

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
Thursday
March 21, 1985
Senate called to Order by the President.

Prayer by the Reverend George Darling of the Unity Union Church in Unity.

REVEREND DARLING: Let us pray together. Dear Lord and Father of all human kind, You have been our help in ages past, and remain our hope for years to come. As we bow our heads to share this moment of prayer may we also bow our hearts in acknowledgment of Your rule over us.

We recognize Your domain over the world of nature when we consider the richness and beauty that surrounds us from coast to mountain. We confess that it is much more difficult to recognize You as the Lord of all life especially of our own. Help us to realize that so many of the blessings that we enjoy as a result of our birth are through no effort of our own and help us, also, to recognize that so many of the troubled lives which surround us are caused by circumstances which are no fault of theirs.

We thank You for Your love for us and the love that we receive from family and friends. We thank You, also, Father for the privilege of being able to come together here this morning representing others, ever mindful that each privilege carries with it a set of responsibilities. As we gather together we bring different gifts, talents, concerns and, we confess, ambitions.

May we see that each of us grow stronger because of these differences. Grant that we may have the wisdom to see beyond our differences of politics and religion. That we may have a greater vision of life itself. A vision of life in the fullness as You intended with mutual respect for one another.

As we go about the task before us this day and those to come, let us remember that each opportunity to serve others is a new opportunity to also serve You.

These seem to be such perilous and troublesome times, dear Lord, and we face difficult and complex decisions, in the midst of these times we need to hear afresh the words of Micah, as he reminds us what is required: "to do justice, to love kindness, and to walk humbly with our God".

We therefore ask Your blessing upon this assembly that those requirements of old may be met anew. Amen.

Reading of the Journal of Yesterday.

(Off Record Remarks)

PAPERS FROM THE HOUSE Non-concurrent Matter

Bill "An Act to Deny Certain State Funds to Any Person Who Refuses to Register Under the United States Military Selective Services Act" (H.P. 643) (L.D. 897)

In House March 12, 1985 **PASSED TO BE ENACTED.**

In Senate March 19, 1985, **FAILED OF ENACTMENT.**

Comes from the House that body **ADHERED.**

On motion by Senator **VIOLETTE** of Aroostook Tabled until later in today's session, pending **FURTHER CONSIDERATION.**

House Papers

Bill "An Act to Amend the Wood Measurement Law" (Emergency) (H.P. 721) (L.D. 1068)

Comes from the House referred to the Committee on **ENERGY AND NATURAL RESOURCES** and **ORDERED PRINTED.**

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

Bill "An Act to Amend and Clarify the Maine Juvenile Code" (H.P. 746) (L.D. 1069)
Comes from the House referred to the Committee on **JUDICIARY** and **ORDERED PRINTED.**

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

On motion by Senator **VIOLETTE** of Aroostook the Senate removed from the Table and Later Today Assigned matter:

Bill "An Act to Deny Certain State Funds to Any Person Who Refuses to Register Under the United States Military Selective Services Act" (H.P. 643) (L.D. 897)

Tabled—March 21, 1985, by Senator **VIOLETTE** of Aroostook

Pending— **FURTHER CONSIDERATION** (In Senate March 19, 1985, **FAILED OF ENACTMENT.**)

(Comes from the House that Body **ADHERED.**)

THE PRESIDENT: The Chair recognizes the Senator from Franklin, Senator Webster.

Senator **WEBSTER:** I move we Recede and Concur.

THE PRESIDENT: The Senator from Franklin, Senator Webster moves the Senate Recede and Concur.

The Chair recognizes the Senator from Aroostook, Senator Violette.

Senator **VIOLETTE:** Mr. President, I request a Roll Call.

THE PRESIDENT: A Roll Call has been requested. In order for the Chair to order a Roll Call it requires the affirmative vote of at least one-fifth of the members present and voting.

Will all those Senators in favor of ordering a Roll Call, please rise in their place until counted.

Obviously more than one-fifth having arisen a Roll Call is ordered.

The Chair recognizes the Senator from Washington, Senator Brown.

Senator **BROWN:** Thank you, Mr. President. Ladies and Gentlemen we have this issue before us again which some of us thought was gone a day or so ago.

I don't know what else can be said about this today. It just seems kind of ironic that those of us who have sworn by the Constitution to uphold the laws, would go ahead and reward those people who do not obey the law.

That is all this Bill says, it simply says that the priorities of this State are going to be awarded based upon simply complying with the law. Nothing more.

We have heard arguments about it is going to cost a lot of money.

We had the good Senator from York, Senator Hichens get up and indicate that his granddaughter, I believe granddaughter, that the form already had a check-mark, the block was already there, "Had you registered?"

Sometimes it is hard to understand how an issue so simple can get so complicated. I guess that is where I am at right now, trying to understand why this has become so difficult for us to deal with. It is a very simple bill that is going to order priorities of this State based upon those who obey the law.

It is not going to cost any money, I don't care how many times you hear in this Chamber otherwise. The cost we got from our official source, and it is not going to cost anything but administratively a tiny bit and that is not coming out of any scholarship money. That was the other argument that you heard, it was a shame to take scholarships away from two or three or maybe four people in a year just to go ahead and put this law into effect. That is absurd. The argument doesn't hold water in any way. No administrative cost comes out of scholarship money. There is no new cost associated with this particular bill.

Ladies and Gentlemen in the name of decency I would urge that you consider passing this

Bill and concur with the other Body which passed it so strongly. Thank you, Mr. President.

THE PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Najarian.

Senator **NAJARIAN:** Mr. President and Members of the Senate, there is only one thing absurd about this Bill and that is the Bill itself. The reason why it is absurd is that it is absolutely not needed.

There is a Federal law that requires students to register for the draft before they receive any Federal aid, any Federal Student Aid. For the University System alone in Maine the students received almost forty-two million dollars in Federal Assistance last year. Maine's most generous program doesn't even come to a million dollars.

There is a requirement that all students who apply for State Financial Aid must first exhaust all sources of Federal Aid before they can receive any State money. So if a student doesn't receive any Federal Aid they obviously don't qualify for State Aid. There is not one student that receives State Aid that doesn't, also, receive Federal money. That has been confirmed by the Department of Education.

So, I hope that you people will not put something that is supposed to be symbolic on the books. It is a law that we don't need. The Federal law catching all students that don't register for the draft.

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

Senator **MATTHEWS:** Mr. President and Members of the Senate it may be late to change anybody's mind but I felt very, very strongly the other day thinking about this Bill that we've heard so many Red Herrings about this Bill, that maybe some one should move we reconsider it and send it to Marine Resources, maybe that would be more appropriate. If not Marine Resources we could send it down to Fish and Wildlife.

There is nothing wrong with sending this Bill on its way. The House, I think, has acted quite correctly and passed it by over one hundred votes or thereabouts.

I guess that there are two points I felt very, very strongly in opposition to the other day when we heard this Bill. One is that the Fed's have already acted, the Congress has passed laws. We don't need to do this. I guess my reaction to that is the people of the State of Maine and this Country have seen fit to have a Federal Government, a Congress in the United States, a State Legislature in every state in the Union, local governments. We do have a role to play in State Government.

It seems to me that when you talk about defending this Country and asking its citizenry to register for the draft, that that requirement is not just a Federal one. It seems to me to be quite part and parcel with what State Legislatures and Governors and others on the State level should be doing and on the local level.

I think that responding to the needs of registration to protect this Country is something that transcends the Congress and Washington. I think that it goes all the way back to our local homes. I don't see anything wrong with piggybacking onto the Federal requirements and especially tying State aid.

The other concern that was raised to me that I want to mention before this Bill goes on its way today, is the question of; "if we do not pass this Bill then we are responding really to a very distinct minority and we are telling that minority that has not complied with the law that the State Legislature is not going to bother to do anything to prohibit you."

I think that it is better to reward by incentive, those that have complied, and say that we agree with you that the Country stands beside you for registering for the Selective Service and we appreciate your commitment to the well-being of this Country and the defense of this Country.

I would rather reaffirm the ninety-nine percent than to not pass this Bill and reaffirm the one percent.

Lastly, I guess, that I feel very, very strongly that today we may be talking about a very, very small minority not registering for Selective Service, but Lord knows that ten years down the road, when we are challenged somewhere on a very important battlefield to stand up for liberty we may be talking about a little larger group than we are talking about today.

I see registration, as President Carter and President Reagan and other presidents have seen it, as registration and the draft as an equalizing tool that everyone will defend this Country. Not just the poor, not just minorities, but everybody has to rally behind defending this Country if you believe in what this Country stands for.

This registration for Selective Service is a necessary tool to that end. I see it as an equalizing part of a democracy, that everybody has to be willing to fight or at least to defend the system. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from York, Senator Tuttle.

Senator **TUTTLE:** Mr. President, just as a point of clarification, I don't mean to belabor the issue but I have supported this Bill time after time on my vote and I have been getting calls from a number of people saying, "John, why aren't you supporting this Bill?" Just as a point of clarification, I guess it was something written in the press that said that I didn't support this issue. So briefly, Mr. President, I want to go On Record as saying that I do support this issue, for all those people back home letting them know that I support this issue and am going to vote for it again this time. Hopefully it will be reported correctly.

THE PRESIDENT: The Chair recognizes the Senator from Knox, Senator Chalmers.

Senators **CHALMERS:** Thank you, Mr. President. Mr. President and Members of the Senate, I frankly object to the flag waving. I was elected by someone from Palermo who said: "that they hoped that I would come over here and that I wouldn't pass a single bill."

I think that this is a diminimus Bill, I don't think that this Bill is needed. I think that we should not pass bills that are not needed. I was in the Hall of the State House yesterday and I heard two men, as they were coming up the stairs say, "Well, yesterday we really found out who the Americans are didn't we?" I don't think that this is a flag waving, patriotism issue.

I think that this is an issue of whether we need this Bill, whether there is an evil out there that needs to be corrected. I don't think that there is, I hope you vote no. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from York, Senator Dutremble.

Senator **DUTREMBLE:** Thank you, Mr. President and Members of the Senate. I guess I want to talk about this from a little different perspective. I've been teaching for a number of years and I have been teaching Government in school for a number of years. One of the things that I've always tried to teach students is citizenship and civic obedience, obeying the law. One of the first things that these students have to do when they get out of school is show that they are obeying the law and that they are being civic-minded by registering for the Selective Service.

I can't see why the State should condone those who don't. Not only condone it but reward them by saying, "we're also, going to give you a scholarship to a higher institution."

So, I look at it from a different perspective than a lot of you are. I know that there are things being done at the Federal level but, I also, think that something should be done at the State level, saying that we do not approve of what is going on with some of the people.

I understand that a very high percentage of Maine students are registering. That is to their

credit, but let's get the others to register too.

THE PRESIDENT: The Chair recognizes the Senator from Penobscot, Senator Pearson.

Senator **PEARSON:** Mr. President and Men and Women of the Senate, I want everybody in here to understand that the people who have been voting in opposition to this Bill do not condone those people who fail to register. It is simply not true.

I also teach Government and History and take a good deal of pride in the fact that in Maine either because of us or in spite of us a little over ninety-nine percent of the people who are male in the State do register for Selective Service.

This debate has gone on long enough and we've debated it a number of days, but I must say that yesterday when Senator Chalmers from Knox told me of the conversation she overheard in which somebody said, "that they could tell who the real Americans were on this vote." Whoever said that in this Legislature, whatever Chamber they might have been in, sunk to the lowest level, I think I have ever heard of since I have been here nine years. That is base and that is ignorant. I would hope that we could rise above those kinds of remarks.

(Off Record Remarks)

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

Senator **MATTHEWS:** Mr. President and Members of the Senate before this Bill does go through the process, I want to stand up and say that I did not in my remarks attempt to wave the flag and say that those who support this Bill are the only patriotic Americans in the Maine Senate or the Legislature.

Senator Chalmers and I have talked about this Bill before and I respect those on the other side who see this as unnecessary. I guess I would just ask though, that those of you who are going to vote to get rid of this Bill as unnecessary, I hope that you understand that those of us who support the Bill think that it is something that we can do and that it is necessary.

The reasons that I've stood up on this Floor in support of this Bill have not been because I believe myself to be the only patriotic American in the Senate. I do believe though that we are all flag wavers, we are all patriotic Americans. I find that the truly patriotic American is the one that stands up and says to his government, when it is making a mistake that there is an injustice that should be addressed. We had a conflict in Vietnam where I found there were many patriotic Americans that protested that war very vigorously because they felt that the United States should not rally behind a country that didn't want to fight for itself. I consider that patriotism too. I didn't think it very patriotic to leave the Country.

I'll be the first to be in the State Legislature, or in Washington when we embark upon a war which is ill-advised again. God forbid that happening again, but I am sure that it may.

Some of us who support this Bill feel very strongly that it is a good thing and it was not blind patriotism that made me rise. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from Androscoggin, Senator Berube.

Senator **BERUBE:** Thank you, Mr. President. Members of the Senate, I really didn't think that I was going to rise this morning. Someone said earlier to me that when I vote today I should vote with my heart. I would like to say that I shall vote with both my heart and my head. I will speak with my heart and I will vote with my head.

You know, I remember when my son was born and that was eighteen and a half years ago, close to nineteen years ago, I thought that it would be a terrible thing for a mother to lose her son to a war, to have to leave their home to go to war, whether it is to defend the Coun-

try or to go on a conquest, whatever it is.

If the issue this morning before us were patriotism, nationalism, we should never equate the two, I think I would vote differently. This is not a self-righteous issue. It is not a morality issue in my mind. It is an issue that deals with a taxpayer's dollar. You know too often we come up here and I really wasn't going to speak this morning but too often we come up here and we forget what the taxpayer citizen of our State has asked for.

I remember, I wasn't here mercifully, when the Legislature overrode their wishes on tax indexing. That is only one little example.

All I guess that this Bill says to me this morning is that the people that are putting the money in the till to pay a Maine Student Incentive Program for Maine students, all they say is can they be denied that two hundred dollars, whatever it is, if they don't register for the Selective Service. In my mind that is all that it says.

Based on the fact that I view it as a taxpaying dollar bill and also based on the fact that my survey came back 9 to 1 in support of this measure, now I will vote with my head and I will vote yes for passage of this Bill. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from Arroostook, Senator Carpenter.

Senator **CARPENTER:** Mr. President and Ladies and Gentlemen of the Senate, I might as well join the list of those who weren't going to speak this morning. I certainly had no intention of speaking but I am afraid that we are really losing perspective here. I think that the perspective from which I am viewing this Bill, and which has dictated my vote the last two or three times that we have voted on it has nothing to do with patriotism or who is an American or who isn't an American. I am a product of the University of Maine System both as an undergraduate and as a graduate. I think that this is what the Bill boils down to, I am a product of that System and I thank all of you very much and I thank the people of the State of Maine for subsidizing my education both at Law School and at the University of Maine at Orono. Why am I any better, why am I any better or any different than the person who has to apply for aid? Fortunately, when I was an undergraduate because of the price of these things, potatoes, and I had a few of my own that I raised, I didn't have to apply for aid. Today given the farm economy that might not be so, but it was so in 1965.

I didn't have to apply for aid so I could have skated through, taken advantage of the taxpayer subsidy, taken advantage of the educational opportunities afforded through the University System and never been touched by this Bill.

I would have been in violation of the Federal law, had the law been in effect at that time. It wasn't, there happened to be a draft at the time. I would support a draft again if it were once again proposed, I think that some sort of National Service is good. I fought in Vietnam so nobody is going to question my patriotism. It is easy for me to stand here and say these things. It is difficult for some of you, because there is a perception out there among our people, there is a perception that hundreds and thousands of kids in this State are not registering for the Selective Service and they are violating the Federal law, they are not Americans and they are not patriotic, and that is a bunch of bull. That is just not so.

Who this Bill will impact upon are simply persons who don't have enough money to go to school, who may have inadvertently, have you thought about that, who have inadvertently not signed up for the Selective Service. Now they are going to have to go back and do that and reprocess their application, and they may be denied school for a year because of that.

We have a ninety-nine percent compliance rate. We have a Federal law with ten thousand dollars in fines, five years in jail, and for a very

small percentage who are not complying with the law, either intentionally or inadvertently. We're going to now heap another law on top of it. Which will have administrative costs. There was a big debate here the other day. Will this Bill cost money? Of course it will. When you put college administrators checking on these things, of course it is going to cost money.

Where do those funds come from? Those funds come from the taxpayer's of this State. I don't know how schools are administered in that much detail, I don't know whether the money is going to come out of the scholarship funds or not, but if there is any chance that it will, then what we propose to do this morning is wrong.

Just ask yourselves, each of you that are a product of the public system, or subsidized school system of this State, ask yourselves why are you any better, why should you have been exempted if you didn't happen to have to apply for aid when you went to school? I stood on the Floor of this Senate and said, about ten days ago, that I was going to put an amendment on this Bill, which everybody laughed at but it was a true amendment. If you really believe in what this Bill purports to do then you would have supported that amendment. That amendment simply said, "if you hadn't signed up for Selective Service you weren't eligible to participate in our post-secondary school process."

I don't care whether you go to Bates, Bowdoin, the University of Maine, they all get taxpayer's dollars in one form or another. My amendment simply said, "you weren't eligible if you hadn't signed up." Both the proponents and the opponents said that they couldn't support it. The opponents because they were afraid that it would somehow make the whole thing superfluous, and the proponents because they were afraid I was trying to kill the Bill.

If that is what you want to do, let's get that amendment in and debate the issue up front. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Najarian.

Senator **NAJARIAN:** Mr. President, I am one of those people who didn't plan to speak twice on this Bill this morning, but I do want to respond to the good Senator from Washington, Senator Brown and the gentlelady from Androscoggin, Senator Berube, regarding the taxpayer's money and costs on this. If this Bill costs Maine taxpayer's a dime it is a waste of money, it is being enforced by the Federal Government and so any expense that this Bill causes to Maine taxpayer's is irresponsible.

THE PRESIDENT: The pending question before the Senate is the motion of the Senator from Franklin, Senator Webster that the Senate **RECEDE** and **CONCUR**.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber. The Secretary will call the Roll.

ROLL CALL

YEAS:—Senators, Berube, Black, Brown, Diamond, Dutremble, Emerson, Erwin, Hichens, Matthews, Maybury, Perkins, Sewall, Shute, Stover, Tuttle, Twitchell, Webster

NAYS:—Senators, Andrews, Baldacci, Bustin, Carpenter, Chalmers, Clark, Danton, Dow, Gauvreau, Gill, Kany, McBreaarty, Najarian, Pearson, Trafton, Usher, Violette, The President—Charles P. Bray

ABSENT:—None

17 Senators having voted in the affirmative and 18 Senators having voted in the negative, with No Senators being absent, the motion of Senator **WEBSTER** of Franklin to **RECEDE** and **CONCUR**, **FAILED**.

The Senate **ADHERED**.

(Off Record Remarks)

THE PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Najarian.

Senator **NAJARIAN:** Mr. President, I move that the Senate Reconsider its action whereby

it Adhered on L.D. 897 and I hope you all vote against me.

THE PRESIDENT: The Senator from Cumberland, Senator Najarian moves the Senate **RECONSIDER** its action whereby it **ADHERED** on L.D. 897.

The Chair recognizes the Senator from Kennebec, Senator Kany.

Senator **KANY:** Mr. President, I ask for a Division.

THE PRESIDENT: A Division has been requested.

Will all those Senators in favor of the motion by the Senator from Cumberland, Senator Najarian that the Senate **RECONSIDER** its action whereby it **ADHERED**, please rise and remain standing until counted.

Will all those Senators opposed, please rise and remain standing until counted.

17 Senators having voted in the affirmative and 18 Senators having voted in the negative the motion of Senator **KANY** of Kennebec, to **RECONSIDER**, **FAILED**.

Senate at Ease

The Senate called to order by the President.

Bill "An Act to Reform the Maine Workers' Compensation System" (H.P. 757) (L.D. 1062)

Bill "An Act to Improve the Workers' Compensation System and Reform the Rate-making Process" (H.P. 771) (L.D. 1063)

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

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

Bill "An Act to Exempt Veterans' Memorial Cemetery Associations from Maine Sales and Use Tax" (H.P. 748) (L.D. 1071)

Bill "An Act to Change the Frequency of Determination of Stumpage Value for Purposes of the Maine Tree Growth Tax Law" (H.P. 747) (L.D. 1070)

Bill "An Act to Establish the Costs of Forest Fire Protection" (Emergency) (H.P. 750) (L.D. 1073)

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 to Increase Public Safety on Roads" (H.P. 749) (L.D. 1072)

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

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

JOINT ORDER

The following Joint Order: (H.P. 770) **ORDERED**, the Senate concurring that "An Act Establishing Educational Scholarships for Children of Firefighters and Police Officers who Die in the Performance of Their Duty," H.P. 478, L.D. 681, be recalled from the legislative files to the House.

Come from the House, **READ** and **PASSED**. Which was **READ**.

THE PRESIDENT: This Joint Order requires a two-thirds vote for its Passage.

Will all those Senators in favor of the **PASSAGE** of this Joint Order, please rise in their places and remain standing until counted.

Will all those Senators opposed please rise in their places and remain standing until counted.

25 Senators having voted in the affirmative and 5 Senators having voted in the negative and 25 being more than two-thirds of the entire elected Membership of the Senate, the Joint Order was **PASSED**, in concurrence.

(Off Record Remarks)

Senate at Ease

The Senate called to order by the President.

THE PRESIDENT: The Chair is pleased to recognize in the rear of the Chamber, Gail Hawes, Blueberry Queen who is escorted by the Senator from Sagadahoc, Senator Sewall. The Chair would ask the Senator to escort Miss Hawes to the front of the Chamber.

Next is Diane Witham from Fairfield who is the Egg Festival Queen, escorted by the Senator from Kennebec, Senator Matthews.

Next is Judy Lapointe, Farm Bureau Queen, escorted by the Senator from Aroostook, Senator Violette.

Next is Linda Blanchard, Sea Goddess, escorted by the Senator from Aroostook, Senator Carpenter.

Next is Robin Ann Schildroth, Rodeo Queen, escorted by the Senator from York, Senator Danton.

Next is Kim Andrews, Downeast Congress Queen, escorted by the Senator from Cumberland, Senator Clark.

Next is Melody Morse, the Honey Queen, escorted by the Senator from Knox, Senator Chalmers.

Next is Todd Winslow, President of Maine Future Farmers of America, escorted by the Senator from Aroostook, Senator McBreaarty.

Next is Sherri Labbe, Potato Queen, escorted by the Senator from Oxford, Senator Erwin.

The Chair would ask the Senator from Oxford, Senator Erwin to please escort Sherri Labbe, the Potato Queen to the Rostrum where she may deliver a message to the Senate.

Senator Erwin of Oxford escorted Miss Labbe to the rostrum.

MISS LABBE: Mr. President and Ladies and Gentlemen of the Senate, good morning. It is a special honor for me to speak on behalf of all the queen's this morning.

As promoters of agricultural products we are not unlike State Senators. Our function is to represent our respective industry, in much the same way that you represent your constituency. I bet, however, that we have a lot more fun and a lot less slack.

As ambassadors of an important industry in Maine we have enriched our education by developing a greater awareness of its economy and its problems. We have also grown from our traveling experiences by learning independence and responsibility and I might add that it is exciting meeting all sorts of people, especially the distinguished Senators of Maine.

Personally, when I tell my history professor that I was absent from class today because I was speaking to the Congress of Maine, maybe I can squeeze an "A" out of her.

On behalf of all the Queens, Merci Beaucoup for the fine reception you have given us here today.

It is now my honor to introduce to you the Maine Honey Queen, Melody Morse. (Applause.)

MISS MORSE: Good morning, I am the Maine Honey Queen, I am 21 from Camden, Maine and I represent the Maine State Beekeepers Association and I would like to present you with this honey.

THE PRESIDENT: Thank you, very much. (Applause.)

The Chair would ask Judy Lapointe from Van Buren, the Farm Bureau Queen, to approach the Rostrum where she may carry out her responsibilities which the Chair is anxiously awaiting.

MISS LAPOINTE: On behalf of the Maine Farm Bureau, I would like to present you with this gift of goodies. The Maine Farm Bureau represents the growers of these items.

THE PRESIDENT: Thank you, very much. (Applause.)

The Chair would like to respond to the gracious gifts that he has received on behalf of the entire Senate. I would just state that I am sure each Member of this Chamber is well

aware of the importance and significance that agriculture has to the State economy and to the future of this State and we appreciate your attendance here today. (Applause.)

SENATE PAPERS

Bill "An Act Making Allocations Related to the Alcoholism Prevention, Education, Treatment and Research Fund for the Expenditures of State Government for the Fiscal Years Ending June 30, 1986, and June 30, 1987" (Emergency) (S.P. 391) Presented by Senator **BUSTIN** of Kennebec Cosponsored by: Representative **ROLDE** of York, Representative **BRODEUR** of Auburn. Submitted by the Department of Finance and Administration pursuant to Joint Rule 24

Which was referred to the Joint Select Committee on **ALCOHOLISM SERVICES** and **ORDERED PRINTED**.

Sent down for concurrence.

Bill "An Act Concerning Compelling Evidence in Criminal Proceedings" (S.P. 392) Presented by Senator **CHALMERS** of Knox. Cosponsored by: Senator **CARPENTER** of Aroostook, Representative **ALLEN** of Washington, Representative **STETSON** of Damariscotta. Submitted by the Department of Public Safety pursuant to Joint Rule 24

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

Sent down for concurrence.

(Off Record Remarks)

Bill "An Act to Repeal the Minimum Size for Scallops" (S.P. 393) Presented by Senator **CHALMERS** of Knox Cosponsored by: Representative **CROWLEY** of Stockton Springs, Representative **VOSE** of Eastport, Representative **SALSBURY** of Bar Harbor Submitted by the Department of Marine Resources pursuant to Joint Rule 24

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

Sent down for concurrence.

Resolution, Proposing an Amendment to the Constitution of Maine to Provide for Staggered 4-year Terms for Senators" (S.P. 394) Presented by President **PRAY** of Penobscot. Cosponsored by: Senator **DOW** of Kennebec, Senator **VIOLETTE** of Aroostook, Senator **PERKINS** of Hancock

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

Sent down for concurrence.

COMMITTEE REPORTS

House

Ought Not To Pass

The following **Ought Not to Pass** reports shall be placed in the Legislative Files without further action pursuant to Rule 15 of the Joint Rules:

Bill "An Act to Modify the Laws Governing Certification of Educational Personnel" (H.P. 157) (L.D. 191)

Bill "An Act Concerning Payment of Unemployment Benefits to Persons Employed in the United States for only a Brief Period of Time" (H.P. 442) (L.D. 624)

Bill "An Act to Require more Complete Disclosure of Campaign Contributions" (H.P. 217) (L.D. 251)

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 Truancy" (H.P. 259) (L.D. 313)

Bill "An Act to Limit Contributions which Candidates may Receive from Political Action

Committees" (H.P. 243) (L.D. 284)

Ought to Pass

The Committee on **LOCAL AND COUNTY GOVERNMENT** on Resolve, for Laying of the County Taxes and Authorizing Expenditures of Cumberland County for the Year 1985 (Emergency) (H.P. 753) (L.D. 1059)

Reported that the same **Ought to Pass** pursuant to Joint Order: (H.P. 56)

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED**.

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

The Resolve **READ ONCE**.

Under suspension of the Rules, the Resolve **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, in concurrence.

The Committee on **LOCAL AND COUNTY GOVERNMENT** on Resolve, for Laying of the County Taxes and Authorizing Expenditures of York County for the Year 1985 (Emergency) (H.P. 754) (L.D. 1060)

Reported that the same **Ought to Pass** pursuant to Joint Order: (H.P. 56)

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED**.

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

The Resolve **READ ONCE**.

Under suspension of the Rules the Resolves **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, in concurrence.

The Committee on **MARINE RESOURCES** on Bill "An Act Concerning the Shellfishing Industry" (H.P. 301) (L.D. 390)

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**.

Ought to Pass in New Draft

The Committee on **LABOR** on Bill "An Act to Restrict the Payment of Unemployment Compensation Benefits to Workers Who are on Strike" (H.P. 175) (L.D. 209)

Reported that the same **Ought to Pass in New Draft** under same title (H.P. 751) (L.D. 1057)

Comes from the House, the Report **READ** and **ACCEPTED** and the Bill in **NEW DRAFT PASSED TO BE ENGROSSED**.

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

The Bill in **NEW DRAFT READ ONCE**.

The Bill in **NEW DRAFT TOMORROW ASSIGNED FOR SECOND READING**.

Ought to Pass in New Draft under New Title

The Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** on Bill "An Act Making Appropriations to the State Planning Office to Conduct Inventories of Natural Areas Worthy of Preservation for the Fiscal Year Ending June 30, 1987" (H.P. 99) (L.D. 124).

Reported that the same **Ought to Pass in New Draft under New Title** Bill "An Act Making Appropriations to the State Planning Office to Conduct Inventories of Natural Areas Worthy of Preservation for the Fiscal Year Ending June 30, 1987 and to Authorize the State Planning Office to Charge for Publication" (H.P. 739) (L.D. 997)

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill, in **NEW DRAFT under NEW TITLE, PASSED TO BE ENGROSSED AS AMENDED BY HOUSE AMENDMENT "A"** (H-27).

Which Report was **READ** and **ACCEPTED**,

in concurrence.

The Bill, in **NEW DRAFT under NEW TITLE, READ ONCE**.

House Amendment "A" (H-27) **READ** and **ADOPTED**, in concurrence.

The Bill, in **NEW DRAFT under NEW TITLE, as Amended, TOMORROW ASSIGNED FOR SECOND READING**.

Senate

Ought Not To Pass

The following **Ought Not To Pass** report shall be placed in the Legislative Files without further action pursuant to Rule 15 of the Joint Rules:

Bill "An Act to Create a Capital Improvement Fund for the Maine Veterans' Memorial Cemetery" (S.P. 71) (L.D. 167)

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:

Resolve, Authorizing the Conveyance of a Certain Unused Building and Land Owned by the State to the Town of Wells (S.P. 97) (L.D. 295)

Ought to Pass

Senator **ERWIN** for the Committee on **AGRICULTURE** on Bill "An Act to Change the Name of the University of Maine Blueberry Advisory Committee" (S.P. 107) (L.D. 322)

Reported that the same **Ought to Pass**.

Which Report was **READ** and **ACCEPTED**.

The Bill **READ ONCE**.

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

Senator **CARPENTER** for the Committee on **JUDICIARY** on Bill "An Act to Amend the Statute Providing for the Appointment of Clerks of Judicial Courts" (S.P. 125) (L.D. 365)

Reported that the same **Ought to Pass**.

Which Report was **READ** and **ACCEPTED**.

The Bill **READ ONCE**.

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

Ought to Pass As Amended

Senator **BLACK** for the Committee on **AGRICULTURE** on Bill "An Act Relating to Agricultural Apprenticeship and Training" (S.P. 52) (L.D. 71)

Reported that the same **Ought to Pass as Amended by Committee Amendment "A"** (S-19).

Which Report was **READ** and **ACCEPTED**. The Bill **READ ONCE**.

Committee Amendment "A" (S-19) **READ** and **ADOPTED**.

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

Senator **KANY** for the Committee on **STATE GOVERNMENT** on Bill "An Act to Amend the Maine Administrative Procedure Act to Require the Designation of Federal and State Statutes and Regulations" (S.P. 138) (L.D. 377)

Reported that the same **Ought to Pass as Amended by Committee Amendment "A"** (S-20).

Which Report was **READ** and **ACCEPTED**. The Bill **READ ONCE**.

Committee Amendment "A" (S-20) was **READ** and **ADOPTED**.

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

Senator **KANY** for the Committee on **STATE GOVERNMENT** on Resolve, Authorizing the Conveyance of a Certain Unused Building and Land Owned by the State to the Town of Wells (S.P. 175) (L.D. 467)

Reported that the same **Ought to Pass as Amended by Committee Amendment "A"** (S-21).

Which Report was **READ** and **ACCEPTED**.
The Resolve **READ ONCE**.
Committee Amendment "A" (S-21) **READ**
and **ADOPTED**.
The Resolve as **Amended TOMORROW**
ASSIGNED FOR SECOND READING.

Divided Report

The Majority of the Committee on **JUDICIARY** on Bill "An Act to Establish a Commission to Study the Defense of Insanity and Treatment of Persons Adjudged not Guilty by Reason of Insanity" (Emergency) (S.P. 130) (L.D. 370)

Reported that the same **Ought Not to Pass**.

Signed:

Senators:

CARPENTER of Aroostook
CHALMERS of Knox
SEWALL of Lincoln

Representatives:

KANE of South Portland
COOPER of Windham
ALLEN of Washington
DRINKWATER of Belfast
PARADIS of Augusta
MacBRIDE of Presque Isle
STETSON of Damariscotta
PRIEST of Brunswick
LEBOWITZ of Bangor

The Minority of the same Committee on the same subject reported that the same **Ought To Pass**.

Signed:

Representative:

CARRIER of Westbrook

Which Reports were **READ**.

The Majority **OUGH NOT TO PASS** Report was **ACCEPTED**.

Sent down for concurrence.

SECOND READERS

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

House

Bill "An Act Relating to Legislative Plate Assignments Under the Motor Vehicle Laws" (Emergency) (H.P. 740) (L.D. 998)

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

House As Amended

Bill "An Act to Clarify Accidental Death Benefits Payable to Spouses and Children of Members" (H.P. 230) (L.D. 271) (C "A" H-21)

Bill "An Act to Clarify Restoration to Service Provisions for Recipients of Disability Allowances and Recipients of Retirement Allowances" (H.P. 325) (L.D. 442) (C "A" H-22)

Bill "An Act to Allow the Department of Corrections to Release Certain Information Pertaining to its Inmates which is a Matter of Public Record" (H.P. 35) (L.D. 37) (C "A" H-23)

Bill "An Act to Assess the Impact of Agricultural Chemicals and Practices on Ground Water" (H.P. 294) (L.D. 383) (C "A" H-24)

Bill "An Act to Extend the Shoreland Zone in some Municipalities" (H.P. 165) (L.D. 199) (C "A" H-25)

Which were **READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, as Amended, in concurrence.

ENACTORS

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

An Act Concerning Dogs Running-at-Large (H.P. 701) (L.D. 959)

An Act Relating to the Adulteration of Food (H.P. 213) (L.D. 247) (C "A" H-17)

An Act Regarding Notice of Municipal Shellfish Conservation Programs (H.P. 45) (L.D. 51) (C "A" H-15)

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

his approval.

(Off Record Remarks)

Senate at Ease

The Senate called to order by the President.

Senator **ERWIN** of Oxford was granted unanimous consent to address the Senate Off the Record.

Senator **MATTHEWS** of Kennebec was granted unanimous consent to address the Senate, On the Record.

Senator **MATTHEWS**: Mr. President and Members of the Senate, I just want to briefly clarify a position that was not taken by the Maine Christian Civic League the other day on a matter which I discussed with you after the session on L. D. 488, "An Act to Divest State Monies from South Africa." Unfortunately the State Government Committee, myself and all of us who were in attendance at the hearing were under the impression that the Christian Civic League was represented by a certain gentlemen who said he was representing the League, had a letter and actually three times avowed his representation of the Christian Civic League, but that was erroneous and not true.

After the session I received a call from Jasper Wyman, (Jack Wyman) who represents the Civic League, President of the Civic League, who asked me to get up and reaffirm the position of the Civic League, which has no position on the Bill. The matter is going to be discussed by the Maine Christian Civic League, as I understand it, but it is not correct to say that the League took any position and that was an unfortunate event.

I am very, very pleased, after talking with Mr. Wyman, that the Civic League will look at this divestiture bill and keep their avenues open.

Also I should mention, which is very important, that Jack Wyman assured me the majority of the members of the Civic League see the need to address the injustices and the abuse of civil rights and human rights in South Africa and that is an issue of non-dispute. I am very, very pleased to hear that is their feeling. I just wanted to set the Record straight. Thank you.

Senator **HICHENS** of York was granted unanimous consent to address the Senate, Off the Record.

Senator **KANY** of Kennebec was granted unanimous consent to address the Senate, Off the Record.

(Off Record Remarks)

On motion by Senator **CLARK** of Cumberland **ADJOURNED** until 12 o'clock tomorrow afternoon.