

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

One Hundred and Twelfth

Legislature

OF THE

STATE OF MAINE

VOLUME II

SECOND REGULAR SESSION

April 3 - April 16, 1986

Index

SECOND SPECIAL SESSION

May 28 - May 30, 1986

Index

THIRD CONFIRMATION SESSION

July 15, 1986

Index

FOURTH CONFIRMATION SESSION

August 29, 1986

Index

THIRD SPECIAL SESSION

October 17, 1986

Index

FIFTH CONFIRMATION SESSION

November 24, 1986

Index

Bill "An Act Concerning Atlantic Salmon" (Emergency) (H.P. 1722) (L.D. 2411) (Presented by Representative RUHLIN of Brewer) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26)

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

By unanimous consent, ordered sent forthwith to the Senate.

ORDERS

LATER TODAY ASSIGNED

On motion of Representative MURPHY of Kennebunk, the following Joint Order: (H.P. 1718)

WHEREAS, the Legislature may order a special election on any measure that is subject to a vote of the people pursuant to the Constitution of Maine, Article IV, Part Third, Section 18, Subsection 2; and

WHEREAS, direct initiative legislation has been transmitted to the Legislature which is identified as Legislative Document No. 2092, Initiated Bill 2, "AN ACT to Prohibit the Promotion and Wholesale Promotion of Pornographic Material in the State of Maine;" and

WHEREAS, notwithstanding joint order of the 112th Legislature, H.P. 1705, passed in the Second Regular Session, it is the intent of the Legislature to refer this measure to the electors of the State at the next general election to be held November 4, 1986, for determination by the people; now, therefore be it

Ordered, the Senate concurring, that the Office of the Secretary of State submit to the electors of the State for determination by the people at the next general election to be held November 4, 1986, the subject matter of "AN ACT to Prohibit the Promotion and Wholesale Promotion of Pornographic Material in the State of Maine;" and be it further

Ordered, that a copy of this order be immediately transmitted to the Secretary of State.

Was read.

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

Representative MURPHY: Mr. Speaker, Men and Women of the House: As legislators when we present legislation, we have a responsibility through the public hearing process to have a full, open, timely debate on the merits or any weaknesses of a proposal. It requires full participation. The citizens, through the initiative process, have that same responsibility. Those citizens who bring the initiative have the responsibility to clearly lay the issue out to the Maine people who will be voting on that issue and, in the issue of fairness, those that are opposed or those that seek clarification in their

own mind prior to their vote must have an opportunity to have time to raise the necessary funds to bring their point of view before the Maine people. Both the supporters and the opponents, as you and I have, have that same responsibility when we deal with legislation.

So, this Order is presented as an issue of fairness in terms of asking for broader participation in the November election by all of Maine's citizens, an estimated 60% to 65% as opposed to the election to be held or the referendum to be held at the time of the primary with possibly as low as 15% to 20% participation drawn primarily from the two political parties.

If we do not do so, much as it was in April, the June referendum date on pornography is just crass politics.

Mr. Speaker, I would ask for a roll call.

The SPEAKER: A roll call has been requested.

On motion of Representative Diamond of Bangor, tabled pending passage and later today assigned.

On motion of Representative PARADIS of Augusta, the following Order:

ORDERED, that the Clerk of the House be authorized to furnish 100 22½ stamps for each member of the House.

Was read and passed.

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 Violette of Aroostook, the following ORDER:

ORDERED, that a Committee be appointed to wait upon the Honorable Joseph E. Brennan, Governor of the State of Maine, to inform him that the two branches of the Legislature are assembled in Convention in the Hall of the House of Representatives, and extend to him an invitation to attend the Convention and present such communication as he may be pleased to make.

The Chair appointed:

Senators:

GAUVREAU of Androscoggin
BUSTIN of Kennebec
GILL of Portland

Representatives: