

# MAINE STATE LEGISLATURE

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

**VOLUME III**

**FIRST CONFIRMATION SESSION**

August 21, 1987  
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**FIRST SPECIAL SESSION**

October 9, 1987 to October 10, 1987  
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**SECOND SPECIAL SESSION**

October 21, 1987 to November 20, 1987  
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**SECOND REGULAR SESSION**

January 6, 1988 to March 24, 1988

ONE HUNDRED AND THIRTEENTH MAINE LEGISLATURE  
SECOND REGULAR SESSION  
7th Legislative Day  
Tuesday, January 19, 1988

The Speaker resumed the Chair and called the House to order according to adjournment.

Prayer by The Reverend Doctor William C. Imes, First Parish Church United Church of Christ, Brunswick.

Pledge of Allegiance.

The Journal of Friday, January 15, 1988, was read and approved.

Quorum call was held.

At this point, Representative Lebowitz of Bangor was added to the Roll.

SENATE PAPERS

RESOLVE, to Create a Day Care Demonstration Project as an Employment Incentive to Help Address the Nursing Shortage (Emergency) (S.P. 791) (L.D. 2079)

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

Was referred to the Committee on Human Resources in concurrence.

Bill "An Act to Expand the Membership and Clarify the Role of the Commission on Intergovernmental Relations" (Emergency) (S.P. 790) (L.D. 2078)

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

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

Non-Concurrent Matter

Bill "An Act Relating to Sentences with Intensive Supervision" (S.P. 728) (L.D. 1987) which was referred to the Joint Select Committee on Corrections in the House on January 14, 1988.

Came from the Senate with that body having adhered to its former action whereby the Bill was referred to the Committee on Human Resources in non-concurrence.

The House voted to recede and concur.

COMMUNICATIONS

The following Communication:

MAINE STATE LEGISLATURE  
AUGUSTA, MAINE 04333  
COMMISSION ON FOREST LAND TAXATION  
January 14, 1988

Speaker John L. Martin  
House of Representatives  
State House

Augusta, Maine 04333

Dear Speaker Martin:

The Maine Commission on Forest Land Taxation hereby submits its final report in accordance with L.D. 1853, (Resolves, ch. 67). The Commission examined a wide number of topics concerning taxation and the forests of Maine. While no legislation is included, the report makes a number of findings and recommendations that will prove useful during discussion of various bills held-over from last session and as back-up material for any future legislation dealing with tree growth taxes, forestry excise taxes and certain property taxes.

The Commission hopes that the Legislature, the forest industry and the general public will benefit from its efforts in this very important area of consideration.

Sincerely,  
s/Senator R. Donald Twitchell  
Chairman

Was read and with accompanying report ordered placed on file.

The following Communication:

DEPARTMENT of  
MENTAL HEALTH AND MENTAL RETARDATION  
January 14, 1988

State Representative John L. Martin

Speaker of the House

House of Representatives

State House Station #2

Augusta, Maine 04333

Dear Speaker Martin:

On behalf of the Task Force and the Department of Mental Health and Mental Retardation, I am pleased to make available to you a copy of the Task Force's final report.

The task force has produced a creative synthesis. It shows the underlying vulnerabilities and stresses common to youth-at-risk, which result in a cluster of self-destructive behaviors (suicide, chemical dependency, teen pregnancy, homelessness, depression and low self-esteem) which bring tragedy to individuals, families, and communities.

The Report provides a basis for a comprehensive, interagency and state/local social policy.

The Report does not offer any "simple cures or quick fixes."

Reducing teen self-destructive behaviors requires "collaboration" between all four child-serving departments (the Department of Human Services, the Department of Educational and Cultural Services, the Department of Corrections and the Department of Mental Health and Mental Retardation)

Reducing teen self-destructive behaviors requires concerted action of state agencies and local communities; it requires public/private partnerships; it requires commitment of schools, mental health and substance abuse treatment professionals, social service agencies, police, parents and teens themselves.

By addressing these social problems in a comprehensive, sensitive, and sensible fashion, as proposed by this report, we make a commitment to the children of this state, Maine's future citizens, future employees, and future parents.

Sincerely,  
s/Susan B. Parker  
Commissioner

Was read and with accompanying report ordered placed on file.

The following Communication: (S.P. 792)

STATE OF MAINE  
ONE HUNDRED AND THIRTEENTH LEGISLATURE  
COMMITTEE ON ECONOMIC DEVELOPMENT  
January 13, 1988

Senator Charles P. Pray, Chairman

Legislative Council

State House

Augusta, ME 04333

Dear Senator Pray:

The Joint Standing Committee on Economic Development is pleased to submit the attached report of our study on Regional Economies in Maine pursuant

to the order of the Legislative Council. We hope you find this report useful.

Sincerely,

S/Sen. Thomas H. Andrews S/Rep. Nathaniel J. Crowley  
Senate Chair House Chair

Came from the Senate, read and with accompanying report ordered placed on file.

Was read and with accompanying report ordered placed on file in concurrence.

PETITIONS, BILLS AND RESOLVES  
REQUIRING REFERENCE

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

Appropriations and Financial Affairs

Bill "An Act to Provide Increased Funding for the Civil Air Patrol" (H.P. 1526) (L.D. 2080) (Presented by Representative McGOWAN of Canaan) (Cosponsors: Senators KANY of Kennebec, PEARSON of Penobscot, and Representative DAVIS of Monmouth) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Ordered Printed.

Sent up for Concurrence.

Education

Bill "An Act to Increase State Aid for Education in Unrestricted Growth Municipalities" (H.P. 1532) (L.D. 2086) (Presented by Representative LORD of Waterboro) (Cosponsors: Representatives SOUCY of Kittery and LAWRENCE of Parsonsfield) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Ordered Printed.

Sent up for Concurrence.

Energy and Natural Resources

Bill "An Act Regarding Transportation of Nuclear Waste" (H.P. 1527) (L.D. 2081) (Presented by Representative MITCHELL of Freeport) (Cosponsors: Senator KANY of Kennebec, Representatives COLES of Harpswell and HOLLOWAY of Edgcomb) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Bill "An Act to Allow Deductions for Merchantability Factors in Wood Measurement" (H.P. 1534) (L.D. 2088) (Presented by Representative DEXTER of Kingfield) (Cosponsors: Representatives GOULD of Greenville, RIDLEY of Shapleigh and Senator USHER of Cumberland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Ordered Printed.

Sent up for Concurrence.

Labor

Bill "An Act to Promote Safety in the Workplace" (H.P. 1529) (L.D. 2083) (Presented by Representative JOSEPH of Waterville) (Cosponsors: Speaker MARTIN of Eagle Lake, President PRAY of Penobscot and Senator ANDREWS of Cumberland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Ordered Printed.

Sent up for Concurrence.

Legal Affairs

Bill "An Act Concerning Elected Clerks Handling Absentee Ballots" (H.P. 1530) (L.D. 2084) (Presented by Representative JALBERT of Lisbon) (Cosponsors: Representatives STEVENS of Sabattus and TELOW of Lewiston) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Ordered Printed.

Sent up for Concurrence.

State and Local Government

Bill "An Act to Limit the Purchase of Land by Quasi-Municipal Districts" (H.P. 1531) (L.D. 2085) (Presented by Representative VOSE of Eastport) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Ordered Printed.

Sent up for Concurrence.

Taxation

Bill "An Act Providing for Administrative Changes in the Tax Laws" (H.P. 1535) (L.D. 2089) (Presented by Representative ZIRNKILTON of Mt. Desert) (Cosponsors: Senators TWITCHELL of Oxford and SEWALL of Lincoln) (Submitted by the Department of Finance pursuant to Joint Rule 24)

Ordered Printed.

Sent up for Concurrence.

Transportation

Bill "An Act to Abolish the Maine Turnpike Authority" (H.P. 1528) (L.D. 2082) (Presented by Representative RACINE of Biddeford) (Cosponsors: Representative CROWLEY of Stockton Springs and Senator ERWIN of Oxford) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

Ordered Printed.

Sent up for Concurrence.

Utilities

Bill "An Act to Encourage Conservation Investments by Electric Utilities" (H.P. 1533) (L.D. 2087) (Presented by Representative WEYMOUTH of West Gardiner) (Cosponsors: Representatives O'GARA of Westbrook, WEBSTER of Cape Elizabeth and Senator ERWIN of Oxford)

Ordered Printed.

Sent up for Concurrence.

Study Report - Committee on State and Local Government

Representative CARROLL from the Committee on State and Local Government to which was referred by the Legislative Council the Study Relative to Reimbursement to Political Subdivisions of State for Costs Incurred by Political Subdivisions to Implement State-Mandated Programs and Agency Rules have had the same under consideration and ask leave to submit its findings and to report that the accompanying Bill "An Act Concerning State Mandates to Local Governments" (H.P. 1536) (L.D. 2090) be referred to this Committee for public hearing and printed pursuant to Joint Rule 19.

Report was read and accepted, and the bill referred to the Committee on State and Local Government, ordered printed and sent up for concurrence.

ORDERS

On motion of Representative McSWEENEY of Old Orchard Beach, the following Order:

ORDERED, that Representative Leland C. Davis, Jr., of Monmouth be excused January 6 through 13 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Kerry E. Kimball of Buxton be excused January 12, 13 and 14 for health reasons.

AND BE IT FURTHER ORDERED, that Representative Gary Bickford of Jay be excused January 12 and 13 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Sally Rice of Stonington be excused January 7 and 15 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Susan Dore of Auburn be excused January 13 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Edward A. McHenry of Madawaska be excused January 14 and 15 for legislative business.

AND BE IT FURTHER ORDERED, that Representative Thomas W. Murphy, Jr., of Kennebunk be excused January 14 and 15 for legislative business.

AND BE IT FURTHER ORDERED, that Representative Francis C. Marsano of Belfast be excused January 15 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Cushman D. Anthony of South Portland be excused January 15 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Mary Clark Webster of Cape Elizabeth be excused January 15, 19, 20, 21 and 22 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Earl Nicholson of South Portland be excused January 22 for personal reasons.

Was read and passed.

On Motion of Representative OLIVER of Portland the following Joint Resolution: (H.P. 1538) (Cosponsors: Senators MATTHEWS of Kennebec, ANDREWS of Cumberland and Representative CONLEY of Portland)

JOINT RESOLUTION COMMEMORATING  
DR. MARTIN LUTHER KING, JR.

WHEREAS, Dr. Martin Luther King, Jr. was born in Atlanta, Georgia on January 15, 1929, the son and grandson of Baptist ministers; and

WHEREAS, Dr. King was an American clergyman and Nobel Peace Prize winner who led the civil rights movement in the United States during the 1950's and 1960's; and

WHEREAS, the power of his voice and spirit echoed across the nation, his dream a dream of the time when the evils of prejudice and segregation will vanish; and

WHEREAS, under his nonviolent philosophy and appeal to the better instincts and consciences of his fellow human beings, he moved mountains and brought about sweeping changes; and

WHEREAS, his leadership and useful life were brought to a tragic end on April 4, 1968, by an assassin's bullet, and a great sadness fell across the land; now, therefore, be it

RESOLVED: That We, the Members of the 113th Legislature of the State of Maine now assembled in Second Regular Session, pause to honor the memory of Dr. Martin Luther King, Jr. and all the hopes and dreams of his life's work; and be it further

RESOLVED: That suitable copies of this joint resolution, duly authenticated by the Secretary of State, be transmitted to his beloved widow, Coretta Scott King, and the State office of the NAACP to commemorate the occasion.

Was read and adopted and sent up for concurrence.

By unanimous consent, ordered sent forthwith to the Senate.

REPORTS OF COMMITTEES

Unanimous Leave to Withdraw

Representative ERWIN from the Committee on Banking and Insurance on Bill "An Act to Establish an Insurance Commission" (H.P. 1145) (L.D. 1556) reporting "Leave to Withdraw"

Representative CLARK from the Committee on Banking and Insurance on Bill "An Act Concerning the Workers' Compensation Rate-setting Authority of the Superintendent of Insurance" (H.P. 475) (L.D. 642) reporting "Leave to Withdraw"

Representative ERWIN from the Committee on Banking and Insurance on Bill "An Act to Strengthen Rate-making Provisions for Workers' Compensation Insurance" (H.P. 1012) (L.D. 1365) reporting "Leave to Withdraw"

Representative RYDELL from the Committee on Banking and Insurance on Bill "An Act to Establish an Appropriate Penalty for Overcharging Premiums on Workers' Compensation Insurance" (Emergency) (H.P. 841) (L.D. 1132) reporting "Leave to Withdraw"

Representative PARADIS from the Committee on Judiciary on Bill "An Act to Clarify the Offense of Driving under the Influence of Illegal Drugs" (H.P. 1188) (L.D. 1618) reporting "Leave to Withdraw"

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

ORDERS OF THE DAY

TABLED AND TODAY ASSIGNED

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

Bill "An Act to Provide Elderly Mental Health Service Needs" (Emergency) (S.P. 742) (L.D. 2001)

- In House, Referred to the Committee on Human Resources.

- In Senate, that body having Adhered to its former action whereby the Bill was referred to the Committee on Appropriations and Financial Affairs in non-concurrence.

TABLED - January 15, 1988 by Representative GWADOSKY of Fairfield.

PENDING - Further Consideration.

On motion of Representative Manning of Portland, retabled pending further consideration and specially assigned for Wednesday, January 20, 1988.

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

"An Act Relating to the Tax Exempt Status of Anson Academy Association" (Emergency) (H.P. 1523) (L.D. 2076)

(Committee on Education suggested)

TABLED - January 15, 1988 by Representative MAYO of Thomaston.

PENDING - Reference.

Under suspension of the rules, without reference to any committee, the Bill was read twice, passed to be engrossed and sent up for concurrence.

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

Bill "An Act to Amend the Maine Uniform Accounting and Auditing Practices Act for Community Agencies" (H.P. 1518) (L.D. 2071)

(Committee on State and Local Government suggested)

TABLED - January 15, 1988 by Representative CARROLL of Gray.

PENDING - Reference.

On motion of Representative Carroll of Gray, was referred to the Committee on Audit and Program Review, ordered printed and sent up for concurrence.

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

Bill "An Act to Implement Uniform Federal Lien Registration" (Emergency) (H.P. 1524) (L.D. 2077) (Committee on Taxation suggested)

TABLED - January 15, 1988 by Representative MAYO of Thomaston.

PENDING - Reference.

On motion of Representative Cashman of Old Town, was referred to the Committee on Judiciary, ordered printed and sent up for concurrence.

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

An Act to Encourage Prompt and Peaceful Settlements of Labor Disputes (H.P. 1415) (L.D. 1919) (H. "A" H-435; H. "B" H-436)

TABLED - January 15, 1988 by Representative GWADOSKY of Fairfield.

PENDING - Reconsideration (Returned by the Governor without his approval)

Representative Gwadosky of Fairfield moved that L.D. 1919 be tabled one legislative day.

The SPEAKER: The Chair recognizes the Representative from Kennebunk, Representative Murphy.

Representative MURPHY: Mr. Speaker, a point of parliamentary inquiry?

Mr. Speaker, would that motion be in violation of House Rule 51?

The SPEAKER: The Chair would answer in the negative.

(Off Record Remarks)

(At Ease)

The House was called to order by the Speaker.

A message came from the Senate borne by Senator Clark of that Body proposing a convention of both branches of the Legislature to be held at 10:30 a.m. in the Hall of the House for the purpose of extending to the Hon. Robert Woodbury, Chancellor, University of Maine System, an invitation to attend the convention and to make such communication as he may be pleased to make.

Representative DIAMOND of Bangor was charged with and conveyed a message to the Senate announcing that the House concurred in the above proposition for a Joint Convention.

At this point, the Senate entered the Hall of the House and a Joint Convention was formed.

In Convention

The President of the Senate, Charles P. Pray, in the Chair.

On motion of Senator Pearson of Penobscot, it was ORDERED, that a Committee be appointed to wait upon the members of the University of Maine Trustees and Campus Presidents and extend an invitation to them to attend the Joint Convention.

The Chairman appointed:

Senators: PEARSON of Penobscot  
GOULD of Waldo  
Representatives: CARROLL of Gray  
ROTONDI of Athens  
BOUTILIER of Lewiston  
LACROIX of Oakland  
HUSSEY of Milo  
ANTHONY of South Portland  
WENTWORTH of Wells  
BICKFORD of Jay  
LOOK of Jonesboro  
STROUT of Windham

Senator PEARSON for the Committee, subsequently reported the Committee had discharged the duty assigned it, and that the Trustee Members and Campus Presidents would attend forthwith.

Subsequently, the Chairman welcomed the Trustee members, Dick Morin, Chairman, Patricia M. Collins, David T. Flanagan, and Robert H. Foster. The Chairman also welcomed the Campus Presidents, George P. Connick of Augusta, Norman C. Crawford, Interim President of Farmington, J. Michael Orenduff, Barbara Leondar, Fort Kent, Frederic A. Reynolds, Machias, and James R. Roach of Presque Isle.

On motion of Senator CLARK of Cumberland, it was ORDERED, that a Committee be appointed to wait upon the Honorable Robert L. Woodbury, Chancellor of the University of Maine, and inform him that the two branches of the Legislature are in Convention assembled, ready to receive such communication as he may be pleased to make.

The Chairman appointed:

Senators: THERIAULT of Aroostook  
RANDALL of Washington  
Representatives: BOST of Orono  
HANDY of Lewiston  
O'GARA of Westbrook  
KILKELLY of Wiscasset  
PARADIS of Frenchville  
OLIVER of Portland  
MATTHEWS of Caribou  
SMALL of Bath  
LAWRENCE of Parsonsfield  
NORTON of Winthrop

Senator THERIAULT, for the Committee, subsequently reported the Committee had discharged the duty assigned it, and the Chancellor was pleased to say that he would forthwith attend the Convention.

Whereupon, Chancellor Woodbury entered the Convention Hall amid prolonged applause, the audience rising.

Chancellor Woodbury then addressed the Convention as follows:

Mr. President, Mr. Speaker, Distinguished Members of the 113th Legislature:

The University of Maine System was created 20 years ago. Despite real accomplishments over that period, we also had many years of fiscal erosion, low state priority, intense divisiveness, and a consequent loss of self-confidence in our direction and quality in a rapidly changing world.

Vibrant debate about our future course will continue but it is fair to say that, in the last few years, the University of Maine System has again begun moving ahead as a diverse institution of quality and purpose. As citizens of Maine, we can say with pride

about our University that we aspire to excellence and we expect excellence.

Much of the credit for the revitalization of our prospects is due to you. I must begin by thanking you all on behalf of the Board of Trustees and the entire University family for your uncommon commitment to this invaluable Maine institution. First, I want to take special note of the unprecedented fiscal support you have given over the last two years. In the two year period of fiscal 1987 and 1988, Maine ranked first among the 50 states in the percentage increase the Legislature made in the state appropriation to higher education. (applause) The road to quality is a long one, but we express enormous gratitude for the commitment you and two Governors have made since the Visiting Committee Report.

Second, I would like to thank all of you -- Leadership, the Appropriations Committee, Education, Audit and Program Review, as well as many other legislators -- for your intense interest and honest concern about University matters. There are days when those concerns may be more intense than I find comfortable (particularly recently) but I firmly believe that a state where legislators care about university matters is a state where learning will flourish.

Finally, I would like to thank you for your sense of perspective. Universities are unusual institutions and everyday events can and do occur that members of the public and their legislators may find baffling, outrageous, apparently wrongheaded, and even anarchic. I wake up every morning wondering what next will disturb peaceful relations. But the nature of the academic community and the central values we work so hard to protect means that in a good university a climate of intellectual vibrancy assures some dissonance with the larger world. So thank you for keeping your eyes on the larger picture and protecting the governance responsibilities of the Board of Trustees.

The evidence of our revitalization is substantial. We have focussed special attention, beginning with a major conference last March, on programs to improve the undergraduate experience -- ranging from reviews of our core and general education requirements to writing, honors programs, the effectiveness of the Freshman year experience, and improvement in English and mathematics skills. We have begun shrinking programs where appropriate and expanding our offerings where quality and need merit it. In carefully selected areas, we have targeted increased support to critical areas of research and scholarship. We have been particularly attentive to improving our laboratory, computer, equipment, and library resources. We have proposed a redirection of the University College of Education and the seven campus presidents joined me last July in a statement of principles to give further impetus to improving the education of teachers. We have expanded our international programs, typified by the arrival this coming Sunday of two officials from the U.S.S.R. as a prelude to the exchange of 12 students with Kharkov University in the Ukraine later this spring. Through special recognition, we are attracting more first-rate students and, with more competitive salaries, we are attracting scores of new faculty from the nation's most distinguished universities. The quality of academic programs on all seven campuses is demonstrably better today than it was five years ago.

Furthermore, Maine citizens enjoy increased access to our resources. Last fall, our enrollment was almost 30,000 students, the highest in history.

After long declines in graduate and out-of-state enrollments, which are often an index to perceptions of quality, the enrollment of both groups turned markedly upward. As national support for student financial aid has weakened, we have managed to direct more state funds to financial aid and held tuition increases to a minimum. In a time of more place-bound and older students across Maine, we have reached out, as in the recently opened Center for Educational Excellence in Oxford County sponsored by the University of Maine and the University of Maine at Farmington and in the new University of Maine doctoral program in educational administration conducted in cooperation with the University of Southern Maine. We look forward to the opening next year of a branch of USM in Lewiston working in tandem with the major program extended from the University of Maine at Augusta.

I spoke last year of our belief in partnership. We have continued to expand cooperative ventures with the public schools. We jointly sponsored a special training program for senior administrators in state government and faculty contributed background papers to aid the Governors Economic Development Strategy Task Force. We have been catalysts and contributors on important public issues such as aspirations, growth management, and child care. We have strengthened important institutions such as Cooperative Extension, MPBN, the Maine Health Professions Consortium, and several business assistance programs.

These important marks of a purposeful university do not, however, capture all measures of quality and effectiveness. Most of what happens that is important and reflects quality in a university does not occur in pronouncements of chancellors and presidents or policies of boards and committees. The important events occur in tens of thousands of creative engagements by individual people in small, unnoticed settings, day-by-day, all over our campuses and out across the state. And as I learn more and more about the diversity and range of these creative accomplishments, I am constantly renewed and impressed with what we have at our University.

A few glimpses -- ponder the cooperative venture of community and staff from the University of Maine at Machias in the creation of the Beals Island Shellfish Hatchery or the latest addition of a Zorach sculpture to the remarkably distinguished art collection at the University of Maine at Machias. Imagine the impact on the students at the University of Maine at Farmington when the 30 French students from L-Universite' de Maine in LeMans lived on campus as part of UMS student exchange program. Appreciate the staff and faculty excellence that lies behind the growing recognition outside of Maine for the freshman year honors programs at the University of Maine at Fort Kent. Reflect on the special opportunity that comes from the remarkable assemblage of exceptional artists that are part of the faculty at the University of Maine at Presque Isle. Sit with me in Louisiana at a recent meeting of university presidents from all over the country as they discuss the innovative planning in telecommunications going on at the University of Maine at Augusta. Examples multiply, of course, on the larger campuses.

Do we all not take pride when we read in Time Magazine that the University of Southern Maine has recruited scores of distinguished faculty from the most impressive universities across the country or that the child care center on the Portland campus is a model in higher education or that the theatre department operating out of a virtually condemned old gymnasium has again received the most prestigious

national awards. Or that two professors in economics and history respectively published a news letter on agricultural developments in the U.S.S.R., eastern Europe and now China that is read by government agencies all over the world.

Where should I start at the University of Maine? With the remarkable achievements of the women's basketball and men's hockey team? Number one. There is quality everywhere at the University of Maine. It is reflected in the visit of 112,000 people to the Maine Center for the Arts and the Hudson Museum last year; the range of scholarship that has made the Canadian-American Center, at the time of its 20th Anniversary, one of the most respected in the world; the enrollment on that campus of 22 National Merit Scholars.

Or let me cite just two important areas of scientific research. The first involves researchers who are pioneers in the study of what are called supercritical fluids — a state of matter beyond solids, liquids, and gasses. These fluids have a remarkable range of potential uses that include oil-free potato chips and nonchemical decaffeinated coffee as well as roles in energy production and in the pulp and paper industry.

A second example is the work a UM zoologist is doing in raising marine fan worms in controlled laboratory conditions. These organisms actually may hold the key to a new Maine industry as they will be sold to pharmaceutical houses, research labs, and medical schools for use in neurological studies, teaching, and experiments. I'm told they could help find the causes of such terrible afflictions as Lou Gehrig's disease.

These things, a small selection amidst a rich array, are a reminder of the enormous quality and richness of our University System; and exemplify its renewed purpose and vigor.

As we reflect on the program we are making, however, we need to remind ourselves of the kind of changing world we live in and the new challenges it may pose for our University in Maine as the 20th century closes. We are becoming ever more a knowledge-based society and the quality and reach and effectiveness of the University becomes even more critical to our social, civic, and economic health. Carol Francis, for many years one of the country's leading economists of higher education, observed recently that the university is the new "basic industry" of modern society, in the same way steel used to be. The Hudson Institute estimates that the average job in the year 2000 will require 13.5 years of school; the Bell Commission argues that 35 percent of all adults will need a college education by the year 2000; and recent statistics from the U.S. Department of Labor show that the 25 fastest growing occupations all require education beyond high school.

Dramatic changes in our society, reflected directly in Maine, will have important consequences for us. We must, as a distinguished panel of my colleagues has suggested, help educate Maine citizens for an increasingly interdependent world; help revitalize the Maine economy; expand access and opportunity to University programs; cooperate with public agencies in helping to meet exceptional human needs and improve the quality of life; and help restore respect for values and ethical behavior.

This is an imposing agenda. But we have made much progress and we have considerable momentum. The resources we have at our disposal are significant. Let me suggest four major issues ahead if we are to maximize our opportunity to respond creatively and effectively to the changes and challenges around us.

First, we have one major deficiency in the tools available to us: our physical plant. As I have said, we have made significant progress in addressing program and salary budgets and we must continue to do so, as our supplemental budget request indicates. We need, for example, to address equity for our classified employees but the most important priority we now face is the condition and adequacy of the buildings on our seven campuses.

The Board of Trustees, by unanimous vote and after six months of intensive study, is requesting authorization for a single \$60 million bond issue. Since the number is a large one, I would like to try to put it in perspective. The current value of the buildings in the University System is about \$540 million. Since the System was formed almost two decades ago, relatively little capital has been invested in it. Since 1975, we have added only \$25 million or roughly four percent of the value of our physical plant. But since the System was formed, our enrollment has increased by 40 percent and our program needs—for science and computers and library and research and new programs—have changed dramatically. In light of this, we made a major study, examined campus requests totalling \$273 million, sifted out all but the highest priority needs, focused on renovations instead of new buildings and identified projects where private money or user fees might supplement state funds. The process, a careful one, resulted in the Board's request for \$60 million, mostly for academic buildings, with the understanding that we would not return for a further request for at least four years.

Capital investment is, of course, vital to any on-going enterprise. Since the mid 1970's, while we spent \$25 million on the University, \$350 million has been spent for public school building in Maine and more than \$130 million in bond issue money, and even more in federal funds, for our bridges and highways. Our paper companies, in renewing their plants, have spent hundreds of millions of dollars and, in fact, as of this month, have \$710 million worth of projects in process. The Governor of Massachusetts has proposed almost \$1 billion in capital projects for public higher education there, in a system admittedly several times as large as ours.

My point is not to prove the case by comparisons, but to outline the dimensions of the task ahead as we look at the agenda for creating excellence in the University of Maine System. I will not elaborate today on the details of our bond issue projects, except to say that, taken as a whole, they will have a dramatic impact on the University System's ability to prepare Maine students for the world in which they will work.

But let me tell you what we plan at the two larger campuses. At the University of Maine, three major buildings will be constructed: four large, but outdated and deteriorating buildings will be renovated; and a modern telecommunications system will be built. Besides allowing us to serve our students better, the campus will be equipped to handle the tenfold increase in research projects it has had in the last decade.

At USM, the need for a new library is urgent. The present ones were designed for a far smaller institution—there are 350 study spaces for 9,500 students, for example—and the collection has grown so much that both Portland and Gorham libraries are almost literally bursting at the seams. We look forward to elaborating on our request and answering your questions about it in the coming weeks.

Second, the time has come for all of the campuses of the University of Maine System to turn more



vigorously to alumni, friends, and corporations in and out of state for private support. If we are truly committed to developing a quality university, then we cannot depend almost exclusively on tuition and tax dollars to provide the margin of excellence. We are grateful for those who have provided personal and corporate gifts in the past, but we must challenge them to do better. We are preparing to set aside funds to help all the campuses in building their private fund-raising capacity.

Further, it is my belief that we ought to set a goal of \$50 million for private fund-raising from all sources over the next five years for the seven campuses of the System. \$7 million would match tax funds for specific buildings as proposed in our bond request, but the remainder would be targeted to those special elements that generate distinction: endowed scholarships, professorships and faculty chairs, and program funds to undergird true centers of excellence.

Third, I must address the current controversy regarding engineering education in the State of Maine. Not only is the issue important in its own right, but it is symptomatic of many curricular issues we will face in the coming decades as a University System serving our entire State attempts to come to terms with rapid social, demographic, and economic change. The entire area of programs for health and human services professionals, for example, is no less critical. But the debate over engineering in Maine reflects similar controversies all across the country.

It would not be appropriate for me to pre-empt today the forthcoming Trustee deliberations on the specific proposal for an independent electrical engineering bachelor degree program at the University of Southern Maine. But, whatever the risk that I will be misunderstood, I would like to provide a larger perspective on the problem.

We, in Maine, are today participating in a global battle of economic competitiveness where scientific, engineering, and technological capabilities are increasingly central. Japan, for example, graduated engineers at a rate about equal to the United States in 1975; today its rate is double ours. In comparison to the rest of the U.S., Maine graduates engineers at a rate that is almost the lowest in the nation, roughly two-thirds the national average. Further, despite the inevitable rise and fall in demand over time, job projections indicate that the demand for electrical engineers will increase by one-third to one-half over the next few years as one of the fastest growing occupational groups in the nation. Finally, it is evident that a significant proportion of our population, our technology-based enterprises, and our current engineers are located in southern Maine, at some considerable distance from the source of ongoing engineering education resources housed at the University of Maine. If this is all true, then how do we respond?

I would suggest that three of the solutions to the problem that I often hear proposed are as wrong as they are simplistic. The first, that we ought to move all or part of the College of Engineering to Portland, totally fails to comprehend the supportive relationship of different engineering disciplines to each other, the integral relationship of engineering to strong scientific disciplines on the one hand and enormously important programs such as agriculture, forestry, pulp and paper, and marine science, on the other, and the central role of engineering in the entire land grant mission of the University of Maine.

The second solution, which argues that Portland is only 150 miles from Orono and less from Boston, and that students and workers can simply travel to

either of these locations, pays little attention to the needs of southern Maine. This approach, accepting the status quo, fails to appreciate the special needs of a modern, technology-based community and the importance of the proximity and interaction that nurture business activity.

The third solution - to build two comprehensive colleges of engineering -- would divert resources from other programs, foster intense competition, and dilute existing efforts. That is clearly not realistic.

The solution to our dilemma will be more complex, less amendable to slogans and newspaper headlines, and not fully satisfactory to everyone. But the course of action we will recommend to the Board will have to do two things: address in some way the appropriate concern in southern Maine as reflected in USM's desire for a mix of technology and engineering education, and involve a clear commitment, not to diluting, but to strengthening the quality and capacity of the College of Engineering at the University of Maine, as we have been doing since 1985. In short, the right strategy, which will undoubtedly be evolutionary, will have to strengthen all of us.

Fourth, the proposal for an educational telecommunications system is, like the engineering example, a reflection of larger issues regarding our need to adapt University resources to dramatic changes in the larger world. And this proposal has also evoked strong feeling among conscientious people. The problem in Maine is, how do we make educational capacity available to more areas of a widely dispersed population at a time when our programs need to be better financed? The community college/telecommunications project, long in the planning, will allow Maine educational institutions, at several levels, to bring educational programming to sites across the state via interactive television. The system has been used successfully in southern Maine for three years. Beyond regular instruction, SMVTI has used it to teach fire science to fire fighters, the University of Maine has projected graduate engineering courses from the Orono campus into a television classroom in Portland, and a USM freshman calculus class has been joined by eight talented high school students sitting in a Sanford high school classroom wired for television. Although we do not want to oversell this new capability, we believe that in a few years high school instruction in less common subjects, such as certain languages, will be delivered to scores of distant locations as will continuing health education for health professionals. We do not see this program as simply a University effort, but as a cooperative venture in which we have been fortunate enough to have a lead role.

My four points have emphasized two fiscal priorities to strengthen our capacity for excellence: a major bond issue to improve our facilities and a major increase in private support. In addition, I have focussed on two current issues, engineering and telecommunications, both critical in their own right, but examples of the challenges we face in adapting our rich academic capacity to a rapidly changing society.

Governor McKernan quoted last week from Henry David Thoreau on his first visit to Maine. I would like to follow his lead. In reflecting on the technological developments of his day, Thoreau described in Walden his reaction to the news in the late 1850's that telegraph lines had just been completed from Maine to Texas. Thoreau, in his

characteristic way, wondered -- "but Maine and Texas, it may be, have nothing important to communicate."

Well, the telegraph came to play, much like our technology of today, an increasingly important part in our lives and our economy. But Thoreau's haunting question concerns values, purposes, and meaning. And I think we here in Maine, in our state and in our University, do have something important to say to the rest of the country. Our values, our concerns, our quality of life, our civic affairs, are very special. The University of Maine System is and will be an integral part of that continuing message.

Thank you very much. (applause, members rising)

At the conclusion of the Chancellor's address, the Chancellor withdrew amid applause, the audience rising.

The purpose for which the Convention was assembled having been accomplished, the Chairman declared the same dissolved and the Senate retired to its chambers, amid applause of the House, the members rising.

In the House

The House was called to order by the Speaker.

The Chair laid before the House the following matter continued from earlier in the session: An Act to Encourage Prompt and Peaceful Settlements of Labor Disputes (H.P. 1415) (L.D. 1919) (H. "A" H-435; H. "B" H-436) whereby Representative Gwadosky of Fairfield moved that L.D. 1919 be tabled for one legislative day.

On motion of Representative Gwadosky of Fairfield, retabled pending reconsideration (Returned by the Governor without his approval) and specially assigned for Wednesday, January 20, 1988.

On motion of Representative Carroll of Gray, the House reconsidered its action whereby Bill "An Act to Limit the Purchase of Land by Quasi-Municipal Districts" (H.P. 1531) (L.D. 2085) (Presented by Representative VOSE of Eastport) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26) was referred to the Committee on State and Local Government.

On further motion of the same Representative, was referred to the Committee on Taxation, ordered printed and sent up for concurrence.

(Off Record Remarks)

On motion of Representative Matthews of Caribou, Adjourned until Wednesday, January 20, 1988, at ten o'clock in the morning.

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

In Senate Chamber  
Tuesday  
January 19, 1988

Senate called to Order by the President.

Prayer by Reverend Edgar Jones of the Winthrop Congregational Church.

REVEREND JONES: Let us bow our heads. Eternal God, God of all nations and people for whom no dawn arises or evening comes, we seek the guidance of Your wisdom on this day. Grant in all our doubts and uncertainties and grace to ask what You would have us do. May the spirit of wisdom save us from false choices that in Your light we may see light and not stumble, that your purposes may be served. Amen.

Reading of the Journal of Friday, January 15, 1988.

Off Record Remarks

Out of order and under suspension of the Rules, on motion by Senator CLARK of Cumberland, the following Senate Order:

ORDERED, that a message be sent to the House of Representatives proposing a Convention of both Branches of the Legislature in the Hall of the House of Representatives at 10:30 a.m., for the purpose of extending to the Honorable Robert L. Woodbury, Chancellor of the University of Maine, an invitation to attend the Joint Convention and make such communication as pleases him.

Which was READ and PASSED.

The Chair appointed the Senator from Cumberland, Senator CLARK, to deliver the message. The Sergeant-At-Arms escorted the Senator to the House of Representatives.

Subsequently, Senator CLARK of Cumberland reported she had delivered the message with which she was charged.

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Provide for the Computerization of Data and Information Relating to Boards and Commissions"

H.P. 1519 L.D. 2072

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

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

Bill "An Act to Require Dealers in All-Terrain Vehicles to Provide Written Warranties"

H.P. 1517 L.D. 2070

Bill "An Act Concerning the Regulation of Welders"

H.P. 1520 L.D. 2073

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

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