

# MAINE STATE LEGISLATURE

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**LEGISLATIVE RECORD**

OF THE

***One Hundred and Tenth  
Legislature***

OF THE

STATE OF MAINE

**SECOND REGULAR SESSION**

**January 6, 1982 to April 13, 1982**

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**FOURTH SPECIAL SESSION**

**April 28, 1982 and April 29, 1982**

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**July 16, 1982**

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Now is this Maine fish, or is this Canadian fish, when it comes back into our States, even though it has been caught off the Maine coast and then sent to Nova Scotia for processing?

The PRESIDENT: The Chair recognizes the Senator from Lincoln, Senator Sewall.

Senator SEWALL: Thank you Mr. President. I would like to pose two questions through the Chair to any member who may be able to answer. First, does this mean that a Maine fisherman, perhaps from my District, who is fishing offshore, and is caught in the fog and has to land with his very perishable fish, has to land say in Gloucester, can no longer take advantage of the logo?

I'd like to know, secondly, a little bit about the logo. What is it? Where is it applied? Can it be forged?

The PRESIDENT: The Senator from Lincoln, Senator Sewall, has posed some questions through the Chair.

The Chair recognizes the Senator from Washington, Senator Brown.

Senator BROWN: Thank you, Mr. President. My head has been swimming for some time concerning this particular Bill. We worked on it for an entire year. We're swimming more now as we're talking about this issue.

We're getting more confused as we ask these various questions.

Once again, this particular piece of Legislation is created for one purpose, and one purpose only, which is to help the Maine fishermen with a quality assurance marketing program to market his fish.

Now to answer the good Senator from Lincoln, Senator Sewall, I would not consider that fish landed in Gloucester as being Maine fish, even though it is landed by a Maine fisherman. Those are some isolated examples. We need to protect the Maine fishermen, to do everything possible to provide him with a market. We are subsidized heavily by the Canadian fisherman, rather is subsidized heavily. He is bringing products into Maine, selling them to the processors within the State at reduced prices, leaving very little market for the Maine caught product.

Again, the entire reason for this Bill is to provide some protection and a marketing scheme for the Maine fisherman.

I'd like to just also further comment on the good Senator from Waldo, Senator Shute, who has quoted briefly this Bill Donnell, who is editor of Commercial Fisheries News. Just to quote that telegram, which many of us received today, it's "Urgent that you support the precise language to restrict the use of Maine fresh logo to Maine caught fish only. Otherwise, we're perpetuating a fraud, frustrating, Maine fishermen, and asking Maine taxpayers to further subsidize the Canadian fish."

So I urge you to defeat the motion before us and Accept the Majority Report, L. D. 2117.

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

Senator SHUTE: Mr. President and Members of the Senate, I agree with a lot of the remarks that have been made here today. I would like to amend the Bill to say, that fish using the Maine logo shall be caught by Maine fishermen and landed in Maine ports, if that's what the Legislature wants, and registered Maine boats. Then there won't be any argument about who will be using the Maine logo, whether it's the foreign, or anyone else.

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

Senator PERKINS: Two questions, if I may, Mr. President. Number one, I've had a question asked about the logo and I have not yet to hear it explained. Number two is, I would like to know the effect of this Bill and Andre the seal, because he spends the winter in Massachusetts and the summer in Maine.

The PRESIDENT: The Senator from Hancock, Senator Perkins, has posed a question through the Chair to any knowledgeable Sen-

ator who may care to answer.

Senator BROWN: Mr. President, to answer the good Senator from Hancock, Senator Perkins, this Bill deals entirely with fish only. It does not in any way regulate seals.

The logo is a fish logo. Excuse me, Mr. President, may I ask, is the question what the shape of the logo is, or, it will be designed over the next few months as I understand it. Maybe the good Senator from Waldo would further comment on that.

The PRESIDENT: The Senator from Washington, Senator Brown, asks leave of the Senate to speak a fourth time.

Is there objection?

The Senator has the floor.

Senator BROWN: Thank you, Mr. President. This is, as I understand it, this logo will be something that will be developed over the upcoming months. It's not a stamp like the USDA certificate of approval or good housekeeping approval. It is a tag system that will go inside a package, which will say, that this is a quality, fresh, Maine product when it is marketed in Chicago, or Detroit, or wherever. It will show the pride and the quality of the product that is being sold.

The PRESIDENT: Is the Senate ready for the question?

A Division has been requested.

Will all those Senators in favor of the motion by the Senator from Waldo, Senator Shute, that the Senate Accept the Minority Ought to Pass, in New Draft, Report of the Committee, please rise in their places to be counted.

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

4 Senators having voted in the affirmative, and 16 Senators having voted in the negative, the motion to Accept the Minority Ought to Pass, in New Draft, Report of the Committee does not prevail.

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

Out of Order and Under Suspension of the Rules, the Senate voted to consider the following:

#### Papers from the House Non-concurrent Matter

Bill, "An Act to Adjust Annually Individual Income Tax Laws to Eliminate Inflation-induced Increases in Individual State Income Taxes." (I. B. 2) (L. D. 1737)

In the House, March 30, 1982, the Bill Passed to be Engrossed.

In the Senate, March 30, 1982, Majority Ought Not to Pass Report Read and Accepted, in non-concurrence.

Comes from the House, that Body Having Adhered.

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

Senator TEAGUE: I move we Adhere.

The PRESIDENT: The Senator from Somerset, Senator Teague, moves that the Senate Adhere.

The Chair recognizes the Senator from Knox, Senator Collins.

Senator COLLINS: Mr. President, this of course is the initiated bill. While I am in favor of this Bill, I recognize that in the judgement of, I think, the majority of the Legislature, this is something that should go to the ballot. Therefore, I will not opposed the pending motion.

The PRESIDENT: The Chair will order a Division.

Will all those Senators in favor of the motion by the Senator from Somerset, Senator Teague, to Adhere, please rise in their places to be counted.

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

25 Senators having voted in the affirmative, and 1 Senator having voted in the negative, the motion to Adhere does prevail.

#### Joint Orders

Expressions of Legislative Sentiment recognizing:

Frank and Marguerite Haley, of Limerick, on the 50th anniversary of their anniversary of their wedding. (H. P. 2276)

Thomas Joseph Curran, a native son of Portland, for his continuing contributions to the Tiger Athletic Association, and to the community spirit which it has so well exemplified over these last 5 decades. (H. P. 2277)

Come from the House, Read and Passed. Which were Read and Passed, in concurrence.

#### Committee Report House

##### Divided Report

Seven Members of the Committee on Public Utilities on, Bill, "An Act to Require Certain Public Utilities to Submit a Plan to the Public Utilities Commission to Provide Financing to Customers for Energy Conservation and Renewable Measures." (H. P. 866) (L. D. 1027)

Reported in Report "A" that the same Ought to Pass in New Draft under New Title, Bill, "An Act to Require Public Utilities to Submit a Plan to the Public Utilities Commission to Provide Financing to Customers for Energy Conservation and Renewable Resources", (H. P. 2274) (L. D. 2121)

Signed:

Representatives:

DAVIES of Orono  
KANY of Waterville  
MCGOWAN of Pittsfield  
VOSE of Eastport  
BENOIT of South Portland  
CONNOLLY of Portland  
RIDLEY of Shapleigh

Five Members of the same Committee on the same subject matter reported in Report "B" that the same Ought to Pass in New Draft under New Title, Bill, "An Act to Amend the Electric Rate Reform Act to Require the Public Utilities Commission to Consider Utility Financing of Energy Conservation", (H. P. 2275) (L. D. 2122)

Signed:

Senators:

TROTZKY of Penobscot  
TRAFTON of Androscoggin

Representatives:

WEYMOUTH of West Gardiner  
PARADIS of Old Town  
BORDEAUX of Mount Desert

One Member of the same Committee on the same subject matter reported in Report "C" that the same Ought Not to Pass.

Signed:

Senator:

DEVOE of Penobscot

Comes from the House, Report "A" Read and Accepted and the Bill, in New Draft, (H. P. 2274) (L. D. 2121) "An Act to Require Public Utilities to Submit a Plan to the Public Utilities Commission to Provide Financing to Customers for Energy Conservation and Renewable Resources", Passed to be Engrossed.

Which Reports were Read.

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

Senator TROTZKY: Mr. President, I move the Senate Accept Report "B", Ought to Pass in New Draft, and I'd like to speak to my motion.

The PRESIDENT: The Senator has the floor.

Senator TROTZKY: Mr. President and Members of the Senate, all this small Bill does in the LD 2122, it says, that the Public Utilities Commission shall take a look at utility financing of energy conservation measures, whereas the other Report, Report "A", mandates that each of the companies submit plans, prepare and submit plans to the Public Utilities Commission for financing of energy conservation measures by customers.