

MAINE STATE LEGISLATURE

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

VOLUME II

FIRST REGULAR SESSION

May 26, 1987 to June 30, 1987

Index

On motion by Senator CLARK of Cumberland, Tabled until Later in Today's Session, pending FURTHER CONSIDERATION.

Off Record Remarks

On motion by Senator CLARK of Cumberland, the Senate removed from the Unassigned Table the following:

HOUSE REPORTS - from the Committee on LABOR on Bill "An Act to Provide Civil Enforcement of the Anti-strikebreaker Law to Encourage the Settlement and Peaceful Resolution of Labor Disputes"

H.P. 623 L.D. 842

Majority - Ought to Pass in New Draft under Same Title

H.P. 1238 L.D. 1690

Minority - Ought Not to Pass
Tabled - June 2, 1987, by Senator CLARK of Cumberland.

Pending - ACCEPTANCE OF EITHER REPORT
(In House, June 1, 1987, Majority OUGHT TO PASS IN NEW DRAFT Report READ and ACCEPTED and the Bill in NEW DRAFT PASSED TO BE ENGROSSED AS AMENDED BY HOUSE AMENDMENT "A" (H-211).)

(In Senate, June 2, 1987, Reports READ.)

Senator DUTREMBLE of York moved to ACCEPT the Majority OUGHT TO PASS IN NEW DRAFT Report, in concurrence.

THE PRESIDENT: The Chair recognizes the Senator from Aroostook, Senator Collins.

Senator COLLINS: Thank you Mr. President and members of the Senate. I would oppose the pending motion. The so-called strikebreaker Bill that is before us seems, to some of us, to be another restriction on an employers ability to operate his plant during a time of either lockout or strike. As most of you know, it is imperative that plants continue to operate during a labor dispute. It seems to me that passage of this Bill would impede an employers ability to keep things running. A plant and equipment has to be cared for, maintenance has to be done and I know that this Bill does provide some exemptions, for example in security matters and security people and certain maintenance people. It is necessary from time to time that employers during the labor dispute seek outside aid from either a contracting firm or by being able to hire sufficient people to continue the operations. This Bill seems to me to impede the employers ability to do that. So, I would ask that you vote in opposition to the pending motion.

Senator COLLINS of Aroostook requested a Division.

THE PRESIDENT: Thank you Mr. President and members of the Senate. This is the so-called strikebreaker Bill, but it can also be called the anti-violence Bill. Actually, what has happened in the state just recently and what can happen in the future is a situation that really is a throw back to the labor movements of the thirties and forties in the anti-strikebreaking movements that happened during that time and the violence that occurred as a result. I want to make it clear that myself and, I think, other members of the Committee who voted for this Bill, don't want to take sides during a strike. We don't want to tip the balance from one side to the other, but we are also upset at a situation that happened at least once in the state during the strike last summer that did create a lot of tension. It did create a lot of hard feelings and, at some point, I understand it even created some violence, or could have. We want that prevented in this state. If you

pass this Bill, what it will do, it will prevent a company from hiring other companies or people that primarily do business to offer themselves in the strike situations. We are talking especially about one company and that company is BENK that offered its services to Boise Cascade during the last strike, out of state workers, who came here and took the place of the Maine workers. That created a lot of hard feelings and they were there for one purpose, to operate that company to break the strike, in the minds of some people that is what their purpose was. I have to agree with that. We are not preventing that company, we are actually giving that company a little bit more than they had before under the law. We are actually telling a company that they can secure their premises, under this law, we are telling them that they can maintain, they can hire maintenance people.

We are also saying that they can continue to hire people within the locality or around the state of Maine or even out of state, as long as those people don't usually offer themselves in a strike situation. I think this is a good Bill, it is a Maine peoples working Bill and I think we should support it. Thank you.

THE PRESIDENT: The Pending question before the Senate is the motion of Senator DUTREMBLE of York, to ACCEPT the Majority OUGHT TO PASS IN NEW DRAFT Report.

A Division has been requested.

Will all those Senators in favor of the motion of Senator DUTREMBLE of York to ACCEPT the Majority OUGHT TO PASS IN NEW DRAFT Report, please rise in their places and remain standing until counted.

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

16 Senators having voted in the affirmative and 14 Senators having voted in the negative, the motion by Senator DUTREMBLE of York to ACCEPT the Majority OUGHT TO PASS IN NEW DRAFT Report, PREVAILED, in concurrence.

The Bill in NEW DRAFT READ ONCE.

House Amendment "A" (H-211) READ and ADOPTED, in concurrence.

The Bill in NEW DRAFT LATER TODAY ASSIGNED FOR SECOND READING.

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE

Joint Resolution

The Following Joint Resolution: H.P. 1271

JOINT RESOLUTION IN RECOGNITION OF

ROBERT G. REDMAN

OF AUGUSTA, DEPUTY STATE AUDITOR

WHEREAS, "One machine can do the work of fifty ordinary men. No machine can do the work of one extraordinary man."; and

WHEREAS, among the many unsung servants of State Government whose work has been truly extraordinary is one Robert G. Redman of Augusta; and

WHEREAS, the Legislature and the several departments of State Government have all benefited from his wise and valued counsel for over 34 years and feel a special sense of gratitude for his service; and

WHEREAS, it is a pleasure for members of the Legislature to pay tribute to this distinguished and highly respected Deputy State Auditor; now, therefore, be it

RESOLVED: That We, the Members of the 113th Legislature of the State of Maine now assembled in the First Regular Session at the State Capitol, take