

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD
OF THE
One Hundred And Thirteenth Legislature
OF THE
State Of Maine

VOLUME I
FIRST REGULAR SESSION
December 3, 1986 to May 22, 1987

STATE OF MAINE
ONE HUNDRED AND THIRTEENTH LEGISLATURE
FIRST REGULAR SESSION
JOURNAL OF THE SENATE

In Senate Chamber
Friday
March 20, 1987

Senate called to Order by the President.

Prayer by the Honorable Dennis L. Dutremble of York.
SENATOR DUTREMBLE: Let us pray. Oh Lord, on this first day of spring, a day that gives us hope for future sunny warm and clear days, we pray that, we, Your servants, will do Your work and deal with all matters with the goodness, fairness, and compassion that You have taught us through the years. We pray that You will help us see things clearly and as they really are and not as we wish them to be. We ask this for today, for tomorrow, and for all days to come. Amen.

Senate at Ease
Senate called to order by the President.

Off Record Remarks

Reading of the Journal of Yesterday.

Senate at Ease
Senate called to order by the President.

PAPERS FROM THE HOUSE
House Papers

Bill "An Act to Require Beekeepers to Effectively Protect Hives Placed in Areas with Dense Bear Populations"

H.P. 605 L.D. 823

Bill "An Act Relating to the Labeling of Milk"

H.P. 620 L.D. 839

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

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

Bill "An Act to Establish a Bakery and Milk Products Container Law"

H.P. 603 L.D. 821

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

On motion by Senator DUTREMBLE of York, Tabled 1 Legislative Day, pending REFERENCE.

Off Record Remarks

Bill "An Act to Expand Pregnancy Related Services"

H.P. 600 L.D. 818

Bill "An Act to Create Housing Options for Homeless Mentally Ill People"

H.P. 610 L.D. 828

Come 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 Improve the Assessment of Floods, Droughts, Ground Water Contamination, Stream Water Quality and Hydropower Potential in this State"

H.P. 612 L.D. 830

Committee on ENERGY AND NATURAL RESOURCES suggested and ORDERED PRINTED.

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

On motion by Senator DUTREMBLE of York, Tabled 1 Legislative Day, pending REFERENCE.

Bill "An Act to Provide for Competitive State Funding of Workers' Compensation"

H.P. 617 L.D. 835

Comes from the House referred to the Committee on BANKING AND INSURANCE and ORDERED PRINTED.

Which was referred to the Committee on BANKING AND INSURANCE and ORDERED PRINTED, in concurrence.

Bill "An Act to Establish Field Offices of the Maine Land Use Regulation Commission"

H.P. 604 L.D. 822

Bill "An Act to Establish a Comprehensive Ground Water Protection Plan"

H.P. 618 L.D. 836

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

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

Bill "An Act Pertaining to the Placing of Bear Bait"

H.P. 607 L.D. 825

Comes from the House referred to the Committee on FISHERIES AND WILDLIFE and ORDERED PRINTED.

Which was referred to the Committee on FISHERIES AND WILDLIFE and ORDERED PRINTED, in concurrence.

Resolve, to Establish the Commission on Children in Need of Supervision and Treatment (Emergency)

H.P. 598 L.D. 809

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 Eliminate Ad Damnum Clause in Cases Involving Unliquidated Damages"

H.P. 602 L.D. 820

Bill "An Act to Eliminate Profits in Criminal Activities"

H.P. 609 L.D. 827

Bill "An Act Pertaining to Civil Liability for Volunteers"

H.P. 614 L.D. 832

Bill "An Act Concerning the Use of Force in Property Offenses"

H.P. 615 L.D. 833

Resolve, to Establish the Commission to Study Adoption Laws and Practices (Emergency)

H.P. 619 L.D. 837

Come 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 Provide Civil Enforcement of the Anti-strikebreaker Law to Encourage the Settlement and Peaceful Resolution of Labor Disputes"
H.P. 623 L.D. 842

Comes from the House referred to the Committee on LABOR and ORDERED PRINTED.
Which was referred to the Committee on LABOR and ORDERED PRINTED, in concurrence.

Bill "An Act Concerning the Examination of Law Enforcement Officials"
H.P. 608 L.D. 826

Bill "An Act to Change the Date for Statewide Primary Elections"
H.P. 611 L.D. 829

Come 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 Relating to the Aquaculture Industry"
H.P. 601 L.D. 819

Bill "An Act to Repeal the 2-inch Clam Law"
H.P. 622 L.D. 841

Come 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 Relating to the Appointment of Persons to Superintendent Positions Within the Department of Professional and Financial Regulation" (Emergency)
H.P. 616 L.D. 834

Comes from the House referred to the Committee on STATE AND LOCAL GOVERNMENT and ORDERED PRINTED.
Which was referred to the Committee on STATE AND LOCAL GOVERNMENT and ORDERED PRINTED, in concurrence.

Bill "An Act to Dedicate a Portion of the Real Estate Transfer Tax to Fund State Revenue Sharing Programs"
H.P. 621 L.D. 840

Comes from the House referred to the Committee on TAXATION and ORDERED PRINTED.
Which was referred to the Committee on TAXATION and ORDERED PRINTED, in concurrence.

Bill "An Act to Provide Training for New School Bus Drivers"
H.P. 606 L.D. 824

Committee on EDUCATION suggested and ORDERED PRINTED.
Comes 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.

Bill "An Act to Extend the Time for the Rangeley Water District to Purchase the Rangeley Water Company Plant"

H.P. 613 L.D. 831
Comes from the House referred to the Committee on UTILITIES and ORDERED PRINTED.
Which was referred to the Committee on UTILITIES and ORDERED PRINTED, in concurrence.

COMMUNICATIONS

The Following Communication: S.P. 299
113th MAINE LEGISLATURE

March 19, 1987

Senator Ronald E. Usher
Representative Michael H. Michaud
Chairpersons
Joint Standing Committee on
Energy and Natural Resources
113th Legislature
Augusta, Maine 04333
Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Leo Robichaud of Caribou and E. Christopher Livesay of Brunswick for appointment to the Board of Environmental Protection.

Pursuant to Title 38, M.R.S.A. Section 361, this nomination will require review by the Joint Standing Committee on Energy and Natural Resources and confirmation by the Senate.

Sincerely,
S/Charles P. Pray
President of the Senate
S/John L. Martin
Speaker of the House

Which was READ and referred to the Committee on ENERGY AND NATURAL RESOURCES.
Sent down for concurrence.

The Following Communication:
HOUSE OF REPRESENTATIVES
STATE HOUSE
AUGUSTA, MAINE 04333

March 18, 1987

Charles P. Pray
President of the Senate
State House
Station 3
Augusta, Maine 04333
Dear President Pray:

Pursuant to Chapter 76, 1986 Resolves I am pleased to transmit to you the final report of the Special Commission to Study the Utilization of Vacant Buildings at Pineland Center.

Respectfully,
S/Donnell P. Carroll
State Representative

Which was READ and with Accompanying Papers ORDERED PLACED ON FILE.

The Following Communication:
STATE OF MAINE
OFFICE OF THE PRESIDENT
AUGUSTA, MAINE 04333

March 16, 1987
The Hon. Joy J. O'Brien
Secretary of the Senate
State House Station #3
Augusta, ME 04333
Dear Madam Secretary:

Pursuant to my authority under the Public Laws of 1986, Chapter 711, I have appointed Senator Barbara A. Gill to the Committee to Advise the Department of Human Services on AIDS.

LEGISLATIVE RECORD - SENATE, MARCH 20, 1987

Please let me know if you have any questions about this appointment.
Sincerely,
S/Charles P. Pray
President of the Senate
Which was READ and ORDERED PLACED ON FILE.

Presented by President PRAY of Penobscot
Cosponsored by: Speaker MARTIN of Eagle Lake,
Senator USHER of Cumberland, Representative
MCGOWAN of Canaan
Which was referred to the Committee on TAXATION
and ORDERED PRINTED.
Sent down for concurrence.

SENATE PAPERS

Bill "An Act to Provide an Accident and Sickness
or Health Insurance Program to Retired Teachers"

S.P. 293 L.D. 843

Presented by Senator BUSTIN of Kennebec
Cosponsored by: Senator RANDALL of Washington,
Senator MATTHEWS of Kennebec, Representative
GOULD of Greenville
Which was referred to the Committee on AGING,
RETIREMENT AND VETERANS and ORDERED PRINTED.
Sent down for concurrence.

Bill "An Act to Authorize a General Fund Bond
Issue in the Amount of \$2,750,000 for Acquisition and
Development of State Parks, Historic and River Access
Sites"

S.P. 296 L.D. 846

Presented by Senator BALDACCI of Penobscot
Cosponsored by: Senator KERRY of York, Senator
MATTHEWS of Kennebec
Which was referred to the Committee on
APPROPRIATIONS AND FINANCIAL AFFAIRS and ORDERED
PRINTED.
Sent down for concurrence.

Bill "An Act Relating to Disclosures When Selling
Used Cars"

S.P. 295 L.D. 845

Presented by Senator BRANNIGAN of Cumberland
Which was referred to the Committee on BUSINESS
LEGISLATION and ORDERED PRINTED.
Sent down for concurrence.

Bill "An Act to Assure Access to Legal Assistance
by Residents of Rural Areas"

S.P. 294 L.D. 844

Presented by Senator GAUVREAU of Androscoggin
Cosponsored by: Representative THISTLE of
Dover-Foxcroft, Representative MCGOWAN of Canaan,
Senator PERKINS of Hancock
Which was referred to the Committee on JUDICIARY
and ORDERED PRINTED.
Sent down for concurrence.

Bill "An Act to Establish a State Business
Advocate in the Governor's Office"

S.P. 298 L.D. 848

Presented by Senator TUTTLE of York
Cosponsored by: Representative DUFFY of Bangor,
Representative ARMSTRONG of Wilton,
Representative CROWLEY of Stockton Springs
Committee on STATE AND LOCAL GOVERNMENT suggested
and ORDERED PRINTED.

On motion by Senator DUTREMBLE of York, referred
to the Committee on ECONOMIC DEVELOPMENT and ORDERED
PRINTED.
Sent down for concurrence.

Bill "An Act Concerning Access Fees"

S.P. 297 L.D. 847

COMMITTEE REPORTS

House
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 Provide for the Combining or
Merger of Existing Bargaining Units Represented by a
Single Bargaining Agent Under the Municipal Public
Employees Labor Relations Law"

H.P. 287 L.D. 372

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 to Repeal Certain Statutes Relating
to Continued Group Health Insurance Coverage"

H.P. 260 L.D. 343

Bill "An Act to Make State Law Regarding
Continuation of Group Health Insurance Coverage
Consistent with Federal Law"

H.P. 280 L.D. 363

Ought to Pass

The Committee on BUSINESS LEGISLATION on Bill "An
Act to Clarify the Penalty Provisions for the Late
Filing of Corporation Reports"

H.P. 122 L.D. 147

Reported that the same Ought to Pass.
Comes from the House with the Report READ and
ACCEPTED and the Bill PASSED TO BE ENGROSSED AS
AMENDED BY HOUSE AMENDMENT "A" (H-20).

Which Report was READ and ACCEPTED, in
concurrence.

The Bill READ ONCE.

House Amendment "A" (H-20) READ and ADOPTED, in
concurrence.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND
READING.

The Committee on LABOR on Bill "An Act Relating
to the State Board of Arbitration and Conciliation"

H.P. 300 L.D. 386

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.

On motion by Senator DUTREMBLE of York, Tabled 1
Legislative Day, pending ACCEPTANCE OF THE COMMITTEE
REPORT.

Ought to Pass As Amended

The Committee on JUDICIARY on Bill "An Act to
Allow Reasonable Attorneys Fees for Court Appointed
Counsel on Appeals by the State to any Federal Court"

H.P. 249 L.D. 322

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

Comes from the House, with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-21)

Which Report was READ and ACCEPTED, in concurrence.

The Bill READ ONCE.

Committee Amendment "A" (H-21) READ and ADOPTED, in concurrence.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

Divided Report

The Majority of the Committee on MARINE RESOURCES on Bill "An Act Relating to the Use of Paravanes"

H.P. 15 L.D. 13

Reported that the same Ought Not to Pass.

Signed:

Senators:

CAHILL of Sagadahoc
MATTHEWS of Kennebec
ESTES of York

Representatives:

SALSBURY of Bar Harbor
KETOVER of Portland
COLFS of Harpswell
MITCHELL of Freeport
CROWLEY of Stockton Springs
RICE of Stonington
RUHLIN of Brewer
HOLT of Bath
LOOK of Jonesboro

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

Signed:

Representative: SCARPINO of St. George

Comes from the House the Majority OUGHT NOT TO PASS Report READ and ACCEPTED.

Which Reports were READ.

The Majority OUGHT NOT TO PASS Report was ACCEPTED, in concurrence.

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 Limit the Duplication of Benefits Under the Workers' Compensation Act"

S.P. 121 L.D. 320

Change of Reference

Senator BERUBE for the Committee on AGING, RETIREMENT AND VETERANS on Bill "An Act to Afford Consumer Protection in Retirement Communities which Offer Continuing Care"

S.P. 241 L.D. 672

Reported that the same be REFERRED to the Committee on BANKING AND INSURANCE.

Which Report was READ and ACCEPTED.

The Bill REFERRED to the Committee on BANKING AND INSURANCE.

Sent down for concurrence.

Ought to Pass

Senator BLACK for the Committee on JUDICIARY on Bill "An Act to Clarify Municipal Liability for Certain Vehicular Accidents"

S.P. 141 L.D. 395

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 BERUBE for the Committee on AGING, RETIREMENT AND VETERANS on Resolve, to Continue the Commission to Study the Integration of the Maine State Retirement System with the United States Social Security System (Emergency)

S.P. 187 L.D. 514

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-5).

Which Report was READ and ACCEPTED.

The Resolve READ ONCE.

Committee Amendment "A" (S-5) READ and ADOPTED.

The Resolve as Amended, TOMORROW ASSIGNED FOR SECOND READING.

Senator GOULD for the Committee on STATE AND LOCAL GOVERNMENT on Bill "An Act to Amend the Piscataquis County Budget Committee Procedures"

S.P. 77 L.D. 163

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-6).

Which Report was READ and ACCEPTED.

The Bill READ ONCE.

Committee Amendment "A" (S-6) READ and ADOPTED.

The Bill as Amended, TOMORROW ASSIGNED FOR SECOND READING.

Off Record Remarks

SECOND READERS

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

House

Bill "An Act to Make Lien Fees Consistent for Sewer Assessments and Real Property Taxes"

H.P. 138 L.D. 179

Bill "An Act to Extend the Sunset Date for Certain Statutes Regarding Harbor Masters" (Emergency)

H.P. 246 L.D. 316

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

Bill "An Act Relating to the Social Services Transportation Review Committee" (Emergency)

H.P. 99 L.D. 109

Which was READ A SECOND TIME.

On motion by Senator DUTREMBLE of York, Tabled until Later in Today's Session, pending PASSAGE TO BE ENGROSSED.

Bill "An Act to Limit the Party Size to 12 Persons for all Groups Operating with a Guide on Inland Waters" (Emergency)

H.P.599 L.D. 812

Which was READ A SECOND TIME.

On motion by Senator ERWIN of Oxford, Senate Amendment "A" (S-7) READ.

THE PRESIDENT: The Chair recognizes the same Senator.

Senator ERWIN: Thank you Mr. President, Ladies and Gentlemen of the Senate. This amendment corrects an error that was made in reporting the Bill out of Committee. The Fisheries and Wildlife Committee, after much discussion, voted unanimous Ought to Pass with a sunset provision. This amendment puts that sunset provision on the Bill.

One of the reasons, after much discussion by both the Committee and the people in attendance, of doing this is that it was brought out that in the field of guiding there are many areas where there are some serious problems. The Committee is putting together a request for a work study this summer with the obligation of reporting back in January a Bill to correct some of the errors that we have in the field of guiding. I repeat that this was a unanimous Ought to Pass Report of the Committee of Fisheries and Wildlife.

Senate Amendment "A" (\$-7) ADOPTED.

THE PRESIDENT: The pending question before the Senate is PASSAGE TO BE ENGROSSED AS AMENDED.

The Chair recognizes the Senator from Franklin, Senator Webster.

Senator WEBSTER: Mr. President, Ladies and Gentlemen of the Senate. Very briefly, I have several concerns about this legislation. I understand that it is an unanimous Committee Report, but with my concern, I would like to address a question to the Chair or any Senator who might answer.

The way I read this Bill, first, I would question whether the Bill is necessary, but assuming it is, the way I read this Bill, if I, being a scout master, decide that I want to take twenty-four boy scouts on a trip up to Moosehead Lake and I have eight parents with me and I decide, first of all, not to hire a guide, I am alright, the way I understand this law from looking at the legislation currently on the books.

My concern is that if I am really concerned about safety and I hire a guide to take twenty-four students and eight parents, I can't hire one guide I have to hire three. I guess I question whether that is a good idea. I understand that is a problem, I am very familiar of a particular case that happened up at Moosehead Lake last year, but I am concerned that we shouldn't pass legislation here in a hurry unless we know what it is doing and I don't think this Bill addresses the concern that are out there. I would question the needs of this Bill and I would like to have the question answered as to whether I can take twenty-four kids and eight parents on a trip without hiring three guides. That is my question. Thank you.

THE PRESIDENT: The Senator from Franklin, Senator Webster has posed a question through the Chair to any Senator who may care to respond.

The Chair recognizes the Senator from Oxford, Senator Erwin.

Senator ERWIN: Mr. President, Ladies and Gentlemen of the Senate. I am sure that most of you are aware this is my first year as serving as Chairman on this distinguished Committee and I don't pretend to be an expert in this field. There are many areas and differences and services where a guide is required. If I understand the question, we have twenty-four students, students, not boy scouts. If they were boy scouts we have a rule that, I think, the limit is eight. If we take another category of students and eight parents we have thirty-two people. Again, I repeat, I am not an expert on this and don't pretend to be, but if the distinguished Senator from Franklin County, Senator Webster, would like I would get a written opinion on this matter and present it not only to him, but to this distinguished Body. Thank you.

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

Senator WEBSTER: Mr. President, Ladies and Gentlemen of the Senate. Previously, the good Senator from Oxford, Senator Erwin, stated that he is going to request a study on this issue and it would seem to me that when we do have a study it is

authorized so perhaps he can address this matter then. My concern about this, and I have a number of them, but my main concern and I spoke to Mr. Mackey who is the Legal Counsel to the President, and he indicated to me that this is a very gray area in law. My concern is that we don't pass something until we know what we are doing.

I would hope that we would either Table this Bill or I will vote against it. It is totally up to the Members of the Body what they want to do, but I am not going to support this until I know what it does and if it is necessary. Mr. President, I request a Division.

THE PRESIDENT: The pending question before the Senate is PASSAGE TO BE ENGROSSED AS AMENDED.

A Division has been requested.

Will all those Senators in favor of Passage to be Engrossed, as Amended, please rise in their places and remain standing until counted.

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

17 Senators having voted in the affirmative and 11 Senators having voted in the negative, the Bill was PASSED TO BE ENGROSSED, as Amended in NON-CONCURRENCE.

Sent down for concurrence.

House As Amended

Bill "An Act Concerning the Provision of Legal Services by Eligible Law Students" (Emergency)

H.P. 148 L.D. 189

(C "A" H-19)

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

Senate

Bill "An Act to Clarify the Law Regarding Expedited Charter Conversions, Mergers and Consolidations"

S.P. 106 L.D. 279

Which was READ A SECOND TIME and PASSED TO BE ENGROSSED.

Sent down for concurrence.

Senate As Amended

Bill "An Act Concerning the Purchase of School Buses"

S.P. 97 L.D. 244

(C "A" S-4)

Which was READ A SECOND TIME and PASSED TO BE ENGROSSED, as Amended.

Sent down for concurrence.

ENACTORS

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

An Act Concerning the Fees Recoverable by a Municipality in a Nuisance Abatement

H.P. 54 L.D. 57

(C "A" H-14)

An Act to Reconcile State Law with Federal Law Regulating the Continuation of Group Health Insurance Coverage

H.P. 541 L.D. 725

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

Emergency

An Act to Continue the Central Filing System Established Pursuant to the United States Food Security Act of 1985

H.P. 112 L.D. 122
(H "A" H-18 to C
"A" H-12)

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

Senator PEARSON: Mr. President, Men and Women of the Senate. This is not an unusual Bill, but it is an unusual situation. This Bill has money on it and normally would go on the Appropriations Table. I am not asking you to do that, I am asking you to Pass this today, but I wanted to tell you why we are doing that, which is very unusual. It is \$14,000 and it is money for a filing system so we can record liens on agricultural products.

For example, if a potato farmer had a lien on his potato crop that lien would be filed in a central place in the Secretary of State's office so that anybody who is going to loan money would know that there is a lien on the crop and that sort of thing. The problem was that when this was enacted last year, there was a sunset put on the language that has expired, so we are in an unusual and awkward situation. What I am saying to you is that the law has lapsed and we need to put it back on the books.

This being an Emergency Measure and having received the affirmative vote of 27 Members of the Senate, with No Senators having voted in negative, and 27 being more than two-thirds of the entire elected Membership of the Senate, was PASSED TO BE ENACTED and having been signed by the President, was presented by the Secretary to the Governor for his approval.

ORDERS OF THE DAY

The Chair laid before the Senate the Tabled and Specially Assigned matter:

Bill "An Act to Provide Assistance to Development Organizations in Labor Market Areas Facing Sudden and Severe Economic Dislocation" (Emergency)

S.P. 288 L.D. 815

Tabled - March 19, 1987, by Senator DUTREMBLE of York.

Pending - REFERENCE

(Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS suggested and ORDERED PRINTED.)

On motion by Senator DUTREMBLE of York, Tabled 1 Legislative Day, pending REFERENCE.

The Chair laid before the Senate the Tabled and Specially Assigned matter:

Bill "An Act to Exempt Prisoners from the Provisions of the Workers' Compensation Act"

H.P. 542 L.D. 726
(H "A" H-15)

Tabled - March 19, 1987, by Senator DUTREMBLE of York.

Pending - PASSAGE TO BE ENGROSSED AS AMENDED

(In House, March 12, 1987, PASSED TO BE ENGROSSED AS AMENDED BY HOUSE AMENDMENT "A" (H-15).)

(In Senate, March 17, 1987, READ A SECOND TIME.)

On motion by Senator DUTREMBLE of York, Tabled 1 Legislative Day, pending PASSAGE TO BE ENGROSSED AS AMENDED.

The Chair laid before the Senate the Tabled and Specially Assigned matter:

Bill "An Act Concerning Parking Violations at the Capitol Complex"

H.P. 588 L.D. 799

Tabled - March 19, 1987, by Senator DUTREMBLE of York.

Pending - REFERENCE

(In House, March 17, 1987, referred to the Committee on STATE AND LOCAL GOVERNMENT and ORDERED PRINTED.)

On motion by Senator DUTREMBLE of York, Tabled 1 Legislative Day, pending REFERENCE.

The Chair laid before the Senate the Tabled and Later Today Assigned matter:

Bill "An Act Relating to the Social Services Transportation Review Committee" (Emergency)

H.P. 99 L.D. 109

Tabled - March 20, 1987, by Senator DUTREMBLE of York.

Pending - PASSAGE TO BE ENGROSSED

(In Senate, March 20, 1987, READ A SECOND TIME.)

(In House, March 19, 1987, PASSED TO BE ENGROSSED.)

On motion by Senator USHER of Cumberland, Senate Amendment "A" (S-9) READ and ADOPTED.

Which was PASSED TO BE ENGROSSED, as Amended in NON-CONCURRENCE.

Sent down for concurrence.

Senator USHER of Cumberland 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: Thank you Mr. President and Members of the Senate. I just happened to look at the Christian Science Monitor the other day and this is for Thursday, March 19, 1987 and I thought I would share the short article with all of you here in the Senate. There has been some debate, it seems to me, over the last year or two about the direction we are heading in with respect to our State Government funding of Education. I would just quote a few excerpts from this article. "What's the very best place to run you business? According to a report released yesterday, look for states with high taxes, high wages, and low unemployment. Shun states with low taxes and throngs of low paid workers looking for jobs."

"The 'Report Card' by the Corporation for Enterprise Development stands conventional wisdom on its head. What the study did was look favorably on long-term investments in a state's economy - government spending on education and infrastructure - rather than penalize the state for the high wages such investments require. It counted a highly paid, educated, and employed work force as a plus, since such a work force provides a better foundation on which to build a company. We will compete in this new global economy not by the poverty of our wages, but by the quality of our minds, says Robert Friedman, who prepared the report."

"New England and the Northeast rank at the top of every measurement. They have benefited not only from their dominance in information-age industries, but also from their long-term investments in education."

That is all I wanted to share with you, thank you.

Off Record Remarks

LEGISLATIVE RECORD - HOUSE, MARCH 23, 1987

On motion by Senator THERIAULT of Aroostook, ADJOURNED until Monday, March 23, 1987, at 10:00 in the morning.

ONE HUNDRED AND THIRTEENTH MAINE LEGISLATURE
FIRST REGULAR SESSION
35th Legislative Day
Monday, March 23, 1987

The House met according to adjournment and was called to order by the Speaker.

Prayer by Reverend Kenneth Okkerse, St. Andrews Episcopal Church, Millinocket.

National Anthem by the Greenville High School Band.

The Journal of Friday, March 20, 1987, was read and approved.

Quorum call was held.

At this point, a message came from the Senate, borne by the Majority Floor Leader, Senator CLARK of Cumberland, proposing a Convention of both branches of the Legislature to be held at 10:30 a.m. in the Hall of the House for the purpose of extending to the Honorable Eve M. Bither, Commissioner of Educational and Cultural Services, an invitation to attend the Convention and to make such communication as she may be pleased to make.

Thereupon, the House voted to concur in the proposal for a Joint Convention to be held at 10:30 a.m. and the Speaker appointed Representative Diamond of Bangor to convey this message to the Senate.

Subsequently, Representative Diamond of Bangor reported that he had delivered the message with which he was charged.

The SPEAKER: The Chair is pleased to recognize in the gallery a number of businessmen who are here participating in the Maine Development Foundation Program. Jack Daigle, who is here at the rostrum and will be accompanying me while I work, is the co-chair of the Maine Development Foundation Program. (applause)

SENATE PAPERS

Bill "An Act to Provide an Accident and Sickness or Health Insurance Program to Retired Teachers" (S.P. 293) (L.D. 843)

Came from the Senate, referred to the Committee on Aging, Retirement and Veterans and Ordered Printed. Was referred to the Committee on Aging, Retirement and Veterans in concurrence.

Bill "An Act to Authorize a General Fund Bond Issue in the Amount of \$2,750,000 for Acquisition and Development of State Parks, Historic and River Access Sites" (S.P. 296) (L.D. 846)

Came from the Senate, referred to the Committee on Appropriations and Financial Affairs and Ordered Printed.

Was referred to the Committee on Appropriations and Financial Affairs in concurrence.

Bill "An Act Relating to Disclosures When Selling Used Cars" (S.P. 295) (L.D. 845)

Came from the Senate, referred to the Committee on Business Legislation and Ordered Printed.

Was referred to the Committee on Business Legislation in concurrence.

Bill "An Act to Establish a State Business Advocate in the Governor's Office" (S.P. 298) (L.D. 848)