

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

LEGISLATIVE RECORD

OF THE

One Hundred and Tenth

Legislature

OF THE

STATE OF MAINE

SECOND REGULAR SESSION

January 6, 1982 to April 13, 1982

INDEX

FOURTH SPECIAL SESSION

April 28, 1982 and April 29, 1982

INDEX

FIFTH SPECIAL SESSION

May 13, 1982

INDEX

SECOND CONFIRMATION SESSION

July 16, 1982

INDEX

STATE OF MAINE
One Hundred and Tenth Legislature
Fourth Special Session
JOURNAL OF THE SENATE

Augusta, Maine
April 28, 1982

In compliance with a proclamation of His Excellency, Governor JOSEPH E. BRENNAN, the Senators convened in the Senate Chamber at 10:00 o'clock in the morning.

Senate called to order by the President.

Prayer by Father Albert Colpitts of St. Mary's Catholic Church in Augusta.

FATHER COLPITTS: God, our Father, You are the creative origin of all that we are and all that we are called to be. With the talents and opportunities we have, may we serve You best and the people we represent. Please guide our hearts and minds. Let us open ourselves to the needs of our State and help us to choose wisely and practically for the good of all those whose lives we touch.

Through this day, may Your mercy be our defense, Your praise our gladness, Your word the treasure of our hearts, that Your blessing descend on each of our actions. Let us accompany us and help us reach that great morning which knows no night, when we will praise Your love unceasingly. Through Jesus Christ, our Saviour and brother, in the unity and love of the Holy Spirit, one God, forever and ever. Amen.

The Secretary read the Proclamation.

STATE OF MAINE

WHEREAS, there exists in the State of Maine an extraordinary occasion arising out of the failure of the Second Regular Session of the 110th Legislature to adopt a supplementary budget; and

WHEREAS, it is essential to the operation of State government that a supplementary budget be adopted before the conclusion of the current fiscal year; and

WHEREAS, it is essential to adopt an educational funding formula for the coming year on or before May 1, 1982, in accordance with statute; and

WHEREAS, the Legislature failed to enact measures to address critical needs of Maine citizens relating to housing, assistance to poor children, increased retirement benefits, and other essential matters; and

WHEREAS, failure to adopt a budget will impose serious hardship on many citizens of Maine,

NOW, THEREFORE, I JOSEPH E. BRENNAN, Governor of Maine, by virtue of the constitutional power vested in me as Governor, convene the Legislature of this State, hereby requesting the Senators and Representatives to assemble in their respective chambers at the Capitol in Augusta on Wednesday, the twenty-eighth day of April, 1982 at ten o'clock in the morning, in order to receive communications, enact a budget bill, and conduct such other legislative business as may be appropriate.

Given at the Office of the Governor at Augusta, and sealed with the Great Seal of the State of Maine, this 21st day of April in the Year of Our Lord Nineteen Hundred and Eighty-two.

S/JOSEPH E. BRENNAN

Governor

S/RODNEY S. QUINN

Secretary of State

A true copy. S/JAMES S. HENDERSON
Attest:

Deputy Secretary of State.

Which was Read and Ordered Placed on File.

The Roll being called, the following Senators responded to their names:

Ault, Brown, Bustin, Carpenter, Charette, Clark, Collins, Conley, Devoe, Emerson, Gill, Hichens, Huber, Kerry, McBreaity, Minkowsky, Najarian, O'Leary, Perkins, Pray, Redmond, Sewall, C.; Shute, Sutton, Teague,

Trafton, Trotzky, Usher, Violette, Wood, The President-J. Sewall.

31 Senators having answered to the roll, the President declared that a quorum was present.

Out of Order and Under Suspension of the Rules:

On motion by Senator CONLEY of Cumberland,

ORDERED, that a message be sent to His Excellency, the Governor, informing him that a quorum of Senators is assembled in the Senate Chamber for the consideration of such business as may come before the Senate.

Which was Read and Passed.

The President appointed Senator Conley of Cumberland to convey the message to His Excellency the Governor.

Subsequently, Senator Conley of Cumberland reported that he had delivered the message with which he was charged.

Out of Order and Under Suspension of the Rules:

On motion by Senator COLLINS of Knox,

ORDERED, that a message be conveyed to the House of Representatives informing that Body that a quorum of Senators is present for the consideration of such business as may come before the Senate.

Which was Read and Passed.

The President appointed Senator Collins of Knox to convey the message, the Senator then retired to the Hall of the House.

At this point, a message was received from the House of Representatives, through Representative Mitchell of Vassalboro, informing the Senate that a quorum was present for the consideration of such business as might come before the House.

At this point Senator Collins of Knox, reported that he had delivered the message with which he was charged.

Out of Order and Under Suspension of the Rules:

On motion by Senator COLLINS of Knox,

ORDERED, that a message be sent to the House of Representatives proposing a Convention of both branches in the Hall of the House at 10:30 o'clock for the purpose of extending to his Excellency, Governor JOSEPH E. BRENNAN, an invitation to attend the Convention and make such communication as pleases him.

Which was Read and Passed.

The President appointed Senator Collins of Knox to deliver the message, the Senator then retired to the Hall of the House and subsequently reported that he had performed the duties with which he was charged.

Communication

Department of Marine Resources

April 23, 1982

The Honorable Joseph Sewall

President of the Maine Senate

and

The Honorable John L. Martin

Speaker of the Maine House of Representatives

Augusta, Maine

Dear President Sewall and Speaker Martin:

As requested in Legislative Resolves, Chapter 55 (1977), we the undersigned are pleased to submit the following as our annual report on the status of fish passage construction in the Augusta dam. Enclosed is correspondence from the U.S. Fish and Wildlife Service with an attached Conceptual Planning Report for the fish passage facilities at Augusta. We have also forwarded these plans to the dam owner (attached letter of October 13, 1981, from Marine Resources to Mr. Marc Isaacson) for his response.

We understand that there is now a great deal of interest in upgrading the generating capacity at this site. The enclosed fishway design and

location is based on current water use at the site. Expansion of hydropower generating capacity at this site will require reevaluation of the fishway location and design criteria. We plan to pursue the fishway requirement issue as soon as the hydropower expansion issue is resolved.

If additional information would be helpful, we would be pleased to meet with you or your staff at your convenience.

Respectfully submitted,

S/GLENN H. MANUEL, Chairman
Atlantic Sea Run Salmon Commission

Commissioner, Department of

Inland Fisheries and Wildlife

S/SPENCER APOLLONIO, Commissioner

Department of Marine Resources

and

Member, Atlantic Sea Run Salmon Commission.

Which was Read and with accompanying Report, Ordered Placed on File.

Order

On motion by Senator COLLINS of Knox (Cospensor: Senator CONLEY of Cumberland),

ORDERED, the House concurring, that an emergency bill to provide funds and other necessary authority for operation of the Legislature be reported to the Senate by the Joint Standing Committee on Appropriations and Financial Affairs. (S. P. 1001)

Which was Read and Passed.

Sent down forthwith for concurrence.

At this point a message was received from the House of Representatives, through Representative Mitchell of Vassalboro, concurring in the proposition for a Joint Convention, to be held in the Hall of the House at 10:30 o'clock for the purpose of extending to his Excellency, Governor Joseph E. Brennan, an invitation to make such communications as pleases him.

At this point the Senate retired to the Hall of the House, where a Joint Convention was formed.

(For proceedings of Joint Convention, see House Report)

AFTER JOINT CONVENTION

In Senate

The Senate called to order by the President.

Senator Collins of Knox was granted unanimous consent to address the Senate, Off the Record.

Senator Conley of Cumberland was granted unanimous consent to address the Senate, Off the Record.

On motion by Senator Collins of Knox, Recessed until the sound of the Bell.

Recess

After Recess

The Senate called to order by the President.

Out of Order and Under Suspension of the Rules, the Senate voted to consider the following:

Papers From the House

Joint Order

ORDERED, the Senate concurring, that Bill, "An Act to Provide for Improved Energy Policy Development and Electricity Demand Forecasts", House Paper 2273, Legislative Document 2120, be recalled from the Governor's desk to the House. (H. P. 2386)

Comes from the House, Read and Passed.

Which was Read and Passed, in concurrence.

Joint Orders

Expressions of Legislative Sentiment recog-

nizing:

Bryan Courtois, of Millinocket, who has attained the high rank and distinction of Eagle Scout. (H. P. 2374)

Mrs. Alice "Tena" Saunders, of Sebago Lake, who will be 101 years of age on May 9, 1982. (H. P. 2380)

Ralph and Irene Griffin, of South Windham, on their 50th wedding anniversary. (H. P. 2381)

Come from the House, Read and Passed.
Which were Read and Passed, in concurrence.

Joint Resolution

A Joint Resolution in Memoriam:

WHEREAS, the Legislature has learned with deep regret of the death of Bernard F. Morrill, of Portland, recipient of 12 distinguished service awards, who died while in the service of his country in Vietnam on August 10, 1970. (H. P. 2388)

Comes from the House, Read and Adopted.
Which was Read and Adopted, in concurrence.

There being no objections all items previously acted upon were sent forthwith.

Orders

On motion by Senator PRAY of Penobscot, ORDERED, the House concurring, that the "Resolution, Proposing an Amendment to the Constitution of Maine to Limit the Life of Bond Issues", S. P. 753, L. D. 1756, be recalled from the legislative files to the Senate. (S. P. 1004)
Which was Read and Passed.
Sent down forthwith for concurrence.

An Expression of Legislative Sentiment recognizing:

The 125th anniversary of the founding of St. Joseph's Parish in Lewiston, Maine. (S. P. 1003) presented by Senator TRAFTON of Androscoggin (Cosponsors: Senator MINKOWSKY of Androscoggin and Senator CHARETTE of Androscoggin).

Which was Read and Passed.

Sent down forthwith for concurrence.

Committee Report Senate Ought to Pass

Senator HUBER for the Committee on Appropriations and Financial Affairs on,

Bill, "An Act to Provide Emergency Funding and Other Necessary Authorization for the Operation of the Legislature During the Fiscal Year 1981-82." (Emergency) (S. P. 1002) (L. D. 2148)

Reported that the same Ought to Pass pursuant to Joint Order (S. P. 1001)

Which Report was Read and Accepted and the Bill Read Once. Under Suspension of the Rules, the Bill Read a Second Time and Passed to be Engrossed.

Sent down forthwith for concurrence.

Out of Order and Under Suspension of the Rules, the Senate voted to consider the following:

Order

An Expression of Legislative Sentiment recognizing:

Mohamed Eastman, of Springvale, who has been granted United States citizenship. (S. P. 1005) presented by Senator WOOD of York (Cosponsor: Representative RIDLEY of Shapleigh).

Which was Read and Passed.

Sent down forthwith for concurrence.

Out of Order and Under Suspension of the Rules, the Senate voted to consider the following:

Papers From the House Joint Orders

Expressions of Legislative Sentiment recognizing:

David Pierpont, of Washburn, recipient of the 1982 Maine Teachers' Association's Medal of Honor for his "demonstration of outstanding courage in defending academic freedom". (H. P. 2387)

Ezra James Briggs, of Caribou, a 1982 recipient of the Sol Feinstone Environmental Award presented by the State University of New York's College of Environmental Science and Forestry, for his outstanding lifelong contributions to environmentalism. (H. P. 2389)

That June 25 to July 4, 1982 will mark the 2nd annual Kennebec Whatever Week, including the 4th annual Great Kennebec Whatever Race, to celebrate the return of the Kennebec River to the People of Maine and the pride that has been generated in the Kennebec Valley. (H. P. 2390)

Come from the House, Read and Passed.

Which was Read and Passed, in concurrence.

Joint Resolution

A Joint Resolution in Memoriam:

WHEREAS, the Legislature has learned with deep regret of the death of Juliette Lohnes, of Waterville, who spent her life helping others. (H. P. 2391)

Comes from the House, Read and Adopted.

Which was Read and Adopted, in concurrence.

Out of Order and Under Suspension of the Rules, the Senate voted to consider the following:

Papers From the House House Papers

Bill, "An Act Making Certain Appropriations and Allocations for Expenditures and Changing Certain Provisions of the Law Necessary to Carry Out Certain New, Expanded or Revised Programs of State Government for the Fiscal Years Ending June 30, 1982 and June 30, 1983. (Emergency) (H. P. 2383) (L. D. 2145)

Reference to the Committee on Appropriations and Financial Affairs suggested.

Comes from the House, Passed to be Engrossed as amended by House Amendment "C" (H-776), without reference to the Committee and Ordered Printed.

The PRESIDENT: Is it the pleasure of the Senate under Suspension of the Rules that this Bill be given its First Reading at this time without Reference to Committee?

It is a vote.

Under Suspension of the Rules, the Bill Read Once. House Amendment "C" was Read and Adopted, in concurrence. Under Suspension of the Rules, the Bill as amended, Read a Second Time.

The PRESIDENT: The Chair recognizes the Senator from Kennebec, Senator Pierce.

Senator PIERCE: Mr. President, I present Senate Amendment "A" under filing number S-478 and move its adoption.

The PRESIDENT: The Senator from Kennebec, Senator Pierce, now offers Senate Amendment "A" (S-478) to L. D. 2145 and moves its adoption.

Senate Amendment "A" (S-478) was Read.

The PRESIDENT: The Chair recognizes the Senator from Androscoggin, Senator Minkowsky.

Senator MINKOWSKY: Mr. President and Members of the Senate: I am trying to research something on L. D. 2145 that was brought to my attention a few minutes ago, maybe somebody on the Judiciary Committee or possibly who constructed this bill, they claimed on page 8 of L. D. 2145, and I'm just trying to locate the section, that convicts can serve on juries. I wonder if somebody might alleviate my fears along that line, that that doesn't actually exist, a person who is a convict can serve on a jury?

The PRESIDENT: The Senator from Androscoggin, Senator Minkowsky, has posed a question through the Chair to any Member of the Senate who may care to answer.

The Chair recognizes the Senator from Penobscot, Senator Devoe.

Senator DEVOE: Mr. President, thank you very much. I do not believe at this time that I can answer fully the question of the Senator from Androscoggin on this matter. I will do some research in the next few minutes on it, however.

Senate Amendment "A" was Adopted. The Bill, as amended, Passed to be Engrossed, without Reference to Committee and Ordered Printed, in non-concurrence.

Sent down forthwith for concurrence.

Bill, "An Act Relating to Periodic Justification of Departments and Agencies of State Government under the Maine Sunset Law. (Emergency) (H. P. 2384) (L. D. 2146)

Reference to the Committee on Audit and Program Review suggested.

Comes from the House, Passed to be Engrossed as amended by House Amendment "A" (H-779), without reference to Committee and Ordered Printed.

The PRESIDENT: Is it the pleasure of the Senate under Suspension of the Rules, that this Bill be given its First Reading at this time without Reference to Committee?

It is a vote.

Under Suspension of the Rules, the Bill Read Once. House Amendment "A" was Read and Adopted, in concurrence. Under Suspension of the Rules, the Bill, as amended, Read a Second Time and Passed to be Engrossed, without Reference to Committee and Ordered Printed, in concurrence.

Sent forthwith to the Engrossing Department.

Bill, "An Act Providing for Conformity with the Internal Revenue Code for Taxable Years Ending in 1982. (Emergency) (H. P. 2385) (L. D. 2147)

Reference to the Committee on Taxation, suggested.

Comes from the House, Passed to be Engrossed without reference to Committee and Ordered Printed.

The PRESIDENT: Is it the pleasure of the Senate under Suspension of the Rules, that this Bill be given its First Reading at this time without Reference to Committee?

It is a vote.

Under Suspension of the Rules, the Bill Read Twice and Passed to be Engrossed, without Reference to Committee and Ordered Printed, in concurrence.

Sent forthwith to the Engrossing Department.

Order

On motion by Senator TROTZKY of Penobscot.

ORDERED, the House concurring, that S. P. 920, L. D. 2061, RESOLUTION Proposing an Amendment to the Constitution of Maine to Authorize the Credit of the State to be Loaned to Secure Fund for Loans to Parents of Maine Students Attending Institutions of Higher Education be recalled from the legislative files to the Senate. (S. P. 1006)

Which was Read and Passed.

Sent down forthwith for concurrence.

On motion by Senator Pierce of Kennebec, Recessed until the sound of the Bell.

Recess

After Recess

The Senate called to order by the President.

Out of Order and Under Suspension of the Rules, the Senate voted to consider the following:

Papers From the House Joint Orders

Expressions of Legislative Sentiment recognizing:

Carl Nelson, of Colby College, a skilled and respected trainer and physical therapist who has served as Head Trainer for the 1972, 1976 and 1980 U.S. Winter Olympic Teams. (H. P. 2393)

Christine Holt and Stanwood Walker, valedictorian and salutatorian, respectively, of Ellsworth High School for 1982. (H. P. 2394)

The Lawrence High School Key Club, which was named the Outstanding Key Club for 1981-82 in District 24. (H. P. 2395)

Darrell Webber, Lawrence High School Key Club advisor, who received the 1982 Advisors Award for outstanding leadership and service among all New England Key Clubs. (H. P. 2396)

Jo-Ann Hill, of Freeport, recipient of the first "Humane Award" given by the Maine Federation of Humane Societies. (H. P. 2392)

Come from the House, Read and Passed.

Which were Read and Passed, in concurrence.

Joint Resolution

A Joint Resolution in Memoriam:

WHEREAS, the Legislature has learned with deep regret of the death of Paul E. Merrill, of Portland, President of Merrill Trucking, a leading New England industrialist and a person who made countless civic contributions to his community and the State. (H. P. 2397)

Come from the House, Read and Adopted.

Which was Read and Adopted, in concurrence.

Out of Order and Under Suspension of the Rules, the Senate voted to consider the following:

Paper From the House Non-concurrent Matter

Bill, "An Act to Provide for Improved Energy Policy Development and Electricity Demand Forecasts. (H. P. 2273) (L. D. 2120)

In the Senate, April 5, 1982, Passed to be Enacted, in concurrence.

Come from the House, Passed to be Engranted as amended by House Amendment "A" (H-773), in non-concurrence, having been recalled from the Governor's desk pursuant to Joint Order H. P. 2386.

The PRESIDENT: The Chair recognizes the Senator from Penobscot, Senator Trotzky.

Senator TROTZKY: I move the Senate Recede and Concur with the House.

The PRESIDENT: The Senator from Penobscot, Senator Trotzky, now moves that the Senate Recede and Concur with the House.

Is this the pleasure of the Senate?

The motion prevailed.

Joint Order

ORDERED, the Senate concurring, that the Joint Standing Committee on Taxation report out a bill to the House dealing with administrative changes in the tax laws. (H. P. 2398)

Come from the House, Read and Passed.

Which was Read and Passed, in concurrence.

Enactor

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

Emergency

AN ACT to Provide Emergency Funding and Other Necessary Authorization for the Operation of the Legislature During the Fiscal Year 1981-82. (S. P. 1002) (L. D. 2148)

This being an emergency measure and having received the affirmative votes of 26 Members of the Senate, with No Senators having voted in the negative, was Passed to be Enacted and having been signed by the President, was by the Secretary presented to the Governor for his approval.

Out of Order and Under Suspension of the Rules, the Senate voted to consider the follow-

ing:

Paper From the House House Paper

Bill, "An Act Making Appropriations and Allocations for the Expenditures of State Government and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years ending June 30, 1982 and June 30, 1983." (Emergency) (H. P. 2382) (L. D. 2144)

Reference to the Committee on Appropriations and Financial Affairs suggested.

Come from the House, Passed to be Engranted as amended by House Amendment "D" (H-780) without reference to the Committee and Ordered Printed.

The PRESIDENT: Is it the pleasure of the Senate under Suspension of the Rules that this Bill be given its First Reading at this time without Reference to Committee?

It is a vote.

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

Senator HICHENS: May I inquire what House Amendment "D" is? We do not have it in our books.

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

Senator HUBER: Mr. President, I realize that many of you have not had a chance to see House Amendment H-780. That Amendment would do exactly what I explained to the Republican caucus this afternoon. The Appropriations Committee, this afternoon, reviewed the proposed changes in L. D. 2142, and accepted various, some of the recommendations recommended by the Executive Department.

Those were in additional \$50,000 for the office of the Commissioner of the Department of Agriculture; \$25,000 for gypsy moth control, which I would add, is not a spraying program; added \$50,000 for a personal injury claim at the Maine State Prison; deleted the legislative account appropriation from the L. D., at this point. These were changes recommended to LD 2142, but also applied to LD2145. Deleted the legislative appropriations which are contained in the Bill we just enacted. It added, excuse me, it accepted the recommendation to delete wording to extend the date for filing legislation to recodify the statutes concerning the separation of the Department of Mental Health and Mental Retardation from the Department of Corrections, which is included in L. D. 2148. Deletes Section M of the Bill 2142, which is the mutually accepted, by both parties, version of the Supplemental Appropriations Act from the Appropriations Committee. Section M deals with land transfer and apparently there is a question of the constitutionality of doing this in an emergency piece of legislation.

This Amendment does those things. I believe they have been discussed with the various Members of this Chamber.

Under Suspension of the Rules, the Bill Read Once. House Amendment "D" was Read and Adopted, in concurrence. Under Suspension of the Rules, the Bill, as amended, Read a Second Time.

The PRESIDENT: The Chair recognizes the Senator from Androscoggin, Senator Minkowsky.

Senator MINKOWSKY: Mr. President and Members of the Senate, we have had ample time today, to make several inquiries with constituents relevant to this particular document.

I think before this Bill goes into its Second Reading and final Engrossment that I would like to share with the Senate some of the concerns that were raised today relevant to this issue.

Starting off with this morning with the Governor's presentation there were key words that I had rapped with some of the municipal officials that I have spoken to during the course of the day, and asked them specifically about various parts of the Bill, that they might have reservations about.

One of the words or sentences were used this morning, work together with mutual trust, be humble, forgiving, but act in the public interest, meet our responsibilities as legislators, and finally we can finish the job that we were sent here to do.

All very impressive, all very meaningful statements by our Chief Executive, but as we progressed through some of the items in the Bill, there came to mind, why are we funding several positions in the Executive Branch that were funded fully with federal funds that have been deleted, and now are being picked up the General Fund of the State of Maine?

Why do we have two areas of the Canadian Affairs coordinator and the Maine Canadian Legislative Advisory Office, why do we have these conflicting two offices? Is one not satisfactory?

Another point, Mr. President and Members of the Senate, was the State Development Office with its many jobs, which were funded until April of 1982 with federal funds. In fact, at this particular point, some of them said to me, why are you people not maintaining an austerity program here in Augusta? We're doing this at the municipal level, you should be doing likewise in behalf of the taxpayers of the State of Maine.

Then we got involved, which I discussed previously, when this Bill came up on our 51st Legislative Day, but that was a former ball game. I understand today, this is a new ball game. The Energy Resources Office, 13 new positions from Deputy Director right straight down through to Clerk Typist II.

A point, a very cogent point was brought forth. When times were good in the State of Maine, people in Maine were conserving. When times were bad, they knew what conservation of energy was and they maintained that particular posture because we didn't have the money. So basically, when America was fully productive, we were still conserving somewhat in the State of Maine because we didn't have the money in which to meet these things. As soon as the energy crisis materialized in 1973, we learned further how to conserve energy because of the inflationary factor and the high cost of fuels.

Finance and Administration, the Bureau of Public Improvements, an energy auditor for \$19,500 plus all other expenses, roughly about \$21,000. The question came out from one party, isn't it cheaper to contract out for an energy auditor to do these particular services, instead of putting on another employee?

As we progress through this particular document, Mr. President and Members of the Senate, there was a question raised which I was not able to fully answer. That was, the \$150,000 for the Work Incentive Program allegedly designed to help AFDC parents to learn to get more jobs, or to become more self sufficient in getting a job. The point was brought forth very clearly, how many people who are not on AFDC parents to learn to get more jobs, or to become more self sufficient in getting a job. The point was brought forth very clearly, how many people who are not on AFDC at the present time, can't get a decent job in the State of Maine because of the working conditions?

Moving on to the Department of Labor, again, this brought in the Maine Canadian Legislative Advisory Office, which is commensurate with what I brought out earlier.

The Marine Resources, the Department of Marine Resources, again, where there is 6 people including a Deputy Commissioner, personal service, \$123,788. I understand from people involved in the appropriations area that partly there are fees, that money came from fees and there was not enough fees. Well, in the past, we've always had, if you have to raise money to keep people employed, if you are on a fee basis, you simply raise the fees. In this particular case here, I understand they are doing a very credible job, but they haven't raised fees

sufficiently in which to cover the 6 employees they presently have.

The Maine Maritime Academy. This was a very interesting one, simply because it covered a multitude of sins as I understand, and it said on the document, providing funds, or funding to offset impact of inflation, I thought that was a gem, and asked for \$75,000. When we started researching this, we came up with three different possible conclusions on this particular issue. Other than utilizing the money for the inflationary factor which the budget document calls for, one person came up that they need a training ship cruise. This would subsidize that particular cruise.

Secondly, raising utility rates was the second reason given by apparently the Admiral in charge of the Maine Maritime Academy. An interesting article came up where it says did you people ever take into consideration that the Maine Maritime Academy is instituting a basketball program, and this is where the money will be utilized?

You know, what these funds that we are giving out to our colleges and our academies, I wish sometimes there was more clear cut accountability as to how they will utilize those funds, but I'm waiting to see exactly if the Maine Maritime Academy does institute a basketball program, which is one of the projections given.

The University of Maine Board of Trustees, \$800,000. This also is another gem, on 2144, they classify this as merit increases for faculty. The end result is, there is no guarantee at all that this will be utilized for faculty. We can just take them at their word, and I guess if we have to go by that, since I was first involved with the creation of the super university back in 1967, their word has not been that good.

When we add those items into part D of this particular Bill which is the basic elementary and secondary per pupil allowance, which I fully agree with, and the transportation aspect of the Bill, and the State Development Office, or the Maine Guarantee Authority using their allocated funds of \$300,000, and you sometimes wonder about the district attorneys who are now asking for a good raise increases for elected offices. I don't see why we should subsidize them any further.

Another part of this particular document which is necessary is the retirement benefits for teachers, which I wholeheartedly agree and have supported in the past.

The thing, Mr. President and Members of the Senate, is the part on housing. This has produced many telephone calls. I guess the Bill in itself is the people who designed it, their heart was in the right place. The interesting thing that came out was some of the conversations today about this, was the demand for housing increasing more quickly than supply of housing in Maine was part of the criteria used. Yet, we find that the FMHA has many homes that they repossessed and many homes or inventories which are in very, very poor shape because of people on low income never utilized them properly.

Then we're getting into the aspect on this Section here, to reduce the rate of interest on the principal amount of the mortgage loan as the State authorities shall determine. Then again, these people are allegedly low income. I think, \$21,000 is the maximum. I don't call that low income by any means. You can go from a single family unit to a multi-apartment unit for residential housing. Then I'm starting to say to myself, if this is low income people who are eligible for this subsidy from the State of Maine, what about the upkeep of that property? What about the taxes these people are compelled to meet on the property? What about the insurance? If it's a multi-dwelling unit, what about the oil that they have to purchase to heat that particular unit up?

I guess, Mr. President and Members of the Senate, the thing that irks me the most, which

we have to be compelled with here, or to work with, is the increased compensation for members of the Legislature. I was opposed to that particular Bill in the beginning.

I feel, basically, a lot of these items in this particular document should have stood on their own today, instead of being put together in one single document. I thought I wanted to express those feelings on the floor of the Senate this afternoon so that anybody in my District knows exactly how I feel about this, and tomorrow will give the telling vote whether I will support this issue or not.

The Bill, as amended, Passed to be Engrossed, without Reference to Committee and Ordered Printed, in concurrence.

Sent forthwith to the Engrossing Department.

Orders of the Day

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

Senator COLLINS: Is the Senate in possession of LD 1756, shown on our Orders of the Day Senate Calendar?

The PRESIDENT: The Chair would answer the Senator in the affirmative, the Resolution having been recalled from the files.

Resolution, Proposing an Amendment to the Constitution of Maine to Limit the Life of Bond Authorizations. (S. P. 753) (L. D. 1756)

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

Senator COLLINS: I would move that the Senate Recede and Concur with the House.

The PRESIDENT: The Senator from Knox, Senator Collins, moves that the Senate Recede and Concur with the House on LD 1756. Which is a Constitutional Amendment, a Resolution Proposing an Amendment to the Constitution of Maine to Limit the Life of Bond Authorizations.

Will all those Senators in favor of the motion to Recede and Concur, which in effect means Enactment, please rise in their places to be counted.

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

27 Senators having voted in the affirmative, and No Senators having voted in the negative, and 27 being more than two-thirds of the Senators present, the Resolution was Finally Passed and having been signed by the President, was by the Secretary presented to the Secretary of State.

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

Senator COLLINS: Is the Senate in possession of LD 2061, the second numbered item on our Orders of the Day Calendar, a Resolution, an Amendment of the Constitution?

The PRESIDENT: The Chair would answer the Senator in the affirmative, the Resolution having been recalled from the files.

Resolution, Proposing an Amendment to the Constitution of Maine to Authorize the Credit of the State to be Loaned to Secure Funds for Loans to Parents of Maine Students Attending Institutions of Higher Education. (S. P. 920) (L. D. 2061)

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

Senator COLLINS: I would move that the Senate Recede and Concur with the House.

The PRESIDENT: The Senator from Knox, Senator Collins, now moves that the Senate Recede and Concur with the House on LD 2061, which is a Resolution Proposing an Amendment to the Constitution of Maine to Authorize the Credit of the State to be Loaned to Secure Funds for Loans to Parents of Maine Students Attending Institutions of Higher Education.

Will all those Senators in favor of the motion to Recede and Concur, which again, presupposes Enactment, please rise in their places to be counted.

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

26 Senators having voted in the affirmative, and No Senators having voted in the negative, and 26 being more than two-thirds of the Senators present, the Resolution was Finally Passed and having been signed by the President, was by the Secretary presented to the Secretary of State.

On motion by Senator Pierce of Kennebec, Adjourned until 10:30 o'clock tomorrow morning.