

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD
OF THE
One Hundred and Ninth
Legislature

OF THE
STATE OF MAINE

Volume II

First Regular Session

May 7, 1979 to June 15, 1979

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STATE OF MAINE
One Hundred and Ninth Legislature
JOURNAL OF THE SENATE
May 7, 1979
Senate called to Order by the President.

Prayer by the Honorable Ralph M. Lovell of Sanford.

Senator LOVELL: Let us pray. Our great God in heaven, look down upon this earth, and bless us. O God, because we need it. This Senate, this Legislature, has many problems, many troubles, and we need your guidance. We do need you to give us intelligence, the courage and the wisdom to carry on and do the best for the people of the State of Maine.
Thank you, O God. Amen.

Reading of the Journal of yesterday.

Papers from the House Non-concurrent Matter

Bill, "An Act Relating to the Salary of the Director of the Maine State Housing Authority." (S. P. 365) (L. D. 1112)

In the Senate, May 2, Bill and Papers, Indefinitely Postponed.

Comes from the House, Passed to be Engrossed as amended by Committee Amendment "A" (S-135), in non-concurrence.

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

Senator PIERCE: The Senator from Kennebec, Senator Pierce, now moves that the Senate Adhere.

Is this the pleasure of the Senate?

The Chair recognizes the Senator from Cumberland, Senator Najarian.

Senator NAJARIAN: Mr. President, I rise to support the motion to Adhere. Since this bill was Indefinitely Postponed in the Senate, I have probably given more thought to the bill than I had previously, especially with the Committee Amendment on it, which established the range at Range 89 for the Director of the Maine State Housing Authority.

That would put the Director on a par with the State Budget Officer, the Insurance Superintendent, the Chief of the State Police, and the Director of the State Planning Office. I think with the financial responsibilities of this position, which is managing a \$225,000,000 portfolio that the responsibilities of this position are much greater than those in Range 89. So I think it's better if we just leave the law the way it is. Thank you.

The PRESIDENT: Is it now the pleasure of the Senate to Adhere?

The motion Prevailed.

(Off Record Remarks)

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

Senator CONLEY: Mr. President, it's a privilege for me to stand here this morning and pay tribute to Harry E. Cummings. He's an extraordinary man, very warm, kind individual.

I first met him when I went on the Portland City Council, 9½ years ago, and he struck me as being one of the most popular members perhaps of your party. I've never been sure as to what his registration in politics has been, but I know I've looked upon him as being a father and giving me advice. In my position as serving on the Community Development Committee of the City of Portland, I always looked upon Harry as being my strong right arm, irrespective of who else may be serving on that committee.

As I stated, he's an extraordinary man, he's 75 years of age, he is more active at 75 than I'll ever be in my entire life, and I know that the Senate certainly wishes him well in the future.

(Off Record Remarks)

Non-concurrent Matter

Bill, "An Act to Provide Information Assistance Under the Public Utilities Law." (H. P. 1064) (L. D. 1318)

In the House, May 2, Minority "Ought to Pass" Report, Read and Accepted, and the Bill Passed to be Engrossed.

In the Senate, May 3, Majority "Ought Not to Pass" Report, Read and Accepted, in non-concurrence.

Comes from the House, that Body Insisted, and asked for a Committee of Conference.

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

Senator DEVOE: Thank you, Mr. President. Mr. President and Members of the Senate: I move the Senate Adhere.

The PRESIDENT: The Senator from Penobscot, Senator Devoe, now moves that the Senate Adhere.

The Chair recognizes the Senator from Cumberland, Senator Conley.

Senator CONLEY: Mr. President, I'd move the Senate Insist and Join in a Committee of Conference.

The PRESIDENT: The Senator from Cumberland, Senator Conley, now moves that the Senate Insist and Join in a Committee of Conference with the House.

The Chair will order a Division.

Will all those Senators in favor of the Motion to Insist, please rise in their places to be counted.

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

12 Senators having voted in the affirmative, and 18 Senators in the negative, the Motion to Insist does not prevail.

Is it now the pleasure of the Senate to Adhere?

The Motion prevailed.

House Paper

Bill, "An Act to Provide for the Licensing of Denturists." (H. P. 1365) (L. D. 1598)

Committee on Business Legislation suggested.

Comes from the House, referred to the Committee on Health and Institutional Services and Ordered Printed.

Which was referred to the Committee on Health and Institutional Services, and Ordered Printed, in concurrence.

(Off Record Remarks)

Communications SENATE CHAMBER President's Office

May 4, 1979

Honorable John D. Chapman

Honorable Robert S. Howe

Chairmen, Business Legislation Committee

State House

Augusta, Maine 04333

Please be advised that with the advice and consent of Governor Joseph Brennan, Commissioner Weil is nominating Theodore T. Briggs of Augusta for the position of Superintendent of Insurance, and Barbara Reid Alexander of Readfield for the position of Superintendent of the Bureau of Consumer Protection.

Pursuant to Title 24-A, MRSA, Section 201, and Title 9-A, MRSA, Section 6.103, these nominations will require review by the Joint Standing Committee on Business Legislation and confirmation by the Senate.

Sincerely,

JOSEPH SEWALL

President of the Senate

JOHN MARTIN

Speaker of the House

(S. P. 538)

Which was Read and Referred to the Committee on Business Legislation.

Sent down for concurrence.

SENATE CHAMBER President's Office

May 4, 1979

Honorable Andrew Redmond

Honorable Charles Dow

Chairmen, Fisheries & Wildlife Committee

State House

Augusta, Maine 04333

Please be advised that Governor Joseph E. Brennan is nominating Glenn H. Manuel of Littleton to the position of Commissioner of the Department of Inland Fisheries and Wildlife.

Pursuant to Title 12, MRSA, Section 1951, this nomination will require review by the Joint Standing Committee on Fisheries and Wildlife and confirmation by the Senate.

Sincerely,

JOSEPH SEWALL

President of the Senate

JOHN MARTIN

Speaker of the House

(S. P. 539)

Which was Read and Referred to the Committee on Fisheries and Wildlife.

Sent down for concurrence.

Orders

Expressions of Legislative Sentiment recognizing that:

Nancy Prince, a Brunswick High School senior is among 1,000 finalists selected nationwide for the Presidential Scholar Competition. . . (S. P. 536) is presented by Senator Clark of Cumberland, Cosponsored by Representative Martin and Representative Bachrach of Brunswick.

Joseph Dietrich, a Brunswick High School senior, is among 1,000 finalists selected nationwide for the Presidential Scholar Competition. . . (S. P. 537) is presented by Senator Clark of Cumberland, Cosponsored by Representative Martin and Representative Bachrach of Brunswick.

Which were Read and Passed.

Sent down for concurrence.

Committee Reports

House

The following "Ought Not to Pass" reports shall be placed in the legislative files without further action pursuant to Rule 22 of the Joint Rules:

Bill, "An Act to Require the Department of Mental Health and Corrections to Reimburse the Knox County Sheriff's Department for the Costs of Transportation Provided Convicts at the State Prison." (H. P. 1114) (L. D. 1374)

Bill, "An Act to Appropriate \$40,000 to Youth-in-Action, Inc., of Portland for the Youth Tides Program." (H. P. 1178) (L. D. 1437)

Bill, "An Act to Facilitate the Setting of State Financial and Revenue Policy by the Legislature." (H. P. 363) (L. D. 483)

Bill, "An Act Concerning Designation of Non-party Candidates on Election Ballots." (H. P. 557) (L. D. 704)

Bill, "An Act to Improve Investment Opportunities for Local Government Units." (Emergency) (H. P. 1055) (L. D. 1298)

Leave to Withdraw

Bill, "An Act To Amend the Laws Relating to the State Harness Racing Commission." (H. P. 407) (L. D. 543) reported that the same be granted Leave to Withdraw.

Comes from the House, the Report Read and Accepted.

The Committee on Education on, Bill, "An Act to Relieve Local School Districts from the Impact of Social Services Institutions." (H. P. 902) (L. D. 1116) reported that the same be granted Leave to Withdraw.

Comes from the House, the Report Read and Accepted.

The Committee on Education on, Bill, "An Act to Assure the Continuance of Privately Operated Schools for the Handicapped." (H. P. 1078) (L. D. 1331) reported that the same be

granted Leave to Withdraw.

Comes from the House, the Report Read and Accepted.

Which Reports were Read and Accepted, in concurrence.

Ought to Pass

The Committee on Legal Affairs on, Bill, "An Act to Clarify the Powers of the Masonic Trustees of Portland as to their Authority to Sell Real Estate." (H. P. 1335) (L. D. 1582) reported that the same Ought to Pass.

Comes from the House, the Bill Passed to be Engrossed.

The Committee on Local and County Government on, RESOLVE, for Laying of the County Taxes and Authorizing Expenditures of Hancock County for the Year 1979. (Emergency) (H. P. 1360) (L. D. 1596) reported that the same Ought to Pass (pursuant to Joint Order (H. P. 135))

Comes from the House, the Resolve Passed to be Engrossed.

The Committee on Taxation on, Bill, "An Act Eliminating the Requirements for Licensing Retail Cigarette Outlets and Cigarette Vending Machines." (H. P. 1122) (L. D. 1452) reported that the same Ought to Pass.

Comes from the House, the Bill Passed to be Engrossed.

Which Reports were Read and Accepted in concurrence, and the Bills and Resolve, Read Once and Tomorrow Assigned for Second Reading.

The Committee on Energy and Natural Resources on, Bill, "An Act to Merge the Septage and Hazardous Waste Law into the Solid-Waste Law and to Conform them with the Requirements of the Federal Resource Recovery and Conservation Act." (H. P. 1139) (L. D. 1518) reported that the same Ought to Pass.

Comes from the House, the Bill Passed to be Engrossed as amended by House Amendment "A" (H-318)

Which Report was Read and Accepted in concurrence and the Bill Read Once. House Amendment "A" Read.

On motion by Senator Collins of Knox, Tabled for 1 Legislative Day, pending Adoption of House Amendment "A".

The Committee on Local and County Government on, Bill, "An Act to Require the State to Partially Reimburse Municipalities for Functions which the State Requires of Municipalities." (H. P. 1234) (L. D. 1546) reported that the same Ought to Pass.

Comes from the House, the Bill and Papers Recommended to the Committee on Local and County Government.

Which Report was Read.

On motion by Senator Emerson of Penobscot, Recommended to the Committee on Local and County Government, in concurrence.

Ought to Pass — As Amended

The Committee on Legal Affairs on, Bill, "An Act to Amend the Laws Relating to Beano or Bingo." (H. P. 508) (L. D. 625) reported that the same Ought to Pass as amended by Committee Amendment "A" (H-325)

Comes from the House, the Bill Passed to be Engrossed as amended by Committee Amendment "A".

Which Report was Read.

The Ought to Pass, as amended, Report of the Committee Accepted, in concurrence, and the Bill Read Once. Committee Amendment "A" Read and Adopted in concurrence, and the Bill, as amended, Tomorrow Assigned for Second Reading.

The Committee on Legal Affairs on, Bill, "An Act to Amend the Authority Granted to Municipalities to Enact Police Power Ordinances." (H. P. 957) (L. D. 1187) reported that the same Ought to Pass as amended by Com-

mittee Amendment "A" (H-326)

Comes from the House, the Bill Passed to be Engrossed as amended by Committee Amendment "A".

Which Report was Read and Accepted in concurrence, and the Bill Read Once. Committee Amendment "A" Read and Adopted in concurrence, and the Bill, as amended, Tomorrow Assigned for Second Reading.

The Committee on Marine Resources on, Bill, "An Act to Strengthen the Requirement to Remove Lobstering Equipment when a Lobster License is Suspended." (H. P. 511) (L. D. 627) reported that the same Ought to Pass as amended by Committee Amendment "A" (H-330)

Comes from the House, the Bill Passed to be Engrossed as amended by Committee Amendment "A".

Which Report was Read.

On motion by Senator Shute of Waldo, Tabled for 1 Legislative Day, pending Acceptance of the Committee Report.

The Committee on Marine Resources on, Bill, "An Act to Appropriate Funds to Provide for Lobster Rearing Stations." (H. P. 475) (L. D. 592) reported that the same Ought to Pass as amended by Committee Amendment "A" (H-339)

Comes from the House, the Bill Passed to be Engrossed as amended by Committee Amendment "A".

The Committee on Taxation on, Bill, "An Act to Amend the Burden of Proof Placed on the Bureau of Taxation in an Appeals Proceeding." (H. P. 1036) (L. D. 1273) reported that the same Ought to Pass as amended by Committee Amendment "A" (H-317)

Comes from the House, the Bill Passed to be Engrossed as amended by Committee Amendment "A".

Which Reports were Read and Accepted in concurrence, and the Bills Read Once. Committee Amendments "A" were Read and Adopted in concurrence, and the Bills, as amended, Tomorrow Assigned for Second Reading.

Divided Report

The Majority of the Committee on Fisheries and Wildlife on, Bill, "An Act to Permit Hunting until 1/2 Hour After Sunset During Open Season on Deer." (H. P. 932) (L. D. 1146) reported that the same Ought to Pass.

Signed:

Sensors:

REDMOND of Somerset

PIERCE of Kennebec

USHER of Cumberland

Representatives:

MacEACHERN of Lincoln

DOW of West Gardiner

VOSE of Eastport

JACQUES of Waterville

PAUL of Sanford

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

Signed:

Representatives:

GILLIS of Calais

TOZIER of Unity

MASTERMAN of Milo

CHURCHILL of Orland

PETERSON of Caribou

Comes from the House, the Majority Report Read and Accepted.

Which Reports were Read.

The Majority Ought Not to Pass Report of the Committee, Accepted in concurrence.

Divided Report

The Majority of the Committee on Fisheries and Wildlife on, Bill, "An Act Relating to Bass Tournament Permits." (H. P. 413) (L. D. 529) reported that the same Ought to Pass as

amended by Committee Amendment "A" (H-310)

Signed:

Sensors:

REDMOND of Somerset

USHER of Cumberland

PIERCE of Kennebec

Representatives:

TOZIER of Unity

PAUL of Sanford

JACQUES of Waterville

DOW of West Gardiner

MacEACHERN of Lincoln

VOSE of Eastport

PETERSON of Caribou

MASTERMAN of Milo

CHURCHILL of Orland

The Minority of the same Committee on the same subject matter reported that the same Ought Not to Pass.

Signed:

Representative:

GILLIS of Calais

Comes from the House, the Majority Report Read and Accepted, and the Bill Passed to be Engrossed as amended by Committee Amendment "A".

Which Reports were Read.

The Majority Ought to Pass, as amended. Report of the Committee Accepted, in concurrence, and the Bill Read Once. Committee Amendment "A" Read and Adopted, in concurrence. The Bill, as amended, Tomorrow Assigned for Second Reading.

Divided Report

The Majority of the Committee on Labor on, Bill, "An Act to Encourage Disabled Employees to Return to Work." (H. P. 751) (L. D. 935) reported that the same Ought to Pass.

Signed:

Sensor:

PRAY of Penobscot

Representatives:

TUTTLE of Sanford

BAKER of Portland

BEAULIEU of Portland

MARTIN of Brunswick

WYMAN of Pittsfield

McHENRY of Madawaska

The Minority of the same Committee on the same subject matter Reported that the same Ought Not to Pass.

Signed:

Sensors:

SUTTON of Oxford

LOVELL of York

Representatives:

DEXTER of Kingfield

CUNNINGHAM of New Gloucester

LEWIS of Auburn

FILLMORE of Freeport

Comes from the House, the Majority Report Read and Accepted and the Bill Passed to be Engrossed.

Which Reports were Read.

On motion by Senator Sutton of Oxford, the Minority Ought Not to Pass, Report Accepted in non-concurrence. Sent down for concurrence.

Divided Report

The Majority of the Committee on Labor on, Bill, "An Act to Amend the Labor Law in Relation to Items to be Furnished Employees by Railroad Corporations with Every Payment of Wages." (H. P. 344) (L. D. 443) reported that the same Ought to Pass as amended by Committee Amendment "A" (H-309)

Signed:

Sensor:

PRAY of Penobscot

Representatives:

WYMAN of Pittsfield

TUTTLE of Sanford

BAKER of Portland

McHENRY of Madawaska

BEAULIEU of Portland
MARTIN of Brunswick
FILLMORE of Freeport
DEXTER of Kingfield

The Minority of the same Committee on the same subject matter reported that the same Ought Not to Pass.

Signed:
Senators:

SUTTON of Oxford
LOVELL of York

Representatives:

CUNNINGHAM of New Gloucester
LEWIS of Auburn

Comes from the House, the Majority Report Read and Accepted and the Bill Passed to be Engrossed as amended by Committee Amendment "A".

Which Reports were Read.

On motion by Senator Sutton of Oxford, Tabled for 1 Legislative Day, pending Acceptance of either Committee Report.

Divided Report

The Majority of the Committee on Local and County Government on, Bill, "An Act to Establish Holiday Pay for Deputy Sheriffs." (H. P. 104) (L. D. 114) reported that the same Ought to Pass.

Signed:
Senators:

EMERSON of Penobscot
COTE of Androscoggin
REDMOND of Somerset

Representatives:

DRINKWATER of Belfast
BORDEAUX of Mt. Desert
NELSON of Roque Bluffs
DUTREMBLE of Biddeford
LaPLANTE of Sabattus
McMAHON of Kennebunk
BROWN of Livermore Falls
WENTWORTH of Wells

The Minority of the same Committee on the same subject matter reported that the same Ought Not to Pass.

Signed:
Representatives:

McHENRY of Madawaska
STOVER of West Bath

Comes from the House, Bill and Papers, Indefinitely Postponed.

Which Reports were Read.

The Majority Ought to Pass Report of the Committee Accepted, in non-concurrence and the Bill Read Once, and Tomorrow Assigned for Second Reading.

Divided Report

The Majority of the Committee on Local and County Government on, Bill, "An Act to Permit Use of the Municipal Securities Approval Act for Development of Low and Middle Income Housing." (H. P. 911) (L. D. 1137) reported that the same Ought Not to Pass.

Signed:
Senators:

EMERSON of Penobscot
REDMOND of Somerset
COTE of Androscoggin

Representatives:

DRINKWATER of Belfast
WENTWORTH of Wells
NELSON of Roque Bluffs
BORDEAUX of Mt. Desert
STOVER of West Bath
LaPLANTE of Sabattus
BROWN of Livermore Falls
McMAHON of Kennebunk

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

Signed:
Representatives:

McHENRY of Madawaska
DUTREMBLE of Biddeford

Comes from the House, the Bill and Papers, Indefinitely Postponed.

Which Reports were Read.

The Majority Ought Not to Pass Report of the Committee Accepted.

Divided Report

The Majority of the Committee on Local and County Government on, Bill, "An Act To Authorize Rental Housing to be Financed by the Issuance of Revenue Obligation Facilities under the Municipal Securities Approval Act." (H. P. 754) (L. D. 960) reported that the same Ought Not to Pass.

Signed:
Senators:

EMERSON of Penobscot
COTE of Androscoggin
REDMOND of Somerset

Representatives:

DRINKWATER of Belfast
WENTWORTH of Wells
STOVER of West Bath
NELSON of Roque Bluffs
BORDEAUX of Mt. Desert
LaPLANTE of Sabattus
BROWN of Livermore Falls
McMAHON of Kennebunk

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

Signed:
Representatives:

McHENRY of Madawaska
DUTREMBLE of Biddeford

Comes from the House, Bill and Papers, Recommended to the Committee on Local and County Government.

Which Reports were Read.

On motion by Senator Emerson of Penobscot, Recommended to the Committee on Local and County Government, in concurrence.

Divided Report

The Majority of the Committee on Marine Resources on, Bill, "An Act to Require the Purse Seine Season in Washington County to Close on September 15th." (H. P. 321) (L. D. 425) reported that the same Ought to Pass as amended by Committee Amendment "A" (H. 295)

Signed:
Senators:

CHAPMAN of Sagadahoc
SHUTE of Waldo
SILVERMAN of Washington

Representatives:

KIESMAN of Fryeburg
HANSON of Kennebunkport
BUNKER of Gouldsboro
POST of Owl's Head
FOWLIE of Rockland
BOWDEN of Brooklin
SMALL of Bath
BLODGETT of Waldoboro
NELSON of Roque Bluffs

The Minority Report of the same Committee on the same subject matter Reported that the same Ought Not to Pass.

Representative:

JACKSON of Yarmouth

Comes from the House, the Majority Report Read and Accepted, and the Bill Passed to be Engrossed as amended by Committee Amendment "A".

Which Reports were Read.

The Majority Ought to Pass, as amended, Report of the Committee, Accepted, in concurrence, and the Bill Read Once. Committee Amendment "A" Read and Adopted in concurrence, the Bill, as amended, Tomorrow Assigned for Second Reading.

Senate

The following Ought Not to Pass reports shall be placed in the Legislative files without further action pursuant to Rule 22 of the Joint Rules:

Bill, "An Act Amending the Permanent Impairment Provisions under the Workers' Com-

pensation Act." (S. P. 321) (L. D. 951)

Bill, "An Act to Safeguard a Citizen's Fundamental Rights to Work without Being Compelled to Join a Union." (S. P. 364) (L. D. 1111)

Leave to Withdraw

Senator Ault for the Committee on Business Legislation on, Bill, "An Act to Amend the Manufactured Housing Act." (S. P. 394) (L. D. 1203) reported that the same be granted Leave to Withdraw.

Senator Ault for the Committee on Business Legislation on, Bill, "An Act Relating to the Licensing of Insurance Agents or Brokers." (S. P. 302) (L. D. 895) reported that the same be granted Leave to Withdraw.

Senator Chapman for the Committee on Business Legislation on, Bill, "An Act Requiring Certain Agreements Involving Consumer Transactions to be Written so that they are Readable and Understandable." (S. P. 300) (L. D. 897) reported that the same be granted Leave to Withdraw.

Senator Hichens for the Committee on Health and Institutional Services on, Bill, "An Act to Set Forth the Rights and Responsibilities of Hospital Patients and Responsibilities of Physicians." (S. P. 229) (L. D. 644) reported that the same be granted Leave to Withdraw.

Senator Sutton for the Committee on Labor on, Bill, "An Act Relating to Service Fees of Authorized Bargaining Agents." (S. P. 137) (L. D. 314) reported that the same be granted Leave to Withdraw.

Which Reports were Read and Accepted.
Sent down for concurrence.

Ought to Pass

Senator Chapman for the Committee on Business Legislation on, Bill, "An Act to Revise the Qualifications for Electricians." (S. P. 390) (L. D. 1201) reported that the same Ought to Pass.

Senator Chapman for the committee on Business Legislation on, Bill, "An Act to Transfer the State Board of Certification for Geologists and Soil Scientists to the Department of Business Regulation." (S. P. 398) (L. D. 1216) reported that the same Ought to Pass.

Which Reports were Read and Accepted. The Bills Read Once, and Tomorrow Assigned for Second Reading.

The President would ask the Sergeant-at-Arms to escort the Senator from Kennebec. Senator Katz to the rostrum to assume the duties of President pro tem.

The Sergeant-at-Arms escorted the Senator from Kennebec, Senator Katz to the rostrum where he acted as President pro tem.

The President then retired from the Senate Chamber.

Senator Chapman for the Committee on Business Legislation on, Bill, "An Act Concerning Licensing Manufactured Housing Dealers, Itinerant Vendors, Lightning Rod Salesmen and Apprentices and Helper Electricians." (S. P. 446) (L. D. 1366) reported that the same Ought to Pass.

Senator Ault for the Committee on Business Legislation on, Bill, "An Act to Transfer the Board of Registration for Professional Foresters from the Department of Conservation to the Department of Business Regulation." (S. P. 399) (L. D. 1204) reported that the same Ought to Pass.

Senator Ault for the Committee on Business Legislation on, Bill, "An Act Relating to the Maine Medical and Hospital Malpractice Joint Underwriting Association Act." (Emergency) (S. P. 143) (L. D. 319) reported that the same Ought to Pass.

Senator Devoe for the Committee on Public Utilities on, Bill, "An Act to Amend the Charter of the Portland Water District." (S. P. 404) (L. D. 1255) reported that the same Ought to Pass.

Which Reports were Read and Accepted and

the Bills Read Once, and Tomorrow Assigned for Second Reading.

Ought to Pass — As Amended

Senator Trafton for the Committee on Public Utilities on, Bill, "An Act to Permit Municipalities to Issue Bonds Under the Municipal Securities Approval Act for Water Supply System Projects." (S. P. 421) (L. D. 1315) reported that the same Ought to Pass as amended by Committee Amendment "A" (S-146).

Which Report was Read and Accepted and the Bill Read Once, Committee Amendment "A" was Read and Adopted and the Bill, as amended, Tomorrow Assigned for Second Reading.

Divided Report

The Majority of the Committee on, Bill, "An Act Concerning Postgraduate Education in the Field of Medicine, Dentistry, Optometry and Veterinary Medicine." (S. P. 259) (L. D. 789) reported that the same Ought Not to Pass.

Signed:
Senators:

TROTZKY of Penobscot
GILL of Cumberland

Representatives:

BEAULIEU of Portland
LOCKE of Sebec
FENLASON of Danforth
GOWEN of Standish
CONNOLLY of Portland
BIRT of East Millinocket
ROLDE of York
LEIGHTON of Harrison
DAVIS of Monmouth

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

Signed:
Senator:

MINKOWSKY of Androscoggin

Representative:

LEWIS of Auburn

Which Reports were Read.

On motion by Senator Pierce of Kennebec, Tabled for 2 Legislative Days, pending Acceptance of Either Committee Report.

Divided Report

The Majority of the Committee on Labor on, Bill, "An Act to Assist Handicapped Workers in Returning to Employment by Transfer to Suitable Work." (S. P. 322) (L. D. 952)

Reported that the same Ought to Pass as amended by Committee Amendment "A" (S-145)

Signed:
Senator:

PRAY of Penobscot

Representatives:

MARTIN of Brunswick
BAKER of Portland
BEAULIEU of Portland
McHENRY of Madawaska
WYMAN of Pittsfield
TUTTLE of Sanford

The Minority of the same Committee on the same subject matter reported that the same Ought Not to Pass.

Signed:
Senators:

SUTTON of Oxford
LOVELL of York

Representatives:

DEXTER of Kingfield
CUNNINGHAM of New Gloucester
LEWIS of Auburn
FILLMORE of Freeport

Which Reports were Read.

On motion by the Senator from Penobscot, Senator Pray, Tabled for 1 Legislative Day, pending Acceptance of either Committee Report.

Second Readers

The Committee on Bills in the Second Read-

ing reported the following:

House

Bill, "An Act to Provide Compensation and Benefits Agreed to by the State and the Maine Teachers' Association for Employees in the Bargaining Unit of Administrators at the Vocational-Technical Institutes and the School of Practical Nursing. (Emergency) (H. P. 1302) (L. D. 1561)

RESOLVE, for Laying of the County Taxes and Authorizing Expenditures of Oxford County for the Year 1979. (Emergency) (H. P. 1354) (L. D. 1593)

Which were Read a Second Time and Passed to be Engrossed, in concurrence.

House — As Amended

Bill, "An Act to Require Insurance Policy Language Simplification." (H. P. 487) (L. D. 636)

Bill, "An Act to Provide Funds to Subsidize Adoption of Handicapped Children." (H. P. 278) (L. D. 387)

Bill, "An Act to Clarify Home Rule Authority." (H. P. 1097) (L. D. 1376)

Bill, "An Act Relating to the Maine Criminal Justice Academy." (H. P. 1135) (L. D. 1389)

Which were Read a Second Time and Passed to be Engrossed, as amended, in concurrence.

Senate

Bill, "An Act to Amend the Law with Regard to the Diagnostic Laboratory of the Department of Human Services." (S. P. 406) (L. D. 1245)

Which was Read a Second Time.

On motion by Senator Conley of Cumberland, Tabled for 1 Legislative Day, pending Passage to be Engrossed.

Senate — As Amended

Bill, "An Act to Amend the Uniform Criminal Extradition Act and the Uniform Interstate Compact on Juveniles." (S. P. 373) (L. D. 1153)

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 to Amend the Salary Range for the State Librarian and the Executive Director of the Historic Preservation Commission. (H. P. 1035) (L. D. 1272)

An Act to Provide Student Loans to Candidates for Practice of Chiropractic in Maine. (H. P. 694) (L. D. 872)

On motion by Senator Huber of Cumberland, placed on the Special Appropriations Table, pending Enactment.

An Act to Simplify the Requirements for Licensing Certain Clergymen to Perform Marriages. (S. P. 287) (L. D. 847)

An Act to Prohibit Regulation of Solar Heating and Cooling Equipment by the Oil Burner Men's Licensing Board. (H. P. 240) (L. D. 285)

An Act to Increase Penalties for Owners of Dogs Chasing Moose, Caribou or Deer. (H. P. 300) (L. D. 399)

An Act Concerning Causes for a Seven-day Notice of Termination of Tenancy. (H. P. 466) (L. D. 586)

An Act to Regulate the Hunting of Bear. (H. P. 497) (L. D. 634)

An Act to Provide for Dismissal of Frivolous Title Claims to Personal Property in Forcible Detainer Actions. (H. P. 599) (L. D. 743)

An Act to Designate the Moose as the State Animal. (H. P. 713) (L. D. 886)

An Act Concerning Restitution under the Juvenile Code. (H. P. 746) (L. D. 932)

An Act to Allow Assignment of Personnel in Emergency Situations. (H. P. 1090) (L. D. 1344)

Which were Passed to be Enacted and having been signed by the President, were by the Sec-

retary presented to the Governor for his approval.

An Act to Define What Foods May be Labeled or Advertised as Natural or Organic. (H. P. 1016) (L. D. 1286)

On motion by Senator Huber of Cumberland, Tabled for 1 Legislative Day, pending Passage to be Enacted.

An Act to Eliminate an Unnecessary Reference in the Hunting Statutes to Use of Lights to Hunt from Vehicles. (H. P. 276) (L. D. 351)

The PRESIDENT pro tem: The Chair recognizes the Senator from Penobscot, Senator Pray.

Senator PRAY: Thank you, Mr. President. Mr. President and Members of the Senate: As I was reading Enactment of this Bill, I see that we are crossing off the words, "or by aid or use of any light or lights carried thereon in reference to motor vehicles, trailers, aircraft, motor boats or snowmobiles, for the purpose of hunting."

It would be my interpretation of reading the enactor that we will be crossing out that section of the law which will then allow individuals to use lights. Is that the understanding of the Bill?

The PRESIDENT pro tem: The Senator from Penobscot, Senator Pray, asked a question through the Chair to any Senator who may care to answer.

On motion by the Senator from Penobscot, Senator Pray, tabled until later in today's session, pending Passage to be Enacted.

An Act Relating to Self-insurance under the Workers' Compensation Act. (H. P. 396) (L. D. 526)

The PRESIDENT pro tem: The Chair recognizes the Senator from Sagadahoc, Senator Chapman.

Senator CHAPMAN: Mr. President and Members of the Senate: I would like to move that this item and all of its accompanying papers be Indefinitely Postponed.

The PRESIDENT pro tem: The Senator from Sagadahoc, Senator Chapman, now moves that the Senate Indefinitely Postpone L. D. 526.

The Senator has the floor.

Senator CHAPMAN: This bill has disturbed me considerably. I know I tried to amend and it didn't succeed. I am primarily concerned about the regulation that would be allowed out under this Bill. It really, in my view, there is not the kind of regulation that we have established in this State for insurance matters.

The up-front money necessary for these funds, the self-insurance funds are at the sole discretion of the Superintendent of Insurance. There is no provision for any insolvency fund here to protect the workers, those receiving the benefits. No guarantee that there will be monies available should those disasters that do occur, occur.

There is not really a provision for tax here, the premium tax that we know and that we receive under insurance coverages in Maine. Such self-insured groups will be subject to income tax, but that is a far cry from the premium tax that is now paid for workmen's compensation insurance. I feel that there will very definitely be a loss of revenue to the State, and yet substantial demands for regulatory action will remain.

This Bill is not in good shape, it is not in a sound form, I think that it needs much more thought and study.

The remarks of the Superintendent of Insurance, Deputy Superintendent at the public hearing were directed primarily at just this concern. I would like to read to you some of those remarks.

"There is no provision in the Bill setting the standard by which the superintendent would recognize investments by category or by class

of assets, nor inherent character of value, no standards are set for minimum reserves that would be required by the associations of employers.

"There is a provision, however, that the superintendent of insurance may provide for the administration of this section of the worker's compensation law, pursuant to promulgation of reasonable rules and regulations.

"It is presumed that all these concerns would be addressed in such regulation. However, the form of such standards could be better defined if such integral factors underlying financial solidarity of any such association were legally and expressly mandated, and were not left to the vicissitudes of changing office holders in any agency of government.

"We would strongly recommend that the Committee consider assignment of this piece of Legislation to a Study Commission charged with flushing out reasonable standards which would be incorporated in such legislation prior to enactment.

"Present groups that are permitted under the self insured statute, groups of similar purpose and similar objectives, will not be affected by the defeat of this Bill. I know that some have expressed this concern, but this would in no way defeat those groups which do not have a common interest."

The impact of this legislation is truly far reaching and significant, and it should not be rushed as this one seems to apparently be rushed. The old adage "haste makes waste" comes to me when I think of this and I would urge that we Indefinitely Postpone, so that more thought and concern can be put into this measure.

The PRESIDENT pro tem: The Chair recognizes the Senator from Oxford, Senator Sutton.

Senator SUTTON: Mr. President and Ladies and Gentlemen of the Senate: I arose to speak on this Bill the other day. It was pointed out to me by one of my good colleagues that I muddled the waters more than I made any point one way or the other. I am sure that that is so, because that was the way that my mind was working at that particular time.

I have a deep concern about the problems of the workers compensation funds and the effect that it has on the employers, and something needs to be done. My original concerns were in keeping with those of the good Senator from Sagadahoc, Senator Chapman, that we needed something but we were missing lots of elements here. When the amendment came along I supported the amendment. I still am very concerned about the workers compensation fund. I am also concerned that this Bill is not in the form that is best suited and I would therefore support the motion from the good Senator.

The PRESIDENT pro tem: Is the Senate ready for the question?

The Chair recognizes the Senator from Penobscot, Senator Pray.

Senator PRAY: Mr. President and Members of the Senate: I would just remind those of you that have forgotten since May 1st, when we first debated this bill, and at that time the Senator from York, Senator Lovell, moved the Indefinite Postponement. A motion which was defeated 21 to 8 in this Chamber, that we have debated this bill to great length and the Senate Chamber has seen fit to hold off any attempts to scuttle the bill through amendments or even through the Indefinite Postponement.

I would hope that we would remain consistent today and request a Roll Call.

The PRESIDENT pro tem: Is the Senate ready for the question?

A Roll Call has been requested. Under the Constitution, in order for the Chair to order a Roll Call it requires the affirmative vote of at least one-fifth of those Senators present and voting.

Will all those Senators in favor of ordering a Roll Call, please rise and remain standing until counted.

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

The pending question before the Senate is the Motion by the Senator from Sagadahoc, Senator Chapman, to Indefinitely Postpone L. D. 526.

A Yes Vote will be in favor of Indefinite Postponement.

A No vote will be opposed.

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

YEA—Ault, Chapman, Clark, Devoe, Gill, Hichens, Najarian, Perkins, Pierce, Sutton, Teague, Sewall.

NAY—Carpenter, Collins, Conley, Cote, Emerson, Farley, Huber, Katz, Lovell, McBrearty, Minkowsky, O'Leary, Pray, Redmond, Shute, Silverman, Trafton, Trotzky, Usher.

ABSENT—Danton, Martin.

A roll Call was had,

12 Senators having voted in the affirmative, and 19 Senators in the negative, and 2 Senators being absent, the Motion to Indefinitely Postpone does not prevail.

The Chair recognizes the Senator from Cumberland, Senator Huber.

Senator HUBER: Mr. President, I move that this bill be placed on the Special Appropriations Table.

The PRESIDENT pro tem: The Senator from Cumberland, Senator Huber, moves that L. D. 526 be placed on the Special Appropriations Table.

Is this the pleasure of the Senate?

The Chair recognizes the Senator from Cumberland, Senator Conley.

Senator CONLEY: I request a Division.

The PRESIDENT pro tem: A Division has been requested.

Will all those Senators in favor of the Motion to Place L. D. 526 on the Special Appropriations Table — — —

The Chair recognizes the Senator from Washington, Senator Silverman.

Senator SILVERMAN: I'd like to ask a question of Senator Huber, what the cost is?

The PRESIDENT pro tem: The Chair would point out that this is a Tabling Motion.

The Chair recognizes the Senator from Cumberland, Senator Conley.

Senator CONLEY: Mr. President, I request Leave to Withdraw my motion.

The PRESIDENT pro tem: The Senator from Cumberland, Senator Conley, now requests Leave of the Senate to Withdraw his motion to request a Division.

Is it the pleasure of the Senate to Grant this Leave?

It is a vote.

On motion by Senator Huber of Cumberland, placed on the Special Appropriations Table.

The Sergeant-at-Arms escorted the President to the rostrum, where he resumed his duties as President.

The Sergeant-at-Arms escorted the Senator from Kennebec, Senator Katz, to his seat on the floor of the Senate.

The PRESIDENT: The Chair thanks the Senator from Kennebec, Senator Katz, for his usual good job as presiding officer pro tem.

An Act to Amend the Statutes Relating to Airmobiles. (H. P. 663) (L. D. 838)

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

Senator HUBER: Mr. President and Members of the Senate: I would again like to see this Bill Indefinitely Postponed, and would so move.

Basically, I think, this Bill would allow an unnecessary motorized intrusion into the few remaining places not already subject to such intrusion. This is primarily a summer device. I think our streams, for example, which are level enough for airmobile use, some of them ought to be comparatively inaccessible to mo-

torized access, I feel.

I think this Bill could be made somewhat better if it was amended to salt water use only, although perhaps the time has not yet come for the Legislature to consider, perhaps, Hovercraft access to our major islands and that sort of thing. I, therefore, hope the Senate will support the Motion to Indefinitely Postpone this Bill and all accompanying papers.

The PRESIDENT: The Chair recognizes the Senator from Hancock, Senator Perkins.

Senator PERKINS: Mr. President and Ladies and Gentlemen of the Senate: I would oppose the Motion to Indefinitely Postpone, because I can see some potential for airmobiles in the fishing industry of the State of Maine, which is something that the good Senator from Cumberland alluded to.

I, therefore, would hesitate to Indefinitely Postpone the bill and would only say that I don't feel that airmobiles have been perfected to the point where they can climb mountains or reach some inaccessible areas to which the good Senator alluded.

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

Senator MINKOWSKY: Mr. President and Members of the Senate: I concur with the remarks made by the good Senator from Hancock, Senator Perkins, but in addition to the very restrictive parts of this particular bill, there is also an area, which gives more prerogative to the Department to implement more regulations in addition to the law at the present time, if there should be any further areas that the good Senator from Cumberland has concerns about, and I would definitely hope that you would vote against the Indefinite Postponement of this particular bill.

The PRESIDENT: Is the Senate ready for the question?

The Chair recognizes the Senator from Oxford, Senator O'Leary.

Senator O'LEARY: Mr. President, will you have the Secretary read the Committee Report.

The Committee Report was Read.

The PRESIDENT: The Senator has the floor.

Senator O'LEARY: I would just remind the Senate that this is a unanimous Committee Report. I've been on the Committee on Natural Resources and Energy for the last 3 terms. I've listened to all the testimony that's to be gathered. There is no environmental harm to be done by these machines, and the Committee has been, in its wisdom, assured of that.

I would just ask you to uphold the verdict of the committee.

The PRESIDENT: Is the Senate ready for the question?

The Chair will order a Division.

Will all those in favor of the Indefinite Postponement of L. D. 838, please rise in their places to be counted.

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

9 Senators having voted in the affirmative, and 21 Senators in the negative, the motion to Indefinitely Postpone does not prevail.

Which was Passed to be Enacted, and having been signed by the President, was by the Secretary presented to the Governor for his Approval.

Orders of the Day

The PRESIDENT: The Chair would direct the Senate's attention to Bill, "An Act to Eliminate an Unnecessary Reference in the Hunting Statutes to Use of Lights to Hunt from Vehicles." (H. P. 276) (L. D. 351) tabled earlier in today's session, pending Enactment.

On motion by Senator Pray of Penobscot, Tabled for 1 Legislative Day, pending Enactment.

The Chair laid before the Senate the First Tabled and specially assigned matter:

HOUSE REPORTS — from the Committee on Fisheries and Wildlife — Bill, "An Act to Increase Fees for Atlantic Salmon Permits." (H. P. 492) (L. D. 633) Majority Report — Ought to Pass as Amended by Committee Amendment "A" (H-311) Minority Report — Ought Not to Pass.

Tabled—May 4, 1979 by Senator Katz of Kennebec

Pending—Motion of Senator Redmond of Somerset to Accept Majority Report.

The PRESIDENT: The Chair recognizes the Senator from Waldo, Senator Shute.

Senator SHUTE: Mr. President and Members of the Senate: This bill seems to increase the license fee quite a bit on the Atlantic Salmon. Also, it seems that the sponsor of the bill signed the Ought Not to Pass Report on the bill, his own bill. I wonder if somebody on the Committee could explain the rationale for this. Second, to explain the reasons for increasing the resident Salmon Stamp from \$1 to \$5 and the out-of-state from \$15 to \$30, and what other changes might have been made in the bill?

The PRESIDENT: The Senator from Waldo, Senator Shute, has posed a question through the Chair to any Senator who may care to answer.

The Chair recognizes the Senator from Cumberland, Senator Usher.

Senator USHER: Mr. President, in response to the good Senator from Waldo, Senator Shute, again. The present license fee is \$1 for residents and \$10 for non-residents. Those who followed the papers last year found that this is one of the most popular sports, returning to Maine. I guess there was 100's and 100's of people down on the Coast fishing.

There were 2 bills before the Committee, one was withdrawn, and we used this bill as a vehicle. This amendment would raise the residents to \$5, which will cover the administrative costs. \$1 we didn't think would cover even the administrative costs. The non-residents \$30, we thought this would be very sufficient.

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

Senator KATZ: Mr. President, I'm confused. The Senator wasn't speaking very loudly, but did I understand that he reported that we are raising the in-state license by 500%, at a time when wages are restricted to 7%. Was that the thrust of the argument?

The PRESIDENT: The Chair recognizes the Senator from Somerset, Senator Redmond.

Senator REDMOND: Would it be in order to move to Recommit this bill to the Committee on Fisheries and Wildlife?

The PRESIDENT: The Chair would answer in the affirmative. That is always in order.

Senator REDMOND: I request Leave of the Senate to Withdraw my Motion to Accept the Ought to Pass Report.

The PRESIDENT: The Senator from Somerset, Senator Redmond, now requests Leave of the Senate to withdraw his motion to accept the Majority Ought to Pass, as amended, Report of the Committee.

Is it the pleasure of the Senate to grant this Leave?

It is a vote.

The Senator from Somerset, Senator Redmond, now moves that L. D. 633 be recommitted to the Committee on Fisheries and Wildlife.

Is this the pleasure of the Senate?

The Chair recognizes the Senator from Waldo, Senator Shute.

Senator SHUTE: Mr. President, I ask for a Division.

The PRESIDENT: A Division has been requested.

Will all those Senators in favor of Recommitting L. D. 633, please rise in their places to be counted.

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

12 Senators having voted in the affirmative and 15 Senators in the negative, the Motion to

Recommit does not prevail.

The Chair recognizes the Senator from Waldo, Senator Shute.

Senator SHUTE: I move Indefinite Postponement of this bill, in concurrence.

The PRESIDENT: The Senator from Waldo, Senator Shute, now moves that this bill and its accompanying papers be Indefinitely Postponed.

Is this the pleasure of the Senate?

The Chair recognizes the Senator from Somerset, Senator Redmond.

Senator REDMOND: I oppose that motion and request a Division.

The PRESIDENT: The Senator from Somerset, Senator Redmond, requests a Division.

The Chair recognizes the Senator from Penobscot, Senator Pray.

Senator PRAY: Mr. President and Members of the Senate: Late last week, we debated several bills out of Fisheries and Wildlife Committee, the question came up in the debate as to the condition of the Department of Fisheries and Wildlife presently, and the rumors that I had seen in the Press that there was a proposal presented before the Committee last week for an additional \$900,000.

I would like to pose a question to the Chair to somebody on the Committee, if they could tell and share with the Members of this Chamber, as to whether or not that Department at this time, presently through increases, operating increases to its budgets, is having financial problems?

The PRESIDENT: The Senator from Penobscot, Senator Pray, has posed a question through the Chair, to any Member of the Committee who may care to answer.

The Chair recognizes the Senator from Somerset, Senator Redmond.

Senator REDMOND: Mr. President and Members of the Senate: It is my understanding that we have from the Governor's call, a bill that would increase all of the hunting licenses and fishing licenses in order to raise more funds so the Department could balance its budget.

I thought perhaps that this one could be considered while we're considering one of those other bills. It's just a move to try and make both ends meet. That's about the size of it.

The PRESIDENT: The Chair recognizes the Senator from Washington, Senator Silverman.

Senator SILVERMAN: I'd like to ask a question of the President. Do you know what the fees are for fishing for salmon in the Province of New Brunswick for resident and non-resident?

The PRESIDENT: The Chair would advise the Senator from Washington, Senator Silverman, that the non-resident Atlantic Salmon fee in Canada for seasonal license last year was \$75. For a 7 day license, it was \$35.

The Chair recognizes the Senator from Washington, Senator Silverman.

Senator SILVERMAN: The fees in Maine are \$1 and \$15. I would hope you would consider this bill, as the Atlantic Salmon becomes a major sport fish to recognize that the Department of Fisheries and Wildlife has to be financed. You can make a joke out of it, but those who are in this field, I think, recognize that the Atlantic Salmon, as a sport fish, is an opportunity that few people realize that is such an enjoyment in fishing.

This bill is asked of me to be presented. I did not present it, but I don't like making a joke out of it, because sooner or later the Department of Fisheries and Wildlife is going to have to have a proper management of the Atlantic Salmon in Maine rivers.

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

Senator USHER: Mr. President and Members of the Senate: to clear a few things. I believe one of the main reasons the sponsor signed it Ought Not to Pass was he was against the part that we raised the resident from \$1 to

5. If you think \$1 is sufficient, well, you're going to vote in a few minutes, and you can vote that way.

But I don't think \$1 pays the administration fees. He was for the non-residents being raised, but I feel that we have to pay for administration and presently the Department is in financial trouble and if they operate at the present fee structure next May they will be operating in the Red.

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

Senator CONLEY: Mr. President, I hope the good Senator from Cumberland, Senator Usher will tell them to tighten their belts the next time they come over.

Nobody has mentioned the fact that they're going to grab another 1/2 million dollars for the moose slaughter that's about to take place. I've never seen a department in my life that cries so loudly for money. There hasn't been a bill that goes before the Fish and Game Department that isn't going to milk the public a few more pesos every time they get before them. I hope this bill gets buried and buried deep.

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

Senator PRAY: Mr. President and Members of the Senate: I'm again amazed at my good seatmate, the Minority Leader of this Chamber, always seems to get emotionally involved on Fish and Game issues.

It reminds me of a few stories of when he came up to our area on a couple of occasions. The fact that he had problems sometimes telling what a moose was or a deer or even a bear was. Had to take him out one time with the then Attorney General, Joseph Brennan, in Baxter Park to show him a group of bears. There was about, I think, 13 or 15 of them there. When the good Senator from Cumberland got out of his car, he left his door open, which 2 cubs immediately climbed in. To this day he still says it was the Attorney General who got out last and left the door open, but the Attorney General was on the other side of the car.

But again we're addressing a matter which I think should be taken a little bit more seriously. The restoration of the Atlantic Salmon in the State of Maine has come to reality today. It's become a great sport. People are talking about the return of the Atlantic Salmon as it was 20, 40 and 50 years ago.

I think in fairness, and the quality of those fees for the sports that are provided to those individuals that a \$5 fee is not too much. I have seen the proposal for the increase in license fees across the board, and I'll state at this time, that I will oppose it. I think the Department should tighten its belt somewhat.

A new Commissioner has been nominated, it will have to go through the confirmation process, but I have faith that that will take place. I think that the new Commissioner, in light of the comments that have been made here today in reference to the Department tightening its belt, that they will do so.

But let's not forget that the Fisheries and Wildlife Department basically is a self-supporting agency. It is sponsored and financed by the sportsmen of the State, those who go out and enjoy the recreation and the sport and the harvesting of a natural resource that we have. Until the sportsmen of this State clamor down here to me and state that they think that Department is spending too much money, and I'm going to take into consideration the fact that they do need operational revenues, and revenues to a fair amount. I think that each individual sport that they provide for should be self-supporting.

If a \$1 fee for a license doesn't take care of the printing, the services that are provided where the game warden's checking out and being sure the laws are followed, then I think that particular fee is one that should be addressed and not an across the board increase. So I would hope that we would defeat the

motion to Indefinitely Postpone and Enact this Bill. Thank you.

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

Senator LOVELL: I hesitate to speak on Fish and Game Bills. I never went fishing or hunting in my life, but I always worked. But being on the Retirement Committee, the Retirement Fund is in desperate financial condition, not in bankruptcy condition, but we need to save money. Now all the Fish and Game wardens are going to get a raise and also they're going to retire at the end of 30 years of service, and get 2% increase in pension each year after they retire.

Now that's going to cost the State a good deal of money. We need the money from the Fish and Game Department in the Retirement Department to take care and pay these Fish and Game Wardens, when they retire, so consequently I hope the Bill might pass.

The PRESIDENT: Is the Senate ready for the question?

A Division has been requested.

Will all those Senators in favor of Indefinite Postponement of L. D. 633, please rise in their places to be counted.

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

14 Senators having voted in the affirmative, and 15 Senators in the negative, the motion to Indefinitely Postpone does not prevail.

The Majority Ought to Pass, as amended, Report of the Committee Accepted, in non-concurrence and the Bill Read Once. Committee Amendment "A" Read and Adopted, in non-concurrence. The Bill, as amended, Tomorrow Assigned for Second Reading.

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

Senator PIERCE: Mr. President, I move the Senate stand Adjourned until 9:30 A.M. tomorrow morning.

(Senate at Ease)

The Senate called to Order by the President.

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

Senator PIERCE: Mr. President, I'd like to withdraw my motion, temporarily.

The PRESIDENT: The Senator from Kennebec, Senator Pierce, now Requests Leave of the Senate to Withdraw his Adjournment Motion temporarily.

Is this the pleasure of the Senate?

It is a vote.

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

(Senate at Ease)

The Senate called to Order by the President.

On motion by Senator Pierce of Kennebec, adjourned until 9:00 o'clock tomorrow morning.
