Report was signed by the following members:

Senators:  
HICHENS of York  
BALDACCI of Penobscot  
VIOLETTE of Aroostook  
— of the Senate.

Representatives:  
LEBOWITZ of Bangor  
COOPER of Windham