

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Fourth
Legislature*

OF THE

STATE OF MAINE

1969

KENNEBEC JOURNAL
AUGUSTA, MAINE

SENATE

Wednesday, January 22, 1969

Senate called to order by the President.

Prayer by Rev. Fr. Thomas M. Nelligan of Augusta.

Reading of the Journal of yesterday.

House Papers

Bills and Resolves today received from the House requiring reference to committees were acted upon in concurrence, with the following exception:

Bill, "An Act relating to Possession of Firearms in the Southern Hunting Zone" (H. P. 190) (L. D. 230).

Comes from the House referred to the Committee on Inland Fisheries and Game and Ordered Printed.

On motion by Mr. Logan of York, tabled pending Reference to Committee.

Communications

THE SENATE OF MAINE
Augusta, Maine

January 21, 1969

To the Members of the Senate of the 104th Legislature:

Pursuant to Senate Order relative to appointment of subordinate officers of the Senate, this is to inform you that the President of the Senate has appointed Sylvia Lehr as Secretary to the President and the Secretary of the Senate has appointed Mary Porter as Secretary to the Secretary, May Ross as Index Secretary, Imelda Vautour as Recording Secretary, Ruby Clark as Secretary to the Assistant Secretary, and Marion Dearborn and Dorothy Rollins as Senate Stenographers.

Respectfully,
JERROLD B. SPEERS
Secretary of the Senate

Which was Read and Ordered Placed on File.

Senate Papers
Education

Mr. Levine of K e n n e b e c presented Bill, "An Act Appropriating Moneys for Vocational and Technical Institute in Waterville." (S. P. 83) (L. D. 280)

Which was referred to the Committee on Education and Ordered Printed.

Sent down for concurrence.

Highways

Mr. Levine of K e n n e b e c presented Bill, "An Act Relating to Distribution of Axle Loads on Commercial Vehicles." (S. P. 84) (L. D. 531)

(On motion by Mr. Levine of K e n n e b e c, tabled pending Reference to Committee.)

Judiciary

Mr. Beliveau of Oxford presented Bill, "An Act Relating to the Statute of Limitations for the Malpractice of Physicians." (S. P. 85) (L. D. 279)

The same Senator presented Bill, "An Act Relating to Pecuniary Damages in Actions for Injuries Causing Death of a Minor." (S. P. 86) (L. D. 249)

The same Senator presented Bill, "An Act Relating to Cost of Replacement Motor Vehicles as Damages in Civil Actions." (S. P. 87) (L. D. 250)

The same Senator presented Bill, "An Act to Provide that Nine Jurors May Return a Verdict in Civil Suits." (S. P. 88) (L. D. 278)

Mr. Mills of Franklin presented Bill, "An Act Relating to Comparative Negligence in Civil Actions." (S. P. 89) (L. D. 251)

Mr. Kellam of C u m b e r l a n d presented Bill, "An Act Increasing Entry Fee Under Small Claims Law." (S. P. 90) (L. D. 252)

Which were referred to the Committee on Judiciary and Ordered Printed.

Sent down for concurrence.

Labor

Mr. Berry of C u m b e r l a n d presented Bill, "An Act Revising the Minimum Wage Law." (S. P. 91) (L. D. 282)

Which was referred to the Committee on Labor and Ordered Printed.

Sent down for concurrence.

Liquor Control

Mr. Levine of K e n n e b e c presented Bill, "An Act Providing for Compulsory Adult Identification

Cards Under Liquor Law." (S. P. 92) (L. D. 281)

Which was referred to the Committee on Liquor Control and Ordered Printed.

Sent down for concurrence.

Retirements and Pensions

Mr. Hanson of K e n n e b e c presented Bill, "An Act Relating to Service Retirement of Liquor Inspectors." (S. P. 93) (L. D. 253)

Which was referred to the Committee on Retirements and Pensions and Ordered Printed.

Sent down for concurrence.

State Government

Mr. Minkowsky of Androscoggin presented Bill, "An Act Establishing the Governor's Committee on Employment of the Handicapped." (S. P. 94) (L. D. 277)

Which was referred to the Committee on State Government and Ordered Printed.

Sent down for concurrence.

Committee Reports

House

Ought to Pass

The Committee on Education on Bill, "An Act Increasing Indebtedness of Baileyville School District." (H. P. 27) (L. D. 28)

Reported that the same Ought to Pass.

Comes from the House, the report Read and Accepted and the Bill Passed To Be Engrossed.

The Committee on Education on Bill, "An Act to Validate Certain Proceedings A u t h o r i z i n g the Issuance of Bonds and Notes by School Administrative District No. 47." (H. P. 28) (L. D. 29)

Reported that the same Ought to Pass.

Comes from the House, the report Read and Accepted and the Bill Passed To Be Engrossed.

Which reports were Read and Accepted in concurrence and the Bills Read Once and Tomorrow Assigned for Second Reading.

Divided Report

The Majority of the Committee on State Government on Resolve, Proposing an Amendment to the Constitution Changing the Tenure of Office of Senators to Four-Year

Terms. (H. P. 46) (L. D. 47) reported that the same Ought to Pass in New Draft Under Same Title (H. P. 202) (L. D. 224)

Signed:

Senators:

WYMAN of Washington
LETOURNEAU of York
BELIVEAU of Oxford

Representatives:

WATSON of Bath
STARBIRD, JR.

of Kingman
D'ALFONSO of Portland

The Minority of the same Committee on the same subject matter, reported that the same Ought Not to Pass.

Signed:

Representatives:

DENNETT of Kittery
DONAGHY of Lubec
RIDEOUT of Manchester
MARSTALLER of Freeport

Comes from the House, reports and Resolve Indefinitely Postponed.

The PRESIDENT: The Chair recognizes the Senator from Washington, Senator Wyman.

Mr. WYMAN of Washington: Mr. President and Members of the Senate: We all know this is a good bill, and I feel sure the Senate would vote for it. However, it has been before a good many previous legislatures and it always meets the same fate. Our friends at the other end of the hall refuse to let it pass. So, regrettably, I move acceptance of the Ought Not to Pass Report of the Committee.

The PRESIDENT: The Senator from Washington, Senator Wyman, moves that the Senate accept the Ought Not to Pass Report of the Committee. Is this the pleasure of the Senate?

The motion prevailed and the Ought Not to Pass Report of the Committee was accepted.

Second Readers

The Committee on Bills in the Second Reading reported the following:

House

Bill, "An Act Relating to Tenure of Office of Assistant Director of Legislative Research." (H. P. 42) (L. D. 43)

Which was Read a Second Time

(On motion by Mr. Berry of Cumberland, tabled and tomorrow assigned, pending Passage to be Engrossed.)

Orders of the Day

On motion by Mr. Moore of Cumberland, the Senate voted to reconsider its action of yesterday whereby Bill, "An Act Relating to the Registration of Interstate Motor Carriers" (H. P. 184) (L. D. 223), was referred to the Committee on Transportation and Ordered Printed in concurrence.

On further motion by the same Senator, the Bill was referred to the Committee on Public Utilities and Ordered Printed in non-concurrence.

Sent down for concurrence.

The President laid before the Senate the first tabled and specially assigned matter,

(H. P. 168) (L. D. 207) Bill, "An Act Relating to Defenses of Family Relationships in Civil Actions."

Comes from the House referred to the Committee on Labor and Ordered Printed.

Tabled January 21, 1969 by Senator Katz of Kennebec, pending reference.

On motion by Mr. Katz of Kennebec, referred to the Committee on Judiciary and Ordered Printed in non-concurrence.

Sent down for concurrence.

The President laid before the Senate the second tabled and specially assigned matter, (H. P. 176) (L. D. 215) Bill, "An Act Extending the Territory of Brunswick Sewer District."

Comes from the House referred to the Committee on Public Utilities and Ordered Printed.

Tabled January 21, 1969 by Senator Stuart of Cumberland, pending reference.

Mr. Stuart of Cumberland moved the pending question.

Thereupon, the Bill was referred to the Committee on Public Utilities and Ordered Printed in concurrence.

On motion by Mr. Hoffses of Knox,

Adjourned until 10 o'clock tomorrow morning.