

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

***One Hundred and Eleventh
Legislature***

OF THE

STATE OF MAINE

SECOND REGULAR SESSION

January 4, 1984 to April 25, 1984

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FOURTH CONFIRMATION SESSION

(FIRST CONFIRMATION SESSION – SECOND REGULAR SESSION)

May 31, 1984

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FIFTH CONFIRMATION SESSION

(SECOND CONFIRMATION SESSION – SECOND REGULAR SESSION)

July 11, 1984

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THIRD SPECIAL SESSION

September 4, 1984 to September 11, 1984

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burne, Small, Smith, C.B.; Smith, C.W.; Sproul, Stevenson, Stover, Strout, Telow, Walker, Wentworth, Weymouth, Willey, Zirkilton.

ABSENT—Connors, Curtis, Daggett, Dudley, Gwadosky, McPherson, Michael, Seavey, Webster.

75 having voted in the affirmative and 67 in the negative, with 9 being absent, the motion to recede and concur did prevail.

The Bill was passed to be engrossed as amended by House Amendment "B" (H-767) in concurrence.

**Papers from the Senate
Non-Concurrent Matter**

Bill "An Act to Implement the Recommendations of the Commission on the Status of Education in Maine" (H. P. 1895) (L. D. 2492) which was passed to be engrossed as amended by House Amendments "D" (H-755), "E" (H-757) and "J" (H-763) in the House on September 10, 1984.

Came from the Senate passed to be engrossed as amended by House Amendments "E" (H-757) and "J" (H-763) in non-concurrence.

On motion of Mr. Crowley of Stockton Springs, the House voted to recede.

The same gentleman moved indefinite postponement of House Amendment "D" in concurrence.

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

Mr. CROWLEY: Mr. Speaker, Ladies and Gentlemen of the House: Briefly, I want to thank those who supported the effort to put the higher educational vocational-technical institutes in a higher education posture. Maybe next time. To challenge the other body would be an exercise of futility.

I would like to add one more thought to it. There are three ways to encourage industry to stay in Maine or to move out of Maine, and the cost of energy and the cost of transportation are two costs that we cannot control in Maine because we are always going to have high costs of energy that will not attract industry. We are always going to have a high cost of transportation, but there is one area that we do have a chance to be better and attract industry and that is by having a higher quality labor force. I think that is exactly what these VTI's can do for us some day, if we ever get around to getting them out of the woods where they can breathe like a higher education institute.

Whereupon, House Amendment "D" was indefinitely postponed in concurrence.

Mr. Higgins of Portland offered House Amendment "L" and moved its adoption.

House Amendment "L" (H-769) was read by the Clerk.

The SPEAKER: The Chair recognizes the gentleman from Portland, Mr. Higgins.

Mr. HIGGINS: Mr. Speaker, Men and Women of the House: This amendment combines the recommendations of the Commission on the Status of Education in Maine, which is the principal bill that this amendment is being attached to, and the corresponding tax measures that we have just passed.

Mr. Moholland of Princeton offered House Amendment "A" to House Amendment "L" and moved its adoption.

House Amendment "A" (H-771) to House Amendment "L" (H-769) was read by the Clerk and adopted.

Representative Higgins of Scarborough requested a roll call on the motion to adopt House Amendment "L" as amended by House Amendment "A" thereto.

More than one-fifth of the members present expressed a desire for a roll call, which was ordered.

ROLL CALL NO. 524

YEA—Ainsworth, Allen, Andrews, Baker, Beaulieu, Bell, Benoit, Bost, Bott, Brannigan, Brodeur, Brown, A.K.; Carrier, Carroll, D.P.; Carroll, G.A.; Carter, Cashman, Clark, Con-

nolly, Cooper, Cote, Cox, Crouse, Crowley, Di-amond, Dudley, Erwin, Gauvreau, Hall, Handy, Hayden, Hickey, Higgins, H.C.; Hobbins, Jacques, Jalbert, Joseph, Joyce, Kelleher, Kelly, Ketover, Kiesman, Kilcoyne, LaPlante, Locke, MacBride, MacEachern, Macomber, Mahany, Manning, Martin, A.C.; Martin, H.C.; Matthews, K.L.; Matthews, Z.E.; Maybury, Mayo, McCollister, McGowan, McHenry, McSweeney, Melendy, Mills, Mitchell, E.H.; Mitchell, J.; Moholland, Murray, Nadeau, Nelson, Norton, Paradis, P.E.; Paul, Perry, Pouliot, Randall, Richard, Ridley, Roberts, Roderick, Rolde, Rotondi, Smith, C.B.; Smith, C.W.; Soucy, Soule, Stevens, Strout, Swazey, Tammaro, Telow, Theriault, Thompson, Tuttle, Vose, The Speaker.

NAY—Anderson, Armstrong, Bonney, Brown, D.N.; Cahill, Callahan, Conary, Davis, Day, Dexter, Dillenback, Drinkwater, Foster, Greenlaw, Higgins, L.M.; Holloway, Ingraham, Jackson, Lebowitz, Lehoux, Livesay, Masterman, Masterton, Michaud, Murphy, E.M.; Murphy, T.W.; Paradis, E.J.; Parent, Perkins, Pines, Racine, Reeves, J.W.; Robinson, Salsbury, Scarpino, Sherburne, Small, Sproul, Stevenson, Stover, Walker, Wentworth, Weymouth, Willey, Zirkil-ton.

ABSENT—Chonko, Connors, Curtis, Daggett, Gwadosky, Kane, Lisnik, McPherson, Michael, Reeves, P.; Seavey, Webster.

94 having voted in the affirmative and 45 in the negative, with 12 being absent, the motion to adopt House Amendment "L" as amended by House Amendment "A" thereto did prevail.

Thereupon, the Bill was passed to be engrossed as amended by House Amendments "E" (H-757), "J" (H-763), and House Amendment "L" (H-769) as amended by House Amendment "A" (H-771) thereto in non-concurrence and sent up for concurrence.

By unanimous consent, ordered sent forth-with to the Senate.

Messages and Documents

The following Communication: (S. P. 933)

The Senate of Maine
Augusta

September 7, 1984

Honorable Gerard P. Conley
President of the Senate
111th Legislature
Honorable John L. Martin
Speaker of the House
111th Legislature

Dear Mr. President and Mr. Speaker:

On September 7, 1984 one Bill was received by the Secretary of the Senate.

Pursuant to the provisions of Joint Rule 14, this bill was referred to the Joint Standing Committee and ordered printed on September 7, 1984 as follows:

Appropriations and Financial Affairs

Bill "An Act Making Appropriations Changing Certain Provisions of the Law Necessary for the Proper Operation of State Government for the Fiscal Year Ending June 30, 1985," (Emergency) (Presented by Sen. Najarian of Cumberland) (Cosponsor: Rep. Carter of Winslow) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26) (S. P. 932) (L. D. 2490).

Sincerely,
S/ JOY J. O'BRIEN
Secretary of the Senate
S/ EDWIN H. PERT
Clerk of the House

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

Was read and ordered placed on file in concurrence.

The following papers were taken up out of order by unanimous consent:

Reports of Committees

Ought to Pass

Pursuant to Joint Order (H. P. 1896)
Representative Higgins from the Committee on Taxation on Bill "An Act to Ensure the Pay-

ment of Taxes due on Watercraft" (H. P. 1897) (L. D. 2493) reporting "Ought to Pass"—Pursuant to Joint Order (H. P. 1896).

Report was read and accepted and the Bill read once.

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

By unanimous consent, ordered sent forth-with to the Senate.

(Off Record Remarks)

Non-Concurrent Matter

Bill "An Act to Ensure the Payment of Taxes due on Watercraft" (H. P. 1897) (L. D. 2493) which was Passed to be Engrossed in the House September 11, 1984.

Came from the Senate Passed to be Engrossed as amended by Senate Amendment "A" (S-447) in non-concurrence.

The House voted to recede and concur.

Passed to Be Enacted

An Act to Ensure the Payment of Taxes due on Watercraft (H. P. 1897) (L. D. 2493) (S. "A" S-447).

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

The SPEAKER: The Chair recognizes the gentleman from Wilton, Mr. Armstrong.

Mr. ARMSTRONG: Mr. Speaker, I would like to pose a question through the Chair. Before we pass this to be enacted, I kind of lost track of this particular one, just exactly what does this do? Is this the decal bill?

The SPEAKER: The gentleman from Wilton, Mr. Armstrong, has posed a question through the Chair to anyone who may respond if they so desire.

The Chair recognizes the gentleman from Portland, Mr. Higgins.

Mr. HIGGINS: Mr. Speaker, in response to his question, yes.

Thereupon, the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

By unanimous consent, ordered sent forth-with to the Senate.

Passed to Be Enacted

An Act to Implement the Recommendations of the Commission on the Status of Education in Maine (H. P. 1895) (L. D. 2492) (H. "E" H-757, H. "J" H-763, and House Amendment "L" H-769 as amended by House Amendment "A" H-771 thereto).

Was 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.

By unanimous consent, ordered sent forth-with to the Senate.

Consent Calendar

First Day

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

(H. P. 1886) (L. D. 2486) Bill "An Act Making Appropriations for Educational Purposes and to Adjust Appropriations for State Government for the Fiscal Year Ending June 30, 1985"—Committee on Appropriations and Financial Affairs reporting "Ought to Pass" as Amended by Committee Amendment "A" (H-772).

Under suspension of the rules, Second Day Consent Calendar notification was given, the House Paper passed to be engrossed as amended and sent up for concurrence.

By unanimous consent, ordered sent forth-with.

(Off Record Remarks)

Orders

On motion of Representative Carter of Wins-