

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

***One Hundred and Twelfth
Legislature***

OF THE

STATE OF MAINE

Volume I

FIRST REGULAR SESSION

December 5, 1984 - June 20, 1985

STATE OF MAINE
 One Hundred and Twelfth Legislature
 First Regular Session
 JOURNAL OF THE SENATE
 In Senate Chamber
 Wednesday
 February 27, 1985
 Senate called to order by the President.

Prayer by the Reverend Elmer Young of the Pineland Center in Pownal.

REVEREND YOUNG: Psalm 8 verse 1: "O Lord our Lord, how excellent is Thy Name in all the earth."

Let us pray. O God, You have infinite wisdom, infinite power, love and patience. You created us in Your image and have given us the insatiable thirst after You; so that we find peace within ourselves, only when we are at peace with You.

This day we seek to honor and serve You as we lead and serve the citizens of this great State of Maine. You, O Lord, have instructed us to seek Your help in all our ways, and to follow Your precepts as we live out our lives. Therefore, we ask today for Your help as we identify ourselves with the needs of the needy: the suffering of those who hurt; the anguish of those who experience loss; the loneliness of the lonely; the despair of those who fail.

Give us visions to become aware of human need; but more than that, give us the desire to become involved in that need to the point of sacrifice, so that we bear the scars of giving in our hands. Amen.

Reading of the Journal of Yesterday.

PAPERS FROM THE HOUSE Non-concurrent Matter

Bill "An Act to Provide Protections to Boxers" (S.P. 253) (L.D. 648)

In Senate February 21, 1985, referred to the Committee on **LEGAL AFFAIRS** and **ORDERED PRINTED**.

Comes from the House, referred to the Committee on **BUSINESS AND COMMERCE** and **ORDERED PRINTED** in **NON-CONCURRENCE**.

The Senate **RECEDED** and **CONCURRED**.

House Papers

Bill "An Act to Insure Fair Housing for Senior Citizens" (H.P. 518) (L.D. 723)

Comes from the House referred to the Committee on **AGING, RETIREMENT AND VETERANS** and **ORDERED PRINTED**.

Which was referred to the Committee on **AGING, RETIREMENT AND VETERANS** and **ORDERED PRINTED**, in concurrence.

Bill "An Act to Define Farm Laborers" (H.P. 470) (L.D. 673)

Comes from the House referred to the Committee on **AGRICULTURE** and **ORDERED PRINTED**.

Which was referred to the Committee on **AGRICULTURE** and **ORDERED PRINTED**, in concurrence.

Bill "An Act to Make Supplemental Allocations from the Federal Expenditure Fund for the Fiscal Years Ending June 30, 1986 and June 30, 1987" (Emergency) (H.P. 472) (L.D. 675)

Bill "An Act to Increase State Involvement in Tourism Promotion" (H.P. 473) (L.D. 676)

Bill "An Act to Increase Emergency Assistance to Needy Families with Children" (H.P. 474) (L.D. 677)

Bill "An Act to Fund the Maine Energy Resources Development Fund" (H.P. 475) (L.D. 678)

Bill "An Act to Increase Aid to Families with Dependent Children Benefits" (H.P. 505) (L.D. 710)

Bill "An Act to Provide a Clothing and Energy Assistance Allowance for Needy Children" (H.P. 506) (L.D. 711)

Comes from the House referred to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and **ORDERED PRINTED**.

Which were referred to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and **ORDERED PRINTED**, in concurrence.

Bill "An Act to Initiate Agricultural Technology Transfer and Special Project Program" (H.P. 452) (L.D. 725)

Committee on **AGRICULTURE** suggested. Comes from the House, referred to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and **ORDERED PRINTED**.

Which was referred to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and **ORDERED PRINTED**, in concurrence.

Bill "An Act Concerning the Net Worth Requirement for Individual Public Employer Self-insurers" (H.P. 477) (L.D. 680)

Bill "An Act Concerning Television Receiving Equipment" (H.P. 507) (L.D. 712)

Comes from the House referred to the Committee on **BUSINESS AND COMMERCE** and **ORDERED PRINTED**.

Which were referred to the Committee on **BUSINESS AND COMMERCE** and **ORDERED PRINTED**, in concurrence.

Bill "An Act to Require Disclosure of Gifts to Institutions of Higher Learning Received from Foreign Governments, Foreign Corporations or Nonresident Aliens" (H.P. 479) (L.D. 682)

Bill "An Act to Require the Listing of Courses within the University of Maine System of Colleges that are Transferable to Other Campuses" (H.P. 480) (L.D. 683)

Bill "An Act to Amend the Law Relating to School Days, Holidays and Special Observances" (H.P. 481) (L.D. 684)

Bill "An Act to Provide Whole Milk at Public Schools" (H.P. 482) (L.D. 685)

Bill "An Act to Amend the School Construction Law" (Emergency) (H.P. 508) (L.D. 713)

Bill "An Act to Amend the School Finance Law" (H.P. 509) (L.D. 714)

Bill "An Act to Increase Reimbursement for Professional Credits for Teachers" (H.P. 510) (L.D. 715)

Comes from the House referred to the Committee on **EDUCATION** and **ORDERED PRINTED**.

Which were referred to the Committee on **EDUCATION** and **ORDERED PRINTED**, in concurrence.

Bill "An Act Concerning the Removal of Child Abusers from the Household" (H.P. 511) (L.D. 716)

Comes from the House referred to the Committee on **HUMAN RESOURCES** and **ORDERED PRINTED**.

Which was referred to the Committee on **HUMAN RESOURCES** and **ORDERED PRINTED**, in concurrence.

Bill "An Act to Provide Family Counseling and Legal Assistance in Cases of Alleged Child Abuse or Neglect" (H.P. 483) (L.D. 686)

Comes from the House referred to the Committee on **HUMAN RESOURCES** and **ORDERED PRINTED**.

On motion by Senator **VIOLETTE** of Aroostook referred to the Committee on **JUDICIARY** and **ORDERED PRINTED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

Senate at Ease

The Senate called to order by the President.

Bill "An Act to Make Interference with the Delivery of Emergency Services a Crime" (H.P. 484) (L.D. 687)

Bill "An Act to Require Registration of Sex Offenders by Local Municipalities" (H.P.

486) (L.D. 689)

Comes from the House referred to the Committee on **JUDICIARY** and **ORDERED PRINTED**.

Which were referred to the Committee on **JUDICIARY** and **ORDERED PRINTED**, in concurrence.

Bill "An Act to Mandate Smoke Alarms in all New, Converted or Restored Single-family Dwellings" (H.P. 512) (L.D. 717)

Bill "An Act to Protect Tenants Affected by Condominium Conversions" (H.P. 519) (L.D. 724)

Comes from the House referred to the Committee on **LEGAL AFFAIRS** and **ORDERED PRINTED**.

Which were referred to the Committee on **LEGAL AFFAIRS** and **ORDERED PRINTED**, in concurrence.

Bill "An Act to Require that Persons Convicted of Operating under the Influence 3 or more Times Receive Immediate Treatment for Alcoholism" (H.P. 471) (L.D. 674)

Joint Select Committee on **ALCOHOLISM SERVICES** suggested and **ORDERED PRINTED**.

Comes from the House referred to the Committee on **LEGAL AFFAIRS** and **ORDERED PRINTED**.

Which was referred to the Committee on **LEGAL AFFAIRS** and **ORDERED PRINTED**, in concurrence.

(Off Record Remarks)

Bill "An Act Pertaining to Municipal Licensing Fees" (H.P. 501) (L.D. 704)

Committee on **TRANSPORTATION** suggested and **ORDERED PRINTED**.

Comes from the House, referred to the Committee on **LOCAL AND COUNTY GOVERNMENT** and **ORDERED PRINTED**.

Which was referred to the Committee on **LOCAL AND COUNTY GOVERNMENT** and **ORDERED PRINTED**, in concurrence.

Bill "An Act to Prohibit the Taking of Scallops During Certain Hours of the Day" (H.P. 487) (L.D. 690)

Bill "An Act to Authorize Divers to Dive for Lobsters" (H.P. 488) (L.D. 691)

Bill "An Act to Allow the use of Lobster Fund Money to Provide for Lobster Hatcheries" (H.P. 489) (L.D. 692)

Bill "An Act to Require that All Aquaculture Seed Stock be Cultured Stock" (H.P. 490) (L.D. 693)

Bill "An Act to Regulate the Area of Aquaculture Leases" (H.P. 491) (L.D. 694)

Bill "An Act to Raise the Minimum Legal Size of Lobsters" (H.P. 513) (L.D. 718)

Comes from the House referred to the Committee on **MARINE RESOURCES** and **ORDERED PRINTED**.

Which were referred to the Committee on **MARINE RESOURCES** and **ORDERED PRINTED**, in concurrence.

Bill "An Act to Require all Second Session Bills to have Emergency Preambles" (H.P. 492) (L.D. 695)

Bill "An Act Concerning the Disposition of Certain State Property" (H.P. 493) (L.D. 696)

Resolution, Proposing Amendments to the Constitution of Maine to Change the Reapportionment Procedures to Reflect Changes in Legislative Procedures and to Specify how the Reapportionment Commission should Operate" (H.P. 494) (L.D. 697)

Comes from the House referred to the Committee on **STATE GOVERNMENT** and **ORDERED PRINTED**.

Which were referred to the Committee on **STATE GOVERNMENT** and **ORDERED PRINTED**, in concurrence.

Bill "An Act to Provide for Flexibility in the Application of State Regulations Affecting Small Business" (H.P. 476) (L.D. 679)

Committee on **BUSINESS AND COMMERCE** suggested and **ORDERED PRINTED**. Comes from the House referred to the Committee on **STATE GOVERNMENT** and **ORDERED PRINTED**.

Which was referred to the Committee on **STATE GOVERNMENT** and **ORDERED PRINTED**, in concurrence.

Bill "An Act to Require Adequate Notice of Tax Lien Foreclosure" (H.P. 495) (L.D. 698)

Bill "An Act to Realign the Tax Laws of the State as they Relate to Telecommunications" (H.P. 496) (L.D. 699)

Bill "An Act Pertaining to Interest on Abated Property Taxes" (H.P. 497) (L.D. 700)

Bill "An Act Relating to the Taxation of Trade-in Equipment" (H.P. 498) (L.D. 701)

Bill "An Act to Remove the Sales Tax Exemption on the Purchase of Magazines and Other Periodicals" (H.P. 499) (L.D. 702)

Resolution, Proposing an Amendment to the Constitution for Maine Concerning the Assessment of Property Taxes" (H.P. 500) (L.D. 703)

Come from the House referred to the Committee on **TAXATION** and **ORDERED PRINTED**.

Which were referred to the Committee on **TAXATION** and **ORDERED PRINTED**, in concurrence.

Bill "An Act Related to Enforcement Action for Violations of Proper Display of License Plates and Motor Vehicle Inspection Requirements" (H.P. 502) (L.D. 705)

Bill "An Act to Require All New Drivers to Complete an Approved Defensive Driving Course" (H.P. 515) (L.D. 720)

Bill "An Act to Increase the Local Road Assistance Program" (H.P. 516) (L.D. 721)

Resolve, to Name the Bridge Between Randolph and Gardiner the Philip E. Woods Bridge (H.P. 503) (L.D. 706)

Come from the House referred to the Committee on **TRANSPORTATION** and **ORDERED PRINTED**.

Which were referred to the Committee on **TRANSPORTATION** and **ORDERED PRINTED**, in concurrence.

Bill "An Act to Amend the Charter of the York Sewer District" (H.P. 504) (L.D. 707)

Bill "An Act Relating to Itemized Phone Bills" (H.P. 517) (L.D. 722)

Come from the House referred to the Committee on **UTILITIES** and **ORDERED PRINTED**.

Which were referred to the Committee on **UTILITIES** and **ORDERED PRINTED**, in concurrence.

Study Report

COMMITTEE ON AGING, RETIREMENT AND VETERANS

Report of the Committee on **AGING, RETIREMENT AND VETERANS** to which was referred by the Legislative Council the Study Relative to Disability Retirement under the Maine State Retirement System have had the same under consideration and ask leave to submit its findings and to report that the accompanying Bill "An Act to Modify State Disability Retirement Provisions" (H.P. 469) (L.D. 668)

Be referred to the Joint Standing Committee on **AGING, RETIREMENT AND VETERANS** for Public Hearing and printed pursuant to Joint Rule 19.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill referred to the Committee on **AGING, RETIREMENT AND VETERANS** and **ORDERED PRINTED** pursuant to Joint Rule 19.

Which Report was **READ** and **ACCEPTED**, in concurrence.

The accompanying Bill referred to the Committee on **AGING, RETIREMENT AND VETERANS** and **ORDERED PRINTED** pursuant to Joint Rule 19, in concurrence.

COMMUNICATION

The Following Communication:
STATE OF MAINE
WORKER'S COMPENSATION COMMISSION
AUGUSTA, MAINE 04333

February 25, 1985

Charles P. Pray, President
MAINE STATE SENATE
State House Station #3
Augusta, Maine 04333
Joseph E. Brennan, Governor
EXECUTIVE DEPARTMENT
State House Station #1
Augusta, Maine 04333
John L. Martin, Speaker
HOUSE OF REPRESENTATIVES
State House Station #2
Augusta, Maine 04333
Dear President Pray:

I am pleased to forward to you the 1984 annual decisions report for this commission. As you can see, the commissioners issued 3524 written decisions following formal hearings in 1984. The category designated "other" includes decisions issued by me and by former commissioners pursuant to Title 39, MRSA ss 99. The total number of decisions issued in 1983 was 2968. To my knowledge, this is the highest number of formal decisions issued in the commission's history.

I am also forwarding to you for your information a comprehensive status report of all claims pending by commissioners. There is no question that the addition of the informal conference procedure has seriously encroached upon time for formal hearings. In addition, the mandate that formal hearings on 1984 claims be scheduled ahead of pre 1984 claims has slowed down the hearing process for older claims.

Sincerely,
S/ CHARLES D. DEVOE
Chairman

Which was **READ** and with accompanying papers **ORDERED PLACED ON FILE**.

SENATE PAPERS

Bill "An Act to Require that the Maine National Guard Provide an Honor Guard for Burials at the Maine Veterans' Memorial Cemetery" (S.P. 268) (L.D. 726)

Presented by Senator **CARPENTER** of Aroostook

Which was referred to the Committee on **AGING, RETIREMENT AND VETERANS** and **ORDERED PRINTED**.

Sent down for concurrence.

Bill "An Act to Appropriate Funds to the State Library for Support of the Information Exchange" (S.P. 269) (L.D. 727) (Presented by Senator **DIAMOND** of Cumberland) (Cosponsored by: Representative **CARROLL** of Gray) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27)

Bill "An Act in Support of Increasing Per Capita Funds for Public Libraries" (S.P. 270) (L.D. 728) (Presented by Senator **DIAMOND** of Cumberland) (Cosponsored by: Senator **PEARSON** of Penobscot, Representative **JACKSON** of Harrison, Representative **CARROLL** of Gray) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27)

Which were referred to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and **ORDERED PRINTED**.

Sent down for concurrence.

Bill "An Act to Promote the Teaching of Free Enterprise in Maine's Public Schools" (S.P. 271) (L.D. 729) (Presented by Senator

HICHENS of York) (Cosponsored by: Senator **TUTTLE** of York, Representative **O'GARA** of Westbrook)

Which was referred to the Committee on **EDUCATION** and **ORDERED PRINTED**. Sent down for concurrence.

Bill "An Act to Establish a Fund Concerning the Excavation, Repair, Maintenance and Cleanup of Underground Gasoline Storage Tanks" (S.P. 272) (L.D. 730) (Presented by Senator **DIAMOND** of Cumberland) (Cosponsored by: Senator **PEARSON** of Penobscot, Representative **ALLEN** of Washington)

Bill "An Act to Impose Liability for Interference with Ground Water Use" (S.P. 273) (L.D. 731) (Presented by Senator **TRAF-TON** of Androscoggin) (Cosponsored by: Representative **MITCHELL** of Freeport, Representative **WARREN** of Scarborough)

Bill "An Act to Clarify Certain Aspects of Mineral Exploration, Development and Disclosure" (S.P. 282) (Presented by Senator **BROWN** of Washington) (Cosponsored by: Representative **RIDLEY** of Shapleigh)

Which were referred to the Committee on **ENERGY AND NATURAL RESOURCES** and **ORDERED PRINTED**.

Sent down for concurrence.

Bill "An Act to Assure Advocacy Services for Children with Learning Disabilities" (S.P. 274) (L.D. 732) (Presented by Senator **CLARK** of Cumberland) (Cosponsored by: Representative **CROUSE** of Caribou, Senator **GILL** of Cumberland, Representative **MATTHEWS** of Caribou)

Which was referred to the Committee on **HUMAN RESOURCES** and **ORDERED PRINTED**.

Sent down for concurrence.

Bill "An Act to Make Jail Sentences Mandatory in Cases of Sex Offenses Against Children" (S.P. 275) (L.D. 733) (Presented by Senator **DIAMOND** of Cumberland) (Cosponsored by: Representative **JACQUES** of Waterville, Representative **RUHLIN** of Brewer, Representative **McGOWAN** of Canaan)

Bill "An Act to Alleviate the Excess Work in the Court System" (S.P. 276) (L.D. 734) (Presented by Senator **PERKINS** of Hancock) (Cosponsored by: Representative **LEBOWITZ** of Bangor, Representative **McSWEENEY** of Old Orchard Beach, Representative **ROLDE** of York)

Bill "An Act to Clarify Recoverable Costs in Civil Actions" (S.P. 277) (L.D. 735) (Presented by Senator **CARPENTER** of Aroostook) (Cosponsored by: Representative **STETSTON** of Damariscotta, Representative **WARREN** of Scarborough)

Bill "An Act to Amend the Statutes on Sex Offenses" (S.P. 283) (Presented by Senator **CLARK** of Cumberland) (Cosponsored by: Senator **SEWALL** of Lincoln, Representative **KANE** of S. Portland, Representative **P. STEVENS** of Bangor)

Bill "An Act to Permit Denial of Bail in Certain Cases to Assure the Safety of Other Persons" (S.P. 284) (Presented by Senator **TRAF-TON** of Androscoggin) (Cosponsored by: Senator **NAJARIAN** of Cumberland, Representative **J. DIAMOND** of Bangor, Representative **DRINKWATER** of Belfast)

Which were referred to the Committee on **JUDICIARY** and **ORDERED PRINTED**.

Sent down for concurrence.

Bill "An Act Concerning the Use of Schools as Polling Places" (S.P. 278) (L.D. 736) (Presented by Senator **PEARSON** of Penobscot)

Which was referred to the Committee on **LEGAL AFFAIRS** and **ORDERED PRINTED**. Sent down for concurrence.

Bill "An Act concerning the Salaries of Certain Kennebec Bounty Officers" (S.P.279) (L.D.

737) (Presented by Senator **DOW** of Kennebec)
 Bill "An Act to Annex Certain Lands to the Town of Millinocket" (Emergency) (S.P. 280) (L.D. 738) (Presented by President **PRAY** of Penobscot) (Cosponsored by: Representative **CLARK** of Millinocket)

Which were referred to the Committee on **LOCAL AND COUNTY GOVERNMENT** and **ORDERED PRINTED**.

Sent down for concurrence.

Senator **PEARSON** of Penobscot was granted unanimous consent to address the Senate Off the Record.

(Off Record Remarks)

Bill "An Act to Provide a Preference in State Employment to Officers of the Military Service" (S.P. 281) (L.D. 739) (Presented by Senator **NAJARIAN** of Cumberland)

Which was referred to the Committee on **STATE GOVERNMENT** and **ORDERED PRINTED**.

Sent down for concurrence.

COMMITTEE REPORTS
House

Leave to Withdraw

The following **Leave to Withdraw** reports shall be placed in the Legislative Files without further action pursuant to Rule 15 of the Joint Rules:

Bill "An Act Concerning the Price Charges for Copies of Voting List Tapes" (H.P. 134) (L.D. 159)

Bill "An Act Concerning Absentee Voting by the Elderly" (H.P. 185) (L.D. 219)

Ought to Pass

The Committee on **STATE GOVERNMENT** on Bill "An Act to Authorize an Additional Brigadier General Position in the Maine Army National Guard" (H.P. 120) (L.D. 145)

Reported that the same **Ought to Pass**.
 Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED**.

Which Report was **READ** and **ACCEPTED**, in concurrence.

The Bill **READ ONCE**.

The Bill **TOMORROW ASSIGNED FOR SECOND READING**.

Senate

Leave to Withdraw

The following **Leave to Withdraw** report shall be placed in the Legislative Files without further action pursuant to Rule 15 of the Joint Rules:

Bill "An Act to Require a Bear Stamp to Hunt Bear" (S.P. 84) (L.D. 265)

SECOND READERS

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

House

Bill "An Act to Count all Students Living on Federal or State Property as Residents of the District but not Residents of a Municipality" (Emergency) (H.P. 102) (L.D. 127)

Which was **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, in concurrence.

Bill "An Act Pertaining to Law Enforcement Officers and Public Office Holding" (Emergency) (H.P. 467) (L.D. 616)

Which was **READ A SECOND TIME**.

THE PRESIDENT: The Chair recognizes the Senator from Kennebec, Senator Kany.

Senator **KANY:** Mr. President and Members of the Senate, Senator Carpenter of Aroostook asked me to add something to the Record regarding this topic, "An Act Pertaining to Law Enforcement Officers and Public Office Holding."
 The State Government Committee thought

through this process, and the various consequences of having the State police, particularly, run for office, and we redrafted the bill that had been presented to us, and I'm sure, if you read it, you will be satisfied with the outcome.

Senator Carpenter asked me to point out that another section of the law, Title 5, Section 679A, Sub 3, does allow candidates, State Police to be candidates for nonpartisan offices, but does prohibit partisan candidacies.

Which was **PASSED TO BE ENGROSSED**, in concurrence.

Senate

Bill "An Act to Clarify the Term "Authorized Person" Under the Law Relating to Deaths and Burials" (S.P. 258) (L.D. 651)

Bill "An Act to Permit Beano on Sundays after Noon" (S.P. 259) (L.D. 669)

Which were **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**.

Sent down for concurrence.

(See action later today)

On motion by Senator **TRAFTON** of Androscoggin, the Senate **RECONSIDERED** its action earlier in today's session whereby it **PASSED TO BE ENGROSSED**:

Bill "An Act to Permit Beano on Sundays after Noon" (S.P. 259) (L.D. 669)

On further motion of same Senator, Tabled 1 Legislative Day, pending **PASSAGE TO BE ENGROSSED**.

ENACTORS

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

An Act to Amend the Motor Inspection LAW (S.P. 23) (L.D. 27)

An Act to Clarify the Authority of the Department of Transportation to Manage and Dispose of Property (H.P. 96) (L.D. 116)

An Act to Amend the Community School District School Committee's Ability to Make Additional Assessments (H.P. 40) (L.D. 46)

Which were **PASSED TO BE ENACTED** and having been signed by the President, were presented by the Secretary to the Governor for his approval.

ORDERS OF THE DAY

The President laid before the Senate the Tabled and specially assigned matter:

Bill "An Act to Adopt a State Uniform Fraudulent Transfer Act" (S.P. 244)

Tabled—February 26, 1985, by Senator **VIOLETTE** of Aroostook

Pending—**REFERENCE**

(In Senate February 21, 1985, reconsidered reference to the Committee on **BUSINESS AND COMMERCE**.)

(On motion by Senator **VIOLETTE** of Aroostook referred to the Committee on **JUDICIARY** and **ORDERED PRINTED**.

Sent down for concurrence.

(Off Record Remarks)

Senate at Ease

The Senate called to order by the President.

Senator **USHER** of Cumberland was granted unanimous consent to address the Senate Off the Record.

Senator **BROWN** of Washington was granted unanimous consent to address the Senate On the Record.

Senator **BROWN:** Thank you, Mr. President. Men and Women of the Senate, I'd like to draw your attention to a document that was distributed earlier today, which is yellow in color, and is a summary of the Carl Perkins Vocational Education Act.

The Legislature has an obligation to review and comment for the first time, and the complete document is several pages long and looks thusly. If any of you would like to see the com-

pleted document please see me, any member of the Education Committee, or the Clerk of Education, and we will get you a full document. We need to comment on this by March 31st.

You heard from the newspapers that there is a shortfall of about \$2.1 million dollars this year. In Vocational Education it represents about sixty-nine positions in the VTI's across the State, and about twenty-four bureau level people. The Governor, I guess, has committed from eight-hundred thousand to \$1.2 million, I've heard different figures, in his Part II Budget to add to that shortfall, but we still have the problem.

This Carl Perkins Act is much more prescriptive than the previous Vocational Education Act and you'll see, especially under Part A, the prescriptive parts of this Bill.

There's no less money that's coming in; as a matter of fact there's a slight increase, but there is a change in the way it can be spent. It cannot be spent to continue positions that already exists, but it is for new and expanded programs.

I ask that you look over that. If you wish to see the complete document, please see me, or the committee clerk. Thank you.

(Off Record Remarks)

On motion by Senator **CLARK** of Cumberland, **ADJOURNED** until 10 o'clock tomorrow morning, pursuant to the Joint Resolution in memory of the Honorable Richard C. Willey of Ellsworth.