

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

***One Hundred and Tenth
Legislature***

OF THE

STATE OF MAINE

SECOND REGULAR SESSION

January 6, 1982 to April 13, 1982

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FOURTH SPECIAL SESSION

April 28, 1982 and April 29, 1982

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FIFTH SPECIAL SESSION

May 13, 1982

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SECOND CONFIRMATION SESSION

July 16, 1982

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honoring today, Roy Briere, a senior at Rumford High School, is well deserving of this recognition. He was among approximately 1,000 finalists chosen nationally from more than three million graduating high school seniors in the Presidential Scholar's Program and scored in the top one percent of all high school seniors in the college board tests in verbal and mathematical ability, as well as scholastic achievement.

Roy, along with ten other Maine scholars, was recognized by the State Board of Education and the Maine Department of Educational and Cultural Services yesterday at the Augusta Civic Center for outstanding scholastic achievement and academic excellence and qualifying as one of nation's most intellectually distinguished and accomplished high school seniors.

Roy has been on the Math Team, and in the last three years has been high scorer for the school. In the last two years, he has been the high scorer for the state in the medium school division. He is a member of the Calculus Team. Last year, the Rumford High School team scored second in the nation. Roy was top scorer in the nation, tied with two other students. Two hundred and ninety schools compete in the calculus field. The only school to score higher than Rumford was Stivenson High School in New York. Out of 419,000 students in New York, the top 1,500 students go to that high school.

Much of the Rumford High School success in math and calculus competition can be attributed to Roy's ability and leadership. He is an all-around student and is well liked by his classmates.

In addition to this, he has also been involved in drama productions. He is in the top ten of the graduating class of 1982.

As Representative for the Town of Rumford, I would like you all to know that we are extremely proud of Roy Briere.

Thereupon, the Order received passage and was sent up for concurrence.

The top ten students of Buckfield High School, class of 1982, William Pratt, Valedictorian, Theresa Pulsifer, Salutarian, Lisa Beaucage, Ted Dunn, Heidi Richardson, Mary Wasson, Kendall White, Jennifer Tucker, Kim Coulthard and Tammi Carson; (H. P. 2423) by Representative Bell of Paris. (Cosponsor: Senator Sutton of Oxford)

Jerry Deschambault, of Sanford and Kevin Sheehan, Captain John Hunt and Dr. Thomas Chayka, of the York Fire Department, for their heroic rescue of a life from a burning building on March 22, 1982; (H. P. 2424) by Representative Rolde of York.

Owne Allen, Linwood Peary and Clarence (Pete) Boulter, all of the Washburn Fire Department in recognition of their service to the community; (H. P. 2425) by Representative Peterson of Caribou. (Cosponsor: Senator McBreairey of Aroostook)

Amber Theriault of Washburn, daughter of Armand and Debbie Theriault, crowned Miss Washburn for 1982; (H. P. 2426) by Representative Peterson of Caribou. (Cosponsor: Senator McBreairey of Aroostook)

The Rev. Herbert Reid for his years of dedication and community service to the town of Fairfield; (H. P. 2427) by Representative Gwadnosky of Fairfield.

Ellen Phair, daughter of Mr. and Mrs. Carroll Phair of Limestone, who has been chosen Valedictorian of the 1982 graduating class of Limestone High School; (H. P. 2429) by Representative Pines of Limestone.

There being no objections, these items were considered passed and sent up for concurrence.

By unanimous consent, all matters acted upon requiring Senate concurrence were ordered sent forthwith.

(Off Record Remarks)

On motion of Mr. Fitzgerald of Waterville, Recessed until one o'clock in the afternoon.

After Recess
1:00 p.m.

The House was called to order by Speaker Martin.

House Reports of Committees Ought to Pass

Pursuant to Joint Order (S. P. 999)

Representative Post from the Committee on Taxation pursuant to Joint Order (S. P. 999) reporting a Bill "An Act to Create an Excise Tax on Mining Companies and Regulate Mining Activities" (H. P. 2428) (L. D. 2155) asking leave to report that the same "Ought to Pass"

The Report was read and Accepted and the Bill read once. Under suspension of the rules, the Bill was read the second time.

The SPEAKER: The Chair recognizes the gentleman from Westbrook, Mr. Day.

Mr. DAY: Mr. Speaker, Ladies and Gentlemen of the House: I would just like to make a comment on this bill. I just looked on my calendar here, and counting the Republican Convention, I have been here in Augusta 15 out of the last 19 days. We have worked very hard and there are technical problems, including one that involved the tree growth situation. We have finalized it in good part on the basis on a commitment, as you may have read in the bill, to study the possibility of maybe some constitutional amendments to correct the tree growth affair.

We have done all we can statutorily to lessen the problem. For instance, we have defined in Section 2864 that the just value of minerals to be what the company will earn from mining and milling the various minerals, taking into account all costs and expenses, including development costs and the company's capital investment costs, such as their investment in mining equipment and facilities and improvements.

This is an accepted method of doing that, and I would just like to have you understand that, that is not necessary in the bill, but to have that on the record as to the feeling of the committee.

Thereupon, the Bill was passed to be engrossed and sent up for concurrence.

By unanimous consent, ordered sent forthwith to the Senate.

Recessed until the sound of the gong.

After Recess
3:10 p.m.

The House was called to order by the Speaker.

The following paper appearing on Supplement No. 2 was taken up out of order by unanimous consent:

RESOLVE, Adjusting the Authorized Expenditures of Cumberland County for the Year 1982 (Emergency) (H. P. 2422) (L. D. 2154) (Presented by Representative Masterton of Cape Elizabeth) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27)

Committee on Local and County Government was suggested.

Under suspension of the rules, the Resolve was read twice, passed to be engrossed without reference to any committee and sent up for concurrence.

By unanimous consent, ordered sent forthwith to the Senate.

House at Ease

Called to order by the Speaker.

The following paper appearing on Supplement No. 4 was taken up out of order by unanimous consent:

Bill "An Act to Amend the Banking Code to Correct an Omission Regarding the Deposit

Authority of Thrift Institutions" (Emergency) (H. P. 2430) (L. D. 2156) (Presented by Representative Brannigan of Portland) (Governor's Bill)

Committee on Business Legislation was suggested.

Under suspension of the rules, the Bill was read twice, passed to be engrossed without reference to any committee and sent up for concurrence.

By unanimous consent, ordered sent forthwith to the Senate.

House at Ease

Called to order by the Speaker.

The following paper appearing on Supplement No. 5 was taken up out of order by unanimous consent:

Consent Calendar

First Day

(H. P. 2421) (L. D. 2153) Bill "An Act to Fund and Implement Certain Collective Bargaining Agreements and Benefits for Other State and Judicial Employees" (Emergency) — Committee on Appropriations and Financial Affairs reporting "Ought to Pass" as amended by Committee Amendment "A" (H-783)

There being no objections, under suspension of the rules the above item was given Consent Calendar Second Day notification, passed to be engrossed as amended and sent up for concurrence.

By unanimous consent, ordered sent forthwith to the Senate.

The following paper appearing on Supplement No. 14 was taken up out of order by unanimous consent:

On motion of Representative Hickey of Augusta, the following Joint Resolution: (H. P. 2435) (Cosponsors: Representative Erwin of Rumford and Senators Teague of Somerset and Collins of Knox)

JOINT RESOLUTION CONCERNING DISPLAY OF THE MAINE MEDAL FOR HONORABLE SERVICE IN THE MEMORIAL AMPHITHEATER OF ARLINGTON NATIONAL CEMETERY

WHEREAS, thousands of men and women of the State of Maine have served their State and National faithfully and unselfishly in time of strife; and

WHEREAS, these men and women of the armed services have shown great patriotism, loyalty and devotion to duty to Maine and the United States of America; and

WHEREAS, many of these citizens of our State sacrificed their lives so that we as a people and a nation might live in freedom, justice and peace; and

WHEREAS, it is fitting that those who fought for their State and Nation be recognized for their honorable service; now, therefore, be it

RESOLVED: That the Legislature of the State of Maine authorizes that the highest state award, the Maine Medal for Honorable Service, be displayed with the awards of the other states of the Union in the Memorial Amphitheater at Arlington National Cemetery, in dedication to and in honor of these citizens of the State of Maine who have given so much to their State and their country; and be it further

RESOLVED: That a suitable copy of this resolution be prepared for display in the Memorial Amphitheater.

Under suspension of the rules, the Resolution was read.

The SPEAKER: The Chair recognizes the gentleman from Augusta, Mr. Hickey.

Mr. HICKEY: Mr. Speaker, Ladies and Gentlemen of the House: Most states have authorized a Medal of Honor recognizing the sacrifices which men and women who are buried in Arlington National Cemetery have made on behalf of their country and their states. These medals of honor are hung in the