

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD
OF THE
One Hundred and Twelfth
Legislature
OF THE
STATE OF MAINE

VOLUME I
SECOND REGULAR SESSION
January 8 - April 2, 1986

The House was called to order by the Speaker.
Prayer by Reverend Robert T. Carlson, East
Orrington Congregational Church, Orrington.
The Journal of April 1, 1986 was read and
approved.
Quorum call was held.

PAPERS FROM THE SENATE

The following Communication:

SENATE OF MAINE
OFFICE OF THE SECRETARY
AUGUSTA, MAINE 04333

April 1, 1986

The Honorable John L. Martin
Speaker of the House
112th Legislature
Augusta, Maine 04333

Dear Speaker Martin:

In accordance with Joint Rule 38, please be
advised that the Senate today confirmed, upon the
recommendation of the Joint Standing Committee on
Legal Affairs, the Governor's nomination of James
Gibbons of South Portland for reappointment to the
Maine State Liquor Commission.

Sincerely,

S/Joy J. O'Brien
Secretary of the Senate

Was read and ordered placed on file.

Bill "An Act to Authorize a General Fund Bond
Issue in the Amount of \$3,100,000 for Armory
Expansion, Rehabilitation and Construction" (S.P.
925) (L.D. 2312)

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 to Clarify the Authority of Harbor
Masters" (Emergency) (S.P. 926) (L.D. 2313)

Came from the Senate, referred to the Committee
on Local and County Government and Ordered Printed.

Was referred to the Committee on Local and County
Government in concurrence.

RESOLVE, Authorizing the Commissioner of

Transportation to Issue Temporary Experimental
Vehicle Permits on a Limited Basis under Strictly
Controlled Conditions (Emergency) (S.P. 927) (L.D.
2314)

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

Was referred to the Committee on Transportation
in concurrence.

Unanimous Ought Not To Pass

Report of the Committee on Fisheries and Wildlife
reporting "Ought Not to Pass" on Bill "An Act to
Improve Boating Safety and Public Access to the
State's Public Waters" (S.P. 848) (L.D. 2149)

Was placed in the Legislative Files without
further action pursuant to Joint Rule 15 in
concurrence.

Unanimous Leave to Withdraw

Report of the Committee on Business and Commerce
reporting "Leave to Withdraw" on Bill "An Act to
Require Adequate Social Services in Maine's Hospitals
and Nursing Homes" (Emergency) (S.P. 724) (L.D. 1847)

Was placed in the Legislative Files without
further action pursuant to Joint Rule 15 in
concurrence.

Ought to Pass in New Draft

Report of the Committee on Aging, Retirement and
Veterans on Bill "An Act to Encourage the
Rehabilitation of Members Receiving Disability
Benefits under the Maine State Retirement System"
(S.P. 779) (L.D. 1960) reporting "Ought to Pass" in
New Draft (S.P. 920) (L.D. 2296)

Came from the Senate, with the report read and
accepted and the New Draft passed to be engrossed.

Report was read and accepted, the New Draft given
its first reading and assigned for second reading
later in today's session.

Ought to Pass in New Draft/New Title

Report of the Committee on Human Resources on
Bill "An Act to Require a Report Concerning the
Consumer Advisory Board" (S.P. 809) (L.D. 2037)
reporting "Ought to Pass" in New Draft under New
Title Bill "An Act to Obtain Information from the
Consumer Advisory Board, the Commissioner of Mental
Health and Mental Retardation and the Mental Health
Advisory Council" (S.P. 921) (L.D. 2297).

Came from the Senate, with the report read and
accepted and the New Draft passed to be engrossed.

Report was read and accepted, the New Draft given its first reading and assigned for second reading later in today's session.

Ought to Pass in New Draft/New Title

Report of the Committee on Human Resources on Bill "An Act to Expedite Litigation in Cases Involving Judicial Review of Certificate of Need Decisions of the Department of Human Services" (S.P. 680) (L.D. 1760) reporting "Ought to Pass" in New Draft under New Title Bill "An Act to Discourage Frivolous Appeals in Cases Involving Judicial Review of Certificate of Need Decisions for Nursing Homes of the Department of Human Services" (Emergency) (S.P. 922) (L.D. 2298).

Came from the Senate, with the report read and accepted and the New Draft passed to be engrossed.

Report was read and accepted, the New Draft given its first reading and assigned for second reading later in today's session.

Ought to Pass in New Draft/New Title

Report of the Committee on State Government on RESOLVE, Authorizing the Commissioner of Corrections to Convey by Sale the Interest of the State in Certain Land in Windham, County of Cumberland (S.P. 762) (L.D. 1926) reporting "Ought to Pass" in New Draft under New Title RESOLVE, Authorizing the Commissioner of Finance and Administration to Convey, by Sale, the Title and Interest of the State in Land Located in Windham, County of Cumberland (S.P. 923) (L.D. 2300).

Came from the Senate, with the report read and accepted and the New Draft passed to be engrossed.

Report was read and accepted, the New Draft given its first reading and assigned for second reading later in today's session.

Non-Concurrent Matter

RESOLVE, to Permit Edgar Warren to Sue the State for Compensation for Injuries Incurred While He was a Ward of the State (H.P. 1377) (L.D. 1940) on which the House Insisted on its former action whereby the Minority "Ought to Pass" Report of the Committee on Legal Affairs was read and accepted and the Bill passed to be engrossed as amended by House Amendment "A" (H-610) in the House on April 1, 1986.

Came from the Senate with that Body having Insisted on its former action whereby the Majority "Ought Not to Pass" Report of the Committee on Legal Affairs was read and accepted and asked for a Committee of Conference in non-concurrence. The President appointed the following members as conferees on the part of the Senate: Senators TRAFTON of Androscoggin, DOW of Kennebec, and STOVER of Sagadahoc.

On motion of Representative Reeves of Pittston, the House voted to Insist and Join in a Committee of Conference.

ORDERS

On motion of Representative NELSON of Portland, the following Joint Resolution: (H.P. 1640) (Cosponsors: Senators BUSTIN of Kennebec, GILL of Cumberland, and Representative PINES of Limestone)

JOINT RESOLUTION MEMORIALIZING THE FORMATION
OF A FEDERAL COMMISSION ON YOUTH SUICIDE

WE, Your Memorialists, the Senate and House of Representatives of the State of Maine in the One Hundred and Twelfth Legislature, now assembled, most respectfully request and petition the Congress of the United States, as follows:

WHEREAS, suicide has overtaken homicide as the number 2 killer of American youths between the ages of 15 and 24 with over 6,000 deaths estimated to have occurred in 1983 by the National Center for Health Statistics; and

WHEREAS, at a rate that has increased by more than 300% since 1955, suicide now claims more young lives than cancer; and

WHEREAS, since suicide is often classified as either an accident or a homicide in order to spare a family grief and avoid stigmatizing a community, the actual number of suicides may be as great as 4 times the number reported; and

WHEREAS, the underlying causes of youth suicide and the related behavioral difficulties faced by adolescents are not adequately researched, documented and understood; now, therefore, be it

RESOLVED: That We your Memorialists hereby formally petition the United States Congress to create a Federal Commission on Youth Suicide Prevention; and be it further

RESOLVED: That this federal commission on youth suicide be charged with a broad mandate to amass a national data base on teenage suicide, research and analyze the underlying causes of teenage suicide in our society, formulate policy and legislative recommendations for the President and Congress and provide guidance to State and local governments and school systems in the development of suicide prevention and related programs; and be it further

RESOLVED: That a duly authenticated copy of this resolution be immediately submitted by the Secretary of the State to the President of the Senate, the Speaker of the House and the members of the Maine Congressional Delegation.

Was read.

The SPEAKER: The Chair recognizes the Representative from Portland, Representative Nelson.

Representative NELSON: Mr. Speaker, Men and Women of the House: This is a Joint Resolution memorializing the formation of a Federal Commission on Youth Suicide. I think it is important to note that the rate of youth suicide has increased 300 percent since 1955. Suicide now claims more young lives than cancer. We hope to establish a federal commission to review the causes and effects of this on America.

Subsequently, the Resolution was adopted and sent up for concurrence.

REPORTS OF COMMITTEES

Unanimous Leave to Withdraw

Representative McHENRY from the Committee on Local and County Government on Bill "An Act to Establish Kennebec County Corrections' Improvement Fund" (Emergency) (H.P. 1435) (L.D. 2026) reporting "Leave to Withdraw"

Representative CARTER from the Committee on Appropriations and Financial Affairs on Bill "An Act to Include Drugs for Treating Arthritis in the Elderly Low Cost Drug Program" (H.P. 1295) (L.D. 1811) reporting "Leave to Withdraw"

Representative CARTER from the Committee on Appropriations and Financial Affairs on Bill "An Act to Provide Additional Funding for the Newly Consolidated Maine Fire Training and Education Program as Administered by Southern Maine Vocational-Technical Institute" (H.P. 1318) (L.D. 1853) reporting "Leave to Withdraw"

Were placed in the Legislative Files without further action pursuant to Joint Rule 15 and sent up for concurrence.

Ought to Pass in New Draft/New Title

Representative CASHMAN from the Committee on Taxation on RESOLVE, to Protect Municipalities from Loss of Property Tax in the Event of Transfers under Provisions of Land Trust Transfers (H.P. 1422) (L.D. 2011) reporting "Ought to Pass" in New Draft under New Title RESOLVE, to Protect Against Property Tax Losses Resulting from Transfers under Provisions of Certain Land Trust Transfers (H.P. 1633) (L.D. 2305)

Report was read and accepted, the New Draft given its first reading and assigned for second reading later in today's session.

Ought to Pass Pursuant to Joint Order (H.P. 1316)

Representative DAGGETT from the Committee on Local and County Government on RESOLVE, for Laying of the County Taxes and Authorizing Expenditures of Kennebec County for the Year 1986 (Emergency) (H.P. 1637) (L.D. 2306) reporting "Ought to Pass" - Pursuant to Joint Order (H.P. 1316)

Report was read and accepted and the bill read once.

Under suspension of the rules, the bill was read a second time, passed to be engrossed and sent up for concurrence.

Divided Report

LATER TODAY ASSIGNED

Majority Report of the Committee on Fisheries and Wildlife reporting "Ought to Pass" as amended by Committee Amendment "A" (H-630) on Bill "An Act to Prohibit a Doe Permit System until June 1, 1987" (H.P. 1470) (L.D. 2073)

Signed:

Senators: WEBSTER of Franklin
MATTHEWS of Kennebec

Representatives: JACQUES of Waterville
ROTONDI of Athens
SMITH of Island Falls
WALKER of Norway
GREENLAW of Standish
WEYMOUTH of West Gardiner
CONNERS of Franklin
ERWIN of Rumford

Minority Report of the same Committee reporting "Ought Not to Pass" on same Bill.

Signed:

Senator: USHER of Cumberland
Representatives: DUFFY of Bangor
CLARK of Millinocket

Reports were read.

Representative Jacques of Waterville moved that the House accept the Majority "Ought to Pass" Report. On further motion of the same Representative, tabled pending his motion and later today assigned.

CONSENT CALENDAR

FIRST DAY

In accordance with House Rule 49, the following item appeared on the Consent Calendar for the First Day:

(H.P. 1478) (L.D. 2080) Bill "An Act to Create the Maine Liquor Liability Act" Committee on Legal Affairs reporting "Ought to Pass" as amended by Committee Amendment "A" (H-635)

There being no objections, the above item was ordered to appear on the Consent Calendar of later in today's session under the listing of Second Day.

CONSENT CALENDAR

SECOND DAY

In accordance with House Rule 49, the following items appeared on the Consent Calendar for the Second Day:

(S.P. 854) (L.D. 2166) Bill "An Act to Clarify the Authority of Municipalities to Raise and Appropriate Money for Financial Assistance to Water and Sewer Districts" (Emergency) (C. "A" S-445)

(S.P. 797) (L.D. 2004) Bill "An Act to Amend the Drug Enforcement Law" (C. "A" S-440)

(S.P. 817) (L.D. 2062) Bill "An Act to Increase the School Bus Purchase Limit"

(H.P. 1254) (L.D. 1764) Bill "An Act to Limit Preferential Taxation within a Unitary Business" (C. "A" H-628)

(H.P. 1436) (L.D. 2027) Bill "An Act Concerning the Waldo County Budget Committee" (Emergency) (C. "A" H-629)

No objections having been noted at the end of the Second Legislative Day, the Senate Papers were Passed to be Engrossed or Passed to be Engrossed as Amended in concurrence and the House Papers were Passed to be Engrossed as Amended and sent up for concurrence.

SECOND READERS

LATER TODAY ASSIGNED

Bill "An Act Providing for the Lease of Unused Space or Facilities Owned by the State" (S.P. 917) (L.D. 2291)

Was reported by the Committee on Bills in the Second Reading and read a second time.

On motion of Representative Crowley of Stockton Springs, tabled pending passage to be engrossed and later today assigned.

Bill "An Act to Provide a Periodic Cost-of-living Adjustment in the State Reimbursement to Boarding Care Facilities" (S.P. 918) (L.D. 2292)

Was reported by the Committee on Bills in the Second Reading, read the second time, the Senate Paper was Passed to be Engrossed in concurrence.

LATER TODAY ASSIGNED

Bill "An Act Relating to the Passamaquoddy Indian Reservation" (H.P. 1210) (L.D. 1717)

Was reported by the Committee on Bills in the Second Reading, read the second time.

On motion of Representative Vose of Eastport, tabled pending passage to be engrossed and later today assigned.

As Amended

Bill "An Act to Reorganize the Maine Potato Industry" (S.P. 876) (L.D. 2205) (S. "A" S-450)

Resolve, Creating a Maine Commission to Commemorate the Bicentennial of the United States Constitution (Emergency) (S.P. 813) (L.D. 2045) (C. "A" S-443)

Were reported by the Committee on Bills in the Second Reading, read the second time and Passed to be Engrossed as Amended in concurrence.

ORDERS OF THE DAY

The Chair laid before the House the first tabled and today assigned matter:

SENATE DIVIDED REPORT - Majority (11) "Ought Not to Pass" - Minority (2) "Ought to Pass" as amended by Committee Amendment "A" (S-441) - Committee on Taxation on Bill "An Act to Require Legislative Review and Approval of Sales and Use Tax Exemptions Every 5 Years" (S.P. 748) (L.D. 1912)

- In Senate, Minority "Ought to Pass" as amended Report read and accepted and the Bill passed to be engrossed as amended by Committee Amendment "A" (S-441)

TABLED - April 1, 1986 by Representative MAYO of Thomaston.

PENDING - Acceptance of Either Report.

Representative Cashman of Old Town moved that the House accept the Majority "Ought to Pass" Report.

On further motion of the same Representative, retabled pending his motion and later today assigned.

The Chair laid before the House the second tabled and today assigned matter:

Bill "An Act to Authorize the Treasurer of State to Temporarily Invest Excess Money Including Unspent Bond Proceeds in Tax-exempt Obligations" (Emergency) (S.P. 862) (L.D. 2176)

TABLED - April 1, 1986 by Representative HIGGINS of Scarborough.

PENDING - Passage to be Engrossed.

On motion of Representative Dillenback of Cumberland, retabled pending passage to be engrossed and later today assigned.

The Chair laid before the House the third tabled and today assigned matter:

Bill "An Act Establishing a Commission to

Implement Computerization of Criminal History Record Information" (Emergency) (H.P. 1627) (L.D. 2295)

TABLED - April 1, 1986 by Representative STETSON of Damariscotta.

PENDING - Passage to be Engrossed.

On motion of Representative Paradis of Augusta, retabled pending passage to be engrossed and later today assigned.

The Chair laid before the House the the fourth tabled and today assigned matter:

Bill "An Act Providing for the 1986 Amendments to the Finance Authority of Maine Act" (H.P. 1489) (L.D. 2105) (C. "A" H-613)

TABLED - April 1, 1986 by Representative CARTER of Winslow.

PENDING - Passage to be Engrossed.

On motion of Representative Carter of Winslow, retabled pending passage to be engrossed and later today assigned.

The Chair laid before the House the fifth tabled and today assigned matter:

SENATE DIVIDED REPORT - Majority (7) "Ought to Pass" in New Draft (S.P. 908) (L.D. 2275) - Minority (6) "Ought Not to Pass" - Committee on Agriculture on Bill "An Act Relating to Use of Sulfite as a Food Preservative" (S.P. 793) (L.D. 1994)

- In Senate, Majority "Ought to Pass" in New Draft Report read and accepted and the New Draft passed to be engrossed as amended by Senate Amendment "A" (S-449).

TABLED - April 1, 1986 by Representative MICHAEL of Auburn.

PENDING - Motion of Representative McCOLLISTER of Canton to accept the Minority "Ought Not to Pass" Report.

On motion of Representative Lord of Waterboro, retabled pending the motion of Representative McCollister of Canton to accept the Minority "Ought Not to Pass" Report and later today assigned.

The following item appearing on Supplement No. 1 was taken up out of order by unanimous consent:

PETITIONS, BILLS AND RESOLVES
REQUIRING REFERENCE

The following Bill was received and, upon the recommendation of the Committee on Reference of Bills, was referred to the following Committee, Ordered Printed and Sent up for Concurrence:

Appropriations and Financial Affairs

Bill "An Act Making Supplemental Appropriations from the General Fund to Implement the Recommendations of the Visiting Committee to the University of Maine and for Other Purposes for the Fiscal Year Ending June 30, 1987" (Emergency) (H.P.

1641) (Presented by Representative DIAMOND of Bangor) (Cosponsors: Senator PEARSON of Penobscot, Representative BOST of Orono and President PRAY of Penobscot)

(Ordered Printed)

Sent up for concurrence.

By unanimous consent, was ordered sent forthwith to the Senate.

(Off Record Remarks)

On motion of Representative Soucy of Kittery, Recessed until five o'clock in the afternoon.

(After Recess)

The House was called to order by the Speaker.

The following items appearing on Supplement No. 2 were taken up out of order by unanimous consent:

PAPERS FROM THE SENATE

Unanimous Leave to Withdraw

Report of the Committee on Appropriations and Financial Affairs reporting "Leave to Withdraw" on Bill "An Act to Expand the Number of Volunteers to Provide Transportation Services" (S.P. 708) (L.D. 1833)

Report of the Committee on Appropriations and Financial Affairs reporting "Leave to Withdraw" on Bill "An Act Concerning the Disbursement of Money Acquired Through Confiscation of Seized Property in Drug-related Crimes" (S.P. 722) (L.D. 1845)

Were placed in the Legislative Files without further action pursuant to Joint Rule 15 in concurrence.

Ought to Pass in New Draft/New Title

Report of the Committee on Business and Commerce on Bill "An Act Concerning Self-insurance Pools Among Public Agencies for Tort and Property Liability" (S.P. 666) (L.D. 1708) reporting "Ought to Pass" in New Draft under New Title Bill "An Act Concerning Self-funded Pools among Public Agencies for Tort and Property Liability" (S.P. 902) (L.D. 2263).

Came from the Senate, with the report read and accepted and the New Draft Passed to be Engrossed as amended by Senate Amendment "A" (S-447).

Report was read and accepted and the bill read

once.

Senate Amendment "A" was read by the Clerk and adopted and the Bill assigned for second reading Thursday, April 3, 1986.

CONSENT CALENDAR

FIRST DAY

In accordance with House Rule 49, the following items appeared on the Consent Calendar for the First Day:

(S.P. 888) (L.D. 2237) Bill "An Act to Establish the New England and Eastern Canada Legislative Commission" (Emergency) Committee on State Government reporting "Ought to Pass"

(S.P. 834) (L.D. 2116) Bill "An Act to Adopt the Maine Fair Debt Collection Practices Act" Committee on Business and Commerce reporting "Ought to Pass" as amended by Committee Amendment "A" (S-451)

(H.P. 1636) (L.D. 2309) Bill "An Act to Require the Workers' Compensation Commission to Study the Causes of Delay and its Effects on the Participants in the Workers' Compensation System" (Emergency) Committee on Labor reporting "Ought to Pass"

There being no objections, the above items were ordered to appear on the Consent Calendar of Thursday, April 3, 1986 under the listing of Second Day.

CONSENT CALENDAR

SECOND DAY

In accordance with House Rule 49, the following item appeared on the Consent Calendar for the Second Day:

(H.P. 1478) (L.D. 2080) Bill "An Act to Create the Maine Liquor Liability Act" (C. "A" H-635)

No objections having been noted at the end of the Second Legislative Day, the House Paper was Passed to be Engrossed as Amended and sent up for concurrence.

PASSED TO BE ENGROSSED

Bill "An Act to Encourage the Rehabilitation of Members Receiving Disability Benefits under the Maine State Retirement System" (S.P. 920) (L.D. 2296)

Bill "An Act to Obtain Information from the Consumer Advisory Board, the Commissioner of Mental Health and Mental Retardation and the Mental Health Advisory Council" (S.P. 921) (L.D. 2297)

Bill "An Act to Discourage Frivolous Appeals in Cases Involving Judicial Review of Certificate of Need Decisions for Nursing Homes of the Department of Human Services" (Emergency) (S.P. 922) (L.D. 2298)

Were reported by the Committee on Bills in the Second Reading, read the second time, the Senate Papers were Passed to be Engrossed in concurrence.

SECOND READER

TABLED AND ASSIGNED

RESOLVE, Authorizing the Commissioner of Finance and Administration to Convey, by Sale, the Title and Interest of the State in Land Located in Windham, County of Cumberland (S.P. 923) (L.D. 2300)

Was reported by the Committee on Bills in the Second Reading and read a second time.

On motion of Representative Gwadosky of Fairfield, tabled pending passage to be engrossed and tomorrow assigned.

PASSED TO BE ENGROSSED

RESOLVE, to Protect Against Property Tax Losses Resulting from Transfers under Provisions of Certain Land Trust Transfers (H.P. 1633) (L.D. 2305)

Was reported by the Committee on Bills in the Second Reading, read the second time, and the House Paper was Passed to be Engrossed and sent up for concurrence.

PASSED TO BE ENACTED

Emergency Measure

An Act to Continue Use of Computer Match Programs to Determine Eligibility of Public Assistance Recipients (S.P. 861) (L.D. 2175)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 109 voted in favor of the same and none against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

PASSED TO BE ENACTED

Emergency Measure

An Act Concerning Liability Insurance for Commercial Whitewater Outfitters (H.P. 1600) (L.D. 2254) (H. "A" H-617)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 105 voted in favor of the same and 9 against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

PASSED TO BE ENACTED

An Act to Clarify the Procedure for Appeals of Decisions of the Public Utilities Commission (S.P. 778) (L.D. 1959) (C. "A" S-435)

An Act to Require a Report from the Maine Correctional Advisory Commission Concerning Correction Service Programs and Rehabilitation Services (S.P. 907) (L.D. 2270)

An Act to Establish the Maine State Parks Development Fund (H.P. 1483) (L.D. 2095) (C. "A" H-605)

An Act to Improve the Management of Maine's Forest Recreation Resource (H.P. 1559) (L.D. 2198)

An Act Concerning the Allocation of Certain Operating Costs of the Administration of the Maine Children's Trust Fund (H.P. 1566) (L.D. 2211) (H. "A" H-585; S. "A" S-432; S. "B" S-437)

An Act Concerning Private Adoptions (H.P. 1605) (L.D. 2262)

An Act to Conform State Income Tax Laws Relative to Premature Retirement Plan Distributions (H.P. 1609) (L.D. 2265)

An Act to Provide Medicaid Coverage for Mental Health Services for Children in Certain Hospital Facilities (H.P. 1610) (L.D. 2267)

An Act Relating to Medicaid Fees for Pharmacies (H.P. 1611) (L.D. 2268)

Were reported by the Committee on Engrossed Bills as truly and strictly engrossed, passed to be enacted, signed by the Speaker and sent to the Senate.

ENACTOR

TABLED AND ASSIGNED

An Act Relating to Boards and Commissions (H.P. 1614) (L.D. 2269) (S. "A" S-446; S. "B" S-448)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed.

On motion of Representative Diamond of Bangor, tabled pending passage to be enacted and tomorrow assigned.

FINALLY PASSED

RESOLVE, Directing the Director of the Bureau of Public Lands to Convey the State's Interest in Certain Lands Surrounding Little Sebago Lake (H.P. 1439) (L.D. 2030) (C. "A" H-609)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed, finally passed, signed by the Speaker and sent to the Senate.

The following items appearing on Supplement No. 3 were taken up out of order by unanimous consent:

PETITIONS, BILLS AND RESOLVES
REQUIRING REFERENCE

The following Bill was received and, upon the recommendation of the Committee on Reference of Bills, was referred to the following Committee, Ordered Printed and Sent up for Concurrence:

Aging, Retirement and Veterans

Bill "An Act to Restore Retirement Credit to Employees Previously Receiving such Credit" (H.P. 1642) (Presented by Speaker MARTIN of Eagle Lake) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27)

(Ordered Printed)
Sent up for concurrence.

REPORTS OF COMMITTEES

Unanimous Ought Not to Pass

Representative BELL from the Committee on Appropriations and Financial Affairs on Bill "An Act to Provide Funds for the Continued Operation of the State Emergency Medical Services Program" (Emergency) (H.P. 1561) (L.D. 2201) reporting "Ought Not to Pass"

Was placed in the Legislative Files without further action pursuant to Joint Rule 15 and sent up for concurrence.

Unanimous Leave to Withdraw

Representative RYDELL from the Committee on Business and Commerce on Bill "An Act to Protect Individual Retirement Accounts from Attachment and Execution" (H.P. 1475) (L.D. 2077) reporting "Leave to Withdraw"

Was placed in the Legislative Files without further action pursuant to Joint Rule 15 and sent up for concurrence.

CONSENT CALENDAR

FIRST DAY

In accordance with House Rule 49, the following items appeared on the Consent Calendar for the First Day:

(H.P. 1507) (L.D. 2121) Bill "An Act to Reimburse the Department of Inland Fisheries and Wildlife for Search and Rescue Operations" Committee on Appropriations and Financial Affairs reporting "Ought to Pass"

(H.P. 1591) (L.D. 2244) Bill "An Act to Establish the Cost of the 1986 Spruce Budworm Suppression Project and to Provide Operating Funds for the Spruce Budworm Management Program" (Emergency) Committee on Appropriations and Financial Affairs reporting "Ought to Pass"

There being no objections, the above items were ordered to appear on the Consent Calendar of Thursday, April 3, 1986 under the listing of Second Day.

Reference is made to (H.P. 1377) (L.D. 1940) RESOLVE, to Permit Edgar Warren to Sue the State for Compensation for Injuries Incurred While He was a Ward of the State

In reference to the action of the House on April 2, whereby it Insisted and Joined in a Committee of Conference, the Chair appoints the following members on the part of the House as Conferees:

Representative BAKER of Portland
Representative CONNOLLY of Portland
Representative HIGGINS of Scarborough

The Chair laid before the House the following matter: Bill "An Act to Prohibit a Doe Permit System until June 1, 1987" (H.P. 1470) (L.D. 2073) which was tabled earlier in the day and later today assigned pending the motion of Representative Jacques of Waterville to accept the Majority "Ought to Pass" Report.

The SPEAKER: The Chair recognizes the Representative from Millinocket, Representative Clark.

Representative CLARK: Mr. Speaker, Men and Women of the House: I hope you don't accept the Majority Report today and give us a chance to go with the Minority Report.

The department has traveled throughout the State of Maine expressing how they feel the doe permit should be implemented. They came to my town and gave a very good presentation. For a long period of time, my community was very much opposed to the implementation of this doe permit. I feel the biologists have done a good job and should know how we should implement this season. I think the experts are telling us that there are problems out there with the deer herd and this is the easiest way that they have to go ahead and implement the doe season.

I hope, when the vote is taken, that you don't go along with the Majority Report and give us a chance to go with the Minority Report.

The SPEAKER: The Chair recognizes the Representative from Island Falls, Representative Smith.

Representative SMITH: Mr. Speaker, Ladies and Gentlemen of the House: This is my bill before you. I am going to be kind and say it is here because of a misunderstanding. I thought the Fisheries and Wildlife Committee was going to be unanimous in approving the doe permit system before it was to be implemented. That was not the case. I, therefore, went before the Legislative Council and asked to

bring in a late bill to address my concerns and they gave me that privilege. The Bill was heard last Tuesday, March 25th, and we had a good turnout.

Speaking against the bill was the Department of Fisheries and Wildlife but they said they could live with the bill.

Sportsmen Alliance of Maine also spoke against the bill. They represent about seven percent of the hunters. SAM also conducted a poll on the permit system and received a two to one vote in favor of the system. My poll was 21 percent favored, 61 percent against, 17 undecided. SAM criticized the legislators for taking a poll, and of course, we are all anxious to ask Mr. Allen why he took a poll. Representative Conners got to ask the question and the answer was what you might expect.

Well, which poll should I use, SAM's or mine? The people who elected me are the people that answered my questionnaire, so I am using mine.

There are probably other legislators here that also took a poll on this issue -- we may be hearing from them.

I had concerns about the permit system before the hearing and I had many more after the hearing. There would be 17 zones and only one in 25 would receive a permit. Who should pay for the permit? All sportsmen or only the hunters receiving the permit? The cost has been quoted at about \$100,000. Land owners that did not get a permit may post their land. Some have already said that. One may never get a permit under the lottery system.

Are we to tell our youth that everything has to be done by lottery, we are not smart enough to figure out anything else? I hate to believe that.

Last year, we had a "bucks only" law in the northern zone. The first three weeks was for bucks only, the last week for either sex. It has been in effect for only one year, not long enough to make a judgment call.

I have tried to find out how many does were shot last year and I have not gotten an answer yet. I have heard that a number of does that would be allowed under the permit system in the northern zone would be the same as was shot last year, whatever that number is. If that is the case, then why do we need the permit system?

You probably know Bud Leavitt who is the sports writer for the Bangor Daily News -- he referred to the committee as a bunch of irresponsible bozo's. He didn't read the news editorial of January 8th. I guess he just reads his own column. The editorial of that day, the doe permit system, and I quote part of that, "Most of the committee members reacted with an intelligent and sound instinct. They seemed to feel the effort was rolling a little too fast. Senator Ron Usher, a Democrat from Westbrook, put it well -- 'There is nothing wrong in moving slowly and doing it right.'" I sent Bud a copy of that and I hope he has time to read it.

We all know that we need biologists to do studies and advise us on the way to go but I do feel the people that are paying the bill should also have a say in the matter. If the department had the only land that was to be hunted on, you would have a different ball game.

I don't dare say how many attended the hearings to date. The figure Bud Leavitt gave in his column last Saturday said it was between 700 and 900. He gave the committee Oote as 8 to 0 and we all know there are 13 members on the committee. I couldn't

really rely on his figures but the department has put out a sheet on the figures and I think everyone has a copy of that. I think the vote to date is 282 for it, 169 against it, and 282 people deciding the fate of 200,000 and some odd hunters doesn't seem to be a fair number.

I do believe we have a lot to talk about before we go into a permit system. Doe days would be fair to all the last week of the season or a combination of things. What is right for York County may not be right for Aroostook. We all know the habitat is not the same statewide. A yes today will not hurt anything. As the deputy commissioner said, we can live with that. I think there were hurt feelings more than anything else.

I would hope you would support the Majority Report. I have not gone around with a roll call sheet for your vote. I would hope that you would make your decision based on the debate of how your constituents have responded.

The SPEAKER: The Chair recognizes the Representative from Old Town, Representative Paradis.

Representative PARADIS: Mr. Speaker, Members of the House: I will be very brief. I also conducted a short poll on this question to my constituents. I received back about 15 percent, which was somewhat in excess of 400 replies. Of those replies supporting the bill was, at the very least, to delay the doe season and 69 percent were in favor of that and 31 percent opposed. I think that represents probably a motivated audience that responded and reacted. However, I don't believe it was any more motivated than any polls conducted by special interests of SAM or the hunters themselves and that this would be the group that would support this.

I want to relate to you at least one of the comments that was most often used in reference to this question -- this appears to be a revenue gimmick from the department. I don't think it ought to be used.

The SPEAKER: The Chair recognizes the Representative from Bangor, Representative Duffy.

Representative DUFFY: Mr. Speaker, Ladies and Gentlemen of the House: I urge you to vote against the Majority Report. I think if we take a look at this in perspective, we are arguing deer management on the floor of this fine body.

This very difficult and sometimes hard to understand system, unless you go through it completely with some of the biologists or with some of the people involved, is a very difficult question to put out on a questionnaire. It is not that simple.

We had a hearing in Bangor where everybody that came had a chance to ask questions and receive a presentation by the department. It was a very full and complete hearing and the people voted two to one.

There have been many times previous to this when hearings went out for Fish and Wildlife that the sportsmen said, no, we don't want this program. Then the department, in past years, would turn around and implement it or not implement it against the wishes of the sportsmen. We put it out to hearing where five areas out of six, and those are the people that came, day in and day out, to learn about the system said yes, let's implement it.

I guess the question here today is, do we implement it today or do we implement it next year or two years from now?

The way the bill sets right now, without having an amendment on it, it would be two years from now.

The margin levels for the permit also are minimal. This year there would be a minimal doe take. Because of the knowledge that would be gained from the first year, and with management, it will enable permits to rise as the years go by. Should we wait for a good system, put it in next year, or put it in the year after that? If it is good professional management, shouldn't we do it now? I think we have got to trust the wildlife biologists, we have to trust some of the sportsman organizations who have looked into it in detail and I think that we have to take it out of the political arena and let the professionals take it from there.

The SPEAKER: The Chair recognizes the Representative from Island Falls, Representative Smith.

Representative SMITH: Mr. Speaker, Ladies and Gentlemen of the House: I would like to respond to a couple of issues. First of all, the bill delays one year. They keep hollering two years -- that is not the case at all.

They allowed that we amend this bill, the date was June 1st, we amended it to February 1st because they felt that it wouldn't be time enough to get it into effect if you had it June 1st. February 1st was okay.

We hear a lot about biologists. Biologists make mistakes, let me tell you. We have a pheasant program and that is not working well. Remember the caribou they put on the mountain -- that is not working well. They aren't 100 percent right but I do believe we need them. I do believe the people that are paying the bills should have something to say about it.

We talk about politics, -- well, let's talk about politics. Why isn't the fee in there this year? It is easy to sell without a fee, that is one reason.

There are a lot of people that don't go to these so-called hearings. They aren't hearings, they are meetings. I straightened that out, I think.

People get disgusted when they go and say they are for something and then they turn around and don't get it or they get something they don't want. There is a silent majority that don't go to these meetings and I am representing them as well as those who are a little more loud in their voices. I think the reasons for politics is already out there on the permit system because the fee isn't there.

The SPEAKER: The Chair recognizes the Representative from Sanford, Representative Hale.

Representative HALE: Mr. Speaker, Ladies and Gentlemen of the House: May I pose a question through the Chair?

When the first hearing on the doe permits was held, I attended it. At that time, there was no fee. I went home and I told my constituents there was no fee. In fact, I drove up to the gas station and the first two questions were -- where are the moose permits? They are in the back of my car. And what about the doe permit? I answered the question as presented to the committee at that hearing -- now I read the bill and there is a fee?

The SPEAKER: Representative Hale of Sanford poses a question through the Chair to any member who may respond if they so desire.

The Chair recognizes the Representative from Millinocket, Representative Clark.

Representative CLARK: Mr. Speaker, Ladies and Gentlemen of the House: The way I understand the bill itself and the way we worked it out in

committee, there is not supposed to be a fee attached to this bill.

Throughout the State of Maine, we have been having hearings on this doe permit, and as of now, we have not completed the hearings. For an example, in Bangor, 42 were in favor of the doe permit, 19 opposed; Millinocket, 16 were in favor, 2 opposed; Skowhegan, 110 people in attendance, 27 in favor of the doe permit, 66 opposed; in Presque Isle, 52 in attendance of the doe permit hearing, 35 in favor, 12 opposed; in South Paris, 91 in attendance of the doe permit, 69 in favor, 17 opposed; Gorham, 190 people in attendance, 93 in favor, 53 opposed. Some of the clubs that were in favor of this are the Sportsmen Alliance of Maine, the Wildlife Society, the Millinocket Fin and Feather Club, the Aroostook River Fish and Game Club, Northern Maine Bow Hunters, Norway-Paris Fish and Game Club, Triangle Fish and Game Club, Wildtail Unlimited.

At this time, Mr. Speaker, I don't think a roll call has been requested so I would ask for a roll call.

The SPEAKER: The Chair recognizes the Representative from Rumford, Representative Erwin.

Representative ERWIN: Mr. Speaker, Ladies and Gentlemen of the House: My good friend, the Representative from Millinocket, Representative Clark, has just given you some figures of people attending these so-called hearings or meetings. A lot of people came to our hearing and told us that they didn't go to those hearings because they figured, what was the use because the department would do what they wanted to anyway.

I would also like to bring to your attention that someone testified before our committee that had been in Vermont when this doe permit system was put into effect and the effect that it had on the landowners and the land began to be posted. We have a member of our committee who has 300 acres and another 600 in his family that will be posted if he doesn't receive a permit. I don't think it is fair to the landowners. I think we need more time to study the doe permit system before we put it into effect. We are only delaying it one year. I hope you will support the Majority Report.

The SPEAKER: The Chair recognizes the Representative from Canaan, Representative McGowan.

Representative MCGOWAN: Mr. Speaker, Ladies and Gentlemen of the House: I would like to call your attention to a couple of letters (if you can find them on your desks) distributed by myself from David Mosher, a registered guide and a gentleman who I had in high school as a math teacher. David Mosher is a guy that trailed this doe permit system all over the State of Maine and brought opposition and the facts from the department that showed that we do, in fact, need to postpone this doe permit system.

What we are talking about are two very good conservation efforts. The system that we have in place is a very good system. In the area of the state in which I live, the deer population has come back better than it was prior to the doe conservation efforts and the deer conservation efforts. Someday, we may even be able to return to our regular hunting of bucks and does all four weeks of the deer season.

To implement the doe permit system, we will be throwing a monkey wrench into our sportsmen's laps by putting in a new form of regulations. If anybody has seen the boundaries of 17 districts that are designed by the Inland Fish and Game Committee, it is enough

to boggle, I think, even the simplest mind of a legislator like myself, who sometimes has a hard job finding out his own district boundaries. Some of you people that live in the city and know that one side of the road is in one district and the other side of the road is in the other district -- can you imagine these guys the first day of November running around with a rule book in their hands trying to figure out which side of the road they are supposed to be hunting on to comply with the doe permit system or the other system?

I would say that the system that we have now, where we hunt bucks for three weeks and hunt does the last week, is an effective system and it is a good conservation effort on the part of the people and the legislature and the department in the State of Maine. I would hope that you would maintain that system.

There was talk about no fee. If you think there is no fee on this, I want to tell you that it is going to cost the department about \$100,000 in estimated dollars to impose this doe permit system. There is no fee going to be charged to the people applying for the lottery so you can figure out where that money is coming from. It is coming out of other license holders who are not going to be able to apply for a doe permit or who have not applied for a doe permit. When that guy in your district is sitting there on his back porch watching his field and a guy from New Jersey who got the doe permit comes dragging it across the field (and he can't get one because he didn't win the doe permit) then I think you are going to see a lot of people come out of the woods and tell you what their true opinion is on this proposal of the Department of Fish and Game. I would hope that you would support Representative Smith's bill to postpone the doe permit system.

The SPEAKER: The Chair recognizes the Representative from Waterville, Representative Jacques.

Representative JACQUES: Mr. Speaker, Men and Women of the House: I would like to answer Representative Hale's question. The original bill for a doe permit provided for up to a dollar fee for a doe permit application. That is still in the bill. It was an administrative decision by the department that they would not charge a dollar at this time because there was a lot of opposition to that and they felt it would take away from the fact that they were trying to use the doe permit as a management tool. That is not to say that the dollar fee could not be charged at a later date because it still is in the statutes.

There are a couple of points I would like to make. It has been said that the department doesn't listen to the people at the hearings and probably that was true at one time more than it is now. I must say that our committee has worked very hard in trying to get the people's faith back in the department. We encourage them to go to hearings and we have noticed a greater number of people participating in our own public hearings of the Fisheries and Wildlife Committee and I think we will continue to strive in that direction. I think things are a lot better.

One of the concerns I have, and that is why I voted the Majority Report, is that people in the State of Maine are, I think, very bright people. I think they are cautious by nature and I think they have a tendency to be a little reluctant to embrace

what they consider to be a city slicker type plan. They are not easily taken over. I think that kind of cautiousness is good. I know I have just gotten the people in my district convinced on the merits of the "bucks only" and now we are looking at another change regarding that. The people in my district are very cautious, they are very bright, and sometimes they don't have a lot of faith in the biologists in this state. I think it will take time for them to come around. I think the biologists have to convince them that what they are doing is best for all the people involved, I am talking about the people who pay the bills, the people that Representative Smith was talking about.

I want everybody to understand that I do support a doe permit system and I will be supporting it very strongly, should my people decide to reelect me in the next session. But at this particular time, I feel there is no major problem with delaying it.

Deputy Commissioner Trask did tell us that it would not be the end of the world. Obviously, they would like to start it right away but there are a lot of things we would like to do and we always can't do everything that we want to do exactly when we want to do it.

Hopefully, these biologists will be out in the State of Maine this summer, they will be letting people know what their plans are, not just the people that go to the so-called hearings but all the people of the state.

I have said it before, people in this state do things a lot better when they like the idea than when it is forced on them. We have cooperation on the "bucks only" now. I think anybody you talk to, wardens, biologists, will tell you we have that cooperation, it took some time, it took some education and people are now familiar with the process. If we can continue to do that, I think that some time the doe permit system will be there. In a very few years, we will be worrying about too many deer, not enough deer. That is why I hope you go along with the Majority Report and give the biologists the time to do the job that they can do and they usually do the best.

The SPEAKER: The Chair recognizes the Representative from Bangor, Representative Duffy.

Representative DUFFY: Mr. Speaker, Ladies and Gentlemen of the House: One of the letters on your desk is a letter from the Wildlife Federation supporting the implementation this year, which is made up of mostly professionals and biologists.

The other point I wanted to make, there were 289 people at those hearings who were fairly intelligent too and voted for it and they seemed to understand the permit system.

The other thing I want to mention is that at the hearing to delay this bill were most of the people that I had seen -- I had seen a few of them before -- but most of them came up to testify against the whole permit system. They didn't care whether we delayed or killed it completely, but if it was just the delay, that was good enough for them so that it would give them time to spend another year trying to kill the program. I think our committee is unanimous in supporting this system itself.

Again, I will get back to the question of delay. I would hate to see that a delay to February of next year or to June of next year would cause this program and the people that have devised and worked on it, not to allow them to implement it at all.

The SPEAKER: The Chair recognizes the Representative from Franklin, Representative Conners.

Representative CONNERS: Mr. Speaker, Ladies and Gentlemen of the House: I hope you will support this bill that is in front of you today. In talking with the department, they admit that this system that they have now is working and there are more deer showing up in most places. Where they aren't showing up in any abundance is where the bulk of your coyotes are. As long as those coyotes are present, they will not show in those areas.

Regardless of what they say, permits would concentrate hunters where the most does are in one of those 17 areas. The line between two zones runs right through the center of the town I live in. I understand that there will be approximately 50 permits issued on one side of the highway and 100 permits will be issued on the other side.

There are other alternatives to this doe permit system. I think that those should be explored.

We have had a three week season in the central zone and then one week of either sex. The department admits there are more deer in that central zone than there was when they put this system into effect. There are other alternatives to look at. Let's support this bill and take a good long look at them.

The SPEAKER: A roll call has been requested. For the Chair to order a roll call, it must have the expressed desire of more than one-fifth of the members present and voting. Those in favor will vote yes; those opposed will vote no.

A vote of the House was taken and more than one-fifth of the members present and voting having expressed a desire for a roll call, a roll call was ordered.

The SPEAKER: The pending question before the House is the motion of Representative Jacques of Waterville that the House accept the Majority "Ought to Pass" Report. Those in favor will vote yes; those opposed will vote no.

111 having voted in the affirmative and 28 in the negative with 12 being absent, the motion did prevail.

(See Roll Call No. 276)

Subsequently, the Bill was read once.

Committee Amendment "A" (H-630) was read by the Clerk and adopted and the bill assigned for second reading Thursday, April 3, 1986.

The Chair laid before the House the following matter: Bill "An Act Providing for the Lease of Unused Space or Facilities Owned by the State" (S.P. 917) (L.D. 2291) which was tabled earlier in the day and later today assigned pending passage to be engrossed.

Representative Crowley of Stockton Springs offered House Amendment "A" (H-636) and moved its adoption.

House Amendment "A" (H-636) was read by the Clerk.

The SPEAKER: The Chair recognizes the Representative from Stockton Springs, Representative Crowley.

Representative CROWLEY: Mr. Speaker, Ladies and Gentlemen of the House: Just an attempt to explain this amendment -- this bill is a very involved bill

on the lease of unused space or facilities in the state. In one section, on Page 4, -- the length of the lease is not to exceed two years. This amendment will change this and make an exception just to this one section. The exception will be when the director, with the approval of the commissioner and the directors of agencies of jurisdiction, finds that a longer term lease will accrue to benefit the state.

There are circumstances where the long term agreements between the state agencies and nonstate agencies accrue substantial benefits to the state. The Department of Marine Resources has a number of these and so does the Department of Conservation so the purpose of this is to make these exceptions but the power will still stay with the Department of Public Improvement.

Subsequently, House Amendment "A" was adopted.

On motion of Representative Gwadosky of Fairfield, tabled pending passage to be engrossed as amended by House Amendment "A" and tomorrow assigned.

The Chair laid before the House the following matter: Bill "An Act Relating to the Passamaquoddy Indian Reservation" (H.P. 1210) (L.D. 1717) which was tabled earlier in the day and later today assigned pending passage to be engrossed.

On motion of Representative Vose of Eastport, retabled pending passage to be engrossed and tomorrow assigned.

The Chair laid before the House the following matter: SENATE DIVIDED REPORT - Majority (11) "Ought Not to Pass" - Minority (2) "Ought to Pass" as amended by Committee Amendment "A" (S-441) - Committee on Taxation on Bill "An Act to Require Legislative Review and Approval of Sales and Use Tax Exemptions Every 5 Years" (S.P. 748) (L.D. 1912) which was tabled earlier in the day and later today assigned pending the motion of Representative Cashman of Old Town to accept the Majority "Ought Not to Pass" Report.

The SPEAKER: The Chair recognizes the Representative from Old Town, Representative Cashman.

Representative CASHMAN: Mr. Speaker, Ladies and Gentlemen of the House: The title of this is a little bit misleading in that it says that it is "An Act to Require Legislative Review and Approval of Sales and Use Tax Exemptions Every 5 Years." Actually, the Taxation Committee is already charged with reviewing sales and use tax exemptions every five years.

What this bill attempts to change is -- currently as we go through that review process, and if the Taxation Committee determines that a particular sales tax exemption has outlived its usefulness, it takes a positive action on the part of the Taxation Committee to remove it. In other words, our study would have to produce a bill and the purpose of the bill would be to remove a sales tax exemption.

What this bill proposes to do is, as we go through that study process, it would require a positive action on the part of the Taxation Committee to keep a sales tax exemption so that the Taxation Committee would have to produce a bill and the purpose of the bill would be to maintain the

particular tax exemption in question.

I think the bill was put in by the sponsors because they felt that there was a rather cavalier attitude on the part of individuals that benefit from sales tax exemptions. I think they are right. We held a public hearing last July or August. As a committee, we were reviewing 20 percent of the sales and used exemptions. We held a public hearing in regard to that and the only people in attendance were our staff. I think that is unfortunate. We actually had to call and ask a chemical company in this state to come in and justify the continuance of their sales tax exemption that amounted to somewhere in the vicinity of \$350,000. You would think that that would be an important enough item to warrant their coming down to the public hearing without our asking them to be there.

To the sponsors of this bill, I was equally dismayed by this cavalier attitude. However, I think that this bill is too drastic a step to try to rectify that situation. I think if we pass this bill, it is going to create a very, very uncertain atmosphere as to state tax policies. I think that the business community in the state has to be able to plan with some degree of certainty on what state tax policy is going to be.

If we were to pass this, I think that we would cloud that to the extent that it would be injurious to the businesses in the state. I think that is pretty much the opinion of the signers of the Majority Report that includes 11 members of the Taxation Committee. This is a rather lopsided report, although we all agree that the attitude of people who enjoy these tax exemptions is not exemplary. We feel that this is too drastic an action to attempt to rectify that.

I would urge you all to support the 11 member Majority Report of "Ought Not to Pass".

The SPEAKER: The Chair recognizes the Representative from Thomaston, Representative Mayo.

Representative MAYO: Mr. Speaker, Men and Women of the House: I rise today as one of the two signers of the Minority "Ought to Pass" Report. I do so in all seriousness. Maine presently raises approximately \$300 million in sales tax and we presently provide over \$175 million worth of exemptions.

I have an interesting story to tell you. Just after I was elected to the legislature, one of my constituents was talking to me about sales taxes. He suggested to me that we ought to wipe off the books all our sales tax exemptions periodically and start fresh. I agreed with him then and I still agree with him today. I believe he is sitting in the balcony with a red boutonniere on. He was right then; he is right now.

I would encourage this House to defeat the pending motion. I request a Division so we can go on and agree with both myself and my opponent in this Fall's campaign.

The SPEAKER: The pending question before the House is the motion of Representative Cashman of Old Town that the House accept the Majority "Ought Not to Pass" Report. Those in favor will vote yes; those opposed will vote no.

A vote of the House was taken.

97 having voted in the affirmative and 14 in the negative, the motion did prevail.

Sent up for concurrence.

The Chair laid before the House the following matter: Bill "An Act to Authorize the Treasurer of State to Temporarily Invest Excess Money Including Unspent Bond Proceeds in Tax-exempt Obligations" (Emergency) (S.P. 862) (L.D. 2176) which was tabled earlier in the day and later today assigned pending passage to be engrossed.

The SPEAKER: The Chair recognizes the Representative from Fairfield, Representative Gwadosky.

Representative GWADOSKY: Mr. Speaker, Ladies and Gentlemen of the House: We have an amendment being prepared this evening that we finally have been able to agree upon, so I hope someone would table this for one day, which would give us the opportunity to provide this amendment.

On motion of Representative Diamond of Bangor, retabled pending passage to be engrossed and tomorrow assigned.

The Chair laid before the House the following matter: Bill "An Act Establishing a Commission to Implement Computerization of Criminal History Record Information" (Emergency) (H.P. 1627) (L.D. 2295) which was tabled earlier in the day and later today assigned pending passage to be engrossed.

The SPEAKER: The Chair recognizes the Representative from Damariscotta, Representative Stetson.

Representative STETSON: Mr. Speaker, Ladies and Gentlemen of the House: I had tabled this yesterday because I wanted to offer an amendment to accelerate the reporting date from the original proposed date of January 15, 1988 to make it a reporting date of May 1, 1987. The reason that I wanted to attach that amendment was because I don't think that the study should take all that long to complete. According to my way of looking at it, it now means that under the bill without the amendment, it will be no sooner than July of 1988 before this process can be implemented. Under my amendment, it could have been implemented as early as September of 1987. In the interest of saving time and realizing that we are getting close to the close of the session, I will now withdraw my intention to introduce the amendment. I am still proud to wear the red carnation, I am not showing a white feather.

Subsequently, the bill was passed to be engrossed and sent up for concurrence.

The Chair laid before the House the following matter: Bill "An Act Providing for the 1986 Amendments to the Finance Authority of Maine Act" (H.P. 1489) (L.D. 2105) (C. "A" H-613) which was tabled earlier in the day and later today assigned pending passage to be engrossed.

On motion of Representative Gwadosky of Fairfield, retabled pending passage to be engrossed and tomorrow assigned.

The Chair laid before the House the following matter: SENATE DIVIDED REPORT - Majority (7) "Ought to Pass" in New Draft (S.P. 908) (L.D. 2275) - Minority (6) "Ought Not to Pass" - Committee on Agriculture on Bill "An Act Relating to Use of Sulfite as a Food Preservative" (S.P. 793) (L.D. 1994) which was tabled earlier in the day and later today assigned pending the motion of Representative McCollister that the House accept the Minority "Ought Not to Pass" Report.

Representative McCollister of Canton withdrew his motion to accept the Minority "Ought Not to Pass" Report.

Subsequently, the Majority "Ought to Pass" Report was accepted and the bill read once.

Senate Amendment "A" (S-449) was read by the Clerk and adopted and the bill assigned for second reading tomorrow.

(Off Record Remarks)

On motion of Representative Nadeau of Lewiston, Adjourned until Thursday, April 3, 1986, at nine o'clock in the morning.