

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

LEGISLATIVE RECORD

OF THE

*One Hundred and Fifth*

*Legislature*

OF THE

STATE OF MAINE

1971

KENNEBEC JOURNAL  
AUGUSTA, MAINE

**HOUSE**

Thursday, April 1, 1971

The House met according to adjournment and was called to order by the Speaker.

Prayer by the Rev. Mr. David Dunn of Augusta.

The journal of yesterday was read and approved.

**Orders Out of Order**

Mr. Bedard of Saco presented the following Order and moved its passage:

ORDERED, that Andy Stickney and Roy Plourde of Saco be appointed to serve as Honorary Pages for today.

The Order was received out of order by unanimous consent, read and passed.

Mr. Mills of Eastport presented the following Order and moved its passage:

ORDERED, that Geoffrey Doyle of Bangor be appointed to serve as Honorary Page for today.

The Order was received out of order by unanimous consent, read and passed.

Mrs. Doyle of Bangor presented the following Order and moved its passage:

ORDERED, that Donna Buckmore of Gardiner be appointed to serve as Honorary Page for today.

The Order was received out of order by unanimous consent, read and passed.

**Papers from the Senate**

From the Senate: The following Order:

WHEREAS, there is serious public concern as to the administration and operation of our mental institutions; and

WHEREAS, there is continuing evidence of inability to recruit and retain professional and nonprofessional staff; and

WHEREAS, there is substantial evidence of sagging morale among dedicated employees to the extent there is reason to believe patient care may suffer; and

WHEREAS, the Baumgarten Report of 1968 brings serious problems to light, with recommendations for change; and

WHEREAS, the public responsibility towards patients in the care and custody of these institutions demands compassionate care of the highest quality and the full protection of the constitutional and civil rights of those committed to our care; now, therefore, be it

ORDERED, the House concurring, that a Special Joint Select Committee of Inquiry be appointed to study, review and analyze the operations, rules, regulations, procedures and programs of the Department of Mental Health and Corrections as they pertain to our mental institutions to ascertain that department appropriations are being administered in an effective and productive manner for the welfare of the citizens of Maine; and be it further

ORDERED, that said committee shall consist of 3 members of the Senate appointed by the President of the Senate and 7 members of the House appointed by the Speaker of the House of Representatives who shall serve without compensation, but shall be reimbursed for their actual expenses incurred in the performance of their duties under this Order; such sums to be paid out of the Legislative Appropriation; and said committee shall elect its own chairman and such other officers as it deems desirable; and be it further

ORDERED, that this special committee report its findings and recommendations forthwith to the 105th Legislature; and be it further

ORDERED, that all departments and agencies of State Government shall cooperate with the committee and are directed to provide such technical and other assistance as the committee deems necessary or desirable to carry out the purposes of this Order, including but not limited to personnel and staff as a part of their regular employment; and be it further

ORDERED, that the special committee shall have the authority to employ professional and clerical assistance as they deem necessary within the limits of funds provided; and be it further

ORDERED, that there is allocated to this special committee from the Legislative Appropriation

the sum of \$5,000 to carry out the purposes of this Order. (S. P. 528)

Came from the Senate read and passed, and the following appointed as members of the Committee on the part of the Senate:

Messrs. HICHENS of York

SHUTE of Franklin

Mrs. CARSWELL of Cumberland

In the House, the Order was read.

The SPEAKER: The Chair recognizes the gentleman from Lewiston, Mr. Jalbert.

Mr. JALBERT: Mr. Speaker and Members of the House: First I would like to state that I have nothing but very strong personal feelings for the author of this order, both legislatively speaking and as a personal individual. However, this particular order has a \$5,000 price tag on it; it would set up a special committee while we are now even in session of the Legislature, to make a thorough study of this problem, and I think it ought to be done. By the same token, we have presently a Joint Committee on Health and Institutional Services that is meeting at any time that it is necessary.

I feel that we will be here for a lengthy period. I feel that somewhere along the line this committee could be allowed to do its work, and part of its duties would be the proper functioning, after their deliberations, of the Mental Health and Corrections Department.

I can recall back a few years ago when a fantastic amount of subcommittees were set up, and in my humble opinion very little was accomplished through it. As an individual, and as Chairman of the Legislative Finance Committee, I made an in depth study of the problems concerning our mental health and corrections institutions, particularly on the level of the mental health problems. Many times during the night I could be seen in the halls of the Pineland State Hospital, Augusta State Hospital, and Bangor.

I submitted a report that was presented to the Legislative Research Committee, and with the help that I had, several of the arguments that I set forth were

implemented, and several inconsistencies and errors were straightened out.

I do not by any means say in making my motion that everything is A-OK as far as our institutions are concerned. That is not so. But my arguments are: one, that this here is an order that calls for a \$5,000 price tag; we have a committee now that is existing that could be doing this work while we are in session; third, if their work was not continued, then other areas could be looked into, preferably in my opinion in the area of the Legislative Research Committee.

For those reasons, Mr. Speaker and members of the House, I now move the indefinite postponement of this order.

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, moves that this Order be indefinitely postponed.

Mr. Cooney of Webster requested a division.

The SPEAKER: The Chair recognizes the gentleman from Orono, Mr. Curtis.

Mr. CURTIS: Some of us would like to investigate this a little bit closer. I move this be tabled for two legislative days.

The SPEAKER: The Chair would advise the gentleman that he did debate his tabling motion.

The Chair recognizes the gentleman from Newport, Mrs. Cummings.

Mrs. CUMMINGS: I move this be tabled for two legislative days.

The SPEAKER: The gentleman from Newport, Mrs. Cummings, moves this be tabled until Tuesday, April 6, pending the motion of the gentleman from Lewiston, Mr. Jalbert, that it be indefinitely postponed. All in favor of tabling will vote yes; those opposed will vote no.

A vote of the House was taken.

61 voted in the affirmative and 60 voted in the negative.

Whereupon, Mr. Jalbert of Lewiston requested a roll call.

The SPEAKER: The yeas and nays have been requested. For the Chair to order a roll call it must have the expressed desire of one fifth of the members present and voting. All those desiring a roll call

will vote yes; those opposed will vote no.

A vote of the House was taken, and more than one fifth of the members present having expressed a desire for a roll call, a roll call was ordered.

The SPEAKER: The pending question is on the motion of the gentlewoman from Newport, Mrs. Cummings, that this matter be tabled until Tuesday, April 6. All in favor will vote yes; those opposed will vote no.

#### ROLL CALL

YES — Baker, Barnes, Bartlett, Berry, G. W.; Berube, Binnette, Birt, Bither, Bragdon, Bunker, Bustin, Carrier, Churchill, Clark, Collins, Cooney, Cummings, Curtis, A. P.; Curtis, T. S. Jr.; Dam, Donaghy, Dow, Doyle, Farrington, Fecteau, Genest, Gill, Goodwin, Hancock, Hanson, Hardy, Haskell, Hewes, Immonen, Kelleher, Keyte, Lawry, Lebel, Lee, Lewin, Lewis, Lincoln, MacLeod, M a d d o x, McCloskey, McNally, Millett, Morrell, Norris, Page, Ross, Smith, D. M.; Tyndale, Vincent, White, Whitson, Wight, Wood, M. W.; Wood, M. E.; Woodbury.

NO — Albert, Ault, Bailey, Bedard, Bernier, Berry, P. P.; Bourgoin, Brawn, Brown, Call, Carey, Carter, Clemente, Conley, Cote, Crosby, Curran, C y r, Drigotas, Dudley, Dyar, Emery, D. F.; Emery, E. M.; Evans, Faucher, Finemore, Fraser, G a g n o n, Gauthier, Good, Hall, Hawkens, Hayes, Henley, Hodgdon, Jalbert, Kelley, K. F.; Kilroy, Lessard, Littlefield, Lizotte, Lynch, Mahany, Marsh, Marsteller, M a r t i n, McCormick, McKinnon, McTeague, Mills, Mosher, Murray, O'Brien, Parks, Payson, Pontbriand, Porter, Pratt, Rand, Rocheleau, Rollins, Santoro, Scott, Shaw, S h u t e, Silverman, Simpson, L. E.; Simpson, T. R.; Slane, Smith, E. H.; Starbird, Stillings, Susi, Tanguay, Theriault, T r a s k, Webber, Wheeler, Williams.

ABSENT — Boudreau, Cottrell, Herrick, Jutras, Kelley, P. S.; Kelley, R. P.; Lucas, Lund, Manchester, Orestis, Sheltra.

Yes, 60; No, 79; Absent, 11.

The SPEAKER: Sixty having voted in the affirmative and seventy-nine in the negative, the motion does not prevail.

The pending question is the motion of the gentleman from Lewiston, Mr. Jalbert, that this Joint Order be indefinitely postponed.

The Chair recognizes the gentleman from Augusta, Mr. Bustin.

Mr. BUSTIN: Mr. Speaker and Ladies and Gentlemen of the House: Those of us who are fairly familiar with the so-called Baumgarten Report would be persuaded that this is a study which needs to be done. The committee structure that is called for in this order is certainly an appropriate one, and the \$5,000 price tag would seem to me, if it can benefit the people in our institutions, would certainly be money well spent.

Mr. Speaker, I ask that when the vote is taken it be taken by the yeas and nays.

The SPEAKER: The yeas and nays have been requested. For the Chair to order a roll call on the indefinite postponement motion it must have the expressed desire of one fifth of the members present and voting. All in favor of a roll call will vote yes; those opposed will vote no.

A vote of the House was taken, and more than one fifth of the members present having expressed a desire for a roll call, a roll call was ordered.

The SPEAKER: The Chair recognizes the gentleman from Lewiston, Mr. Jalbert.

Mr. JALBERT: Mr. Speaker and Members of the House: I would like to make comment on the good gentleman from Augusta, Mr. Bustin's remarks. I did not in my remarks say that this situation should not be looked into. I did say that we have presently serving here while we are in session a good Committee on Health and Institutional Services.

I do say that if it needs to be continued we have the proper agency for it, if it needs to be continued later. I do say this now has a \$5,000 price tag that is needless, and I do say as far as I am concerned that if you add up \$5,000 and \$5,000 and \$50,000, it winds up in the major tax, and that is what I want no part of. That is what I did say.

The SPEAKER: The Chair recognizes the gentlewoman from Falmouth, Mrs. Payson.

Mrs. PAYSON: Mr. Speaker and Members of the House: As House Chairman of the Health and Institutional Services Committee, I have discussed this with the Senate Chairman, Senator Hichens. And we have agreed that we feel that the committee is an able committee and would be able to go into the questions which are raised in this report, and would like to have the privilege of doing so. Thank you.

The SPEAKER: The pending question is on the motion of the gentleman from Lewiston, Mr. Jalbert, that Joint Order S. P. 528 be indefinitely postponed in non-concurrence. A roll call has been ordered. All in favor of indefinite postponement will vote yes; those opposed will vote no.

#### ROLL CALL

YES — Albert, Ault, Bailey, Barnes, Bernier, Berry, G. W.; Berry, P. P.; Berube, Binnette, Bither, Bourgoin, Brawn, Brown, Bunker, Call, Carey, Carter, Churchill, Clemente, Conley, Cote, Crosby, Curran, Curtis, A. P.; Cyr, Dam, Donaghy, Drigotas, Dudley, Dyar, Emery, E. M.; Evans, Faucher, Fecteau, Finemore, Fraser, Gagnon, Gauthier, Genest, Good, Hall, Hancock, Hanson, Hardy, Haskell, Hawkens, Hayes, Henley, Herrick, Hewes, Immonen, Jalbert, Kelleher, Kelley, K. F.; Kelley, P. S.; Kelley, R. P.; Keyte, Lawry, Lessard, Lewin, Lewis, Lincoln, Lizotte, Lynch, Maddox, Mahany, Marsh, Marsteller, Martin, McCormick, McKinnon, McTeague, Millett, Mills, O'Brien, Page, Parks, Payson, Pontbriand, Porter, Pratt, Rand, Rocheleau, Rollins, Ross, Santoro, Scott, Shaw, Silverman, Simpson, L. E.; Simpson, T. R.; Slane, Smith, D. M.; Smith, E. H.; Starbird, Stillings, Susi, Tanguay, Theriault, Trask, Tyndale, Webber, Wheeler, Wight, Williams, Wood, M. W.; Wood, M. E.; Woodbury.

NO — Baker, Bartlett, Bedard, Birt, Bragdon, Bustin, Carrier, Clark, Collins, Cooney, Cummings, Curtis, T. S. Jr.; Dow, Doyle, Emery, D. F.; Farrington, Gill, Goodwin, Hodgdon, Lebel, Lee, Littlefield, MacLeod, McCloskey,

McNally, Morrell, Mosher, Murray, Norris, Orestis, Shute, Vincent, White, Whitson.

ABSENT — Boudreau, Cottrell, Jutras, Kilroy, Lucas, Lund, Manchester, Sheltra.

Yes, 108; No, 34; Absent, 8.

The SPEAKER: One hundred eight having voted in the affirmative, thirty-four in the negative, with eight being absent, the motion does prevail in non-concurrence.

Sent up for concurrence.

From the Senate: The following Communication: (S. P. 526)

#### CAPITOL PLANNING

#### COMMISSION

#### STATE OFFICE BUILDING

#### AUGUSTA, MAINE

March 29, 1971

Governor Kenneth M. Curtis and Members of the 105th Legislature

The Capitol Planning Commission has been continually studying various aspects of the Capitol Complex Area Master Plan. One of the more critical areas involves the lack of adequate parking facilities within the Complex Area to serve the general public, the Legislature, and the State employees.

In an effort to present meaningful recommendations to the Executive and Legislative branches of government regarding the parking situation, the Commission retained the services of Frank Grad & Sons, Architects, to prepare a study of parking facilities within the Capitol Complex Area here in Augusta. Frank Grad & Sons were the consultants engaged by the Commission for the preparation of the original Master Plan for the area, which was presented to and accepted by the 104th Legislature.

This Study is now completed and is being presented to you for your consideration at this time. The Capitol Planning Commission earnestly requests your support in implementing the recommendations of this Study.

Sincerely yours,

(Signed)

RODNEY W. ROSS

Rodney W. Ross

Chairman

Came from the Senate read and with accompanying papers ordered placed on file.

In the House, the Communication was read and with accompanying papers ordered placed on file in concurrence.

Bills from the Senate requiring reference were disposed of in concurrence.

### **Reports of Committees Ought to Pass**

Report of the Committee on Legal Affairs reporting "Ought to pass" on Bill "An Act Authorizing Use of Name Maine School of Underwater Diving" (S. P. 320) (L. D. 934)

Came from the Senate with the Report read and accepted and the Bill passed to be engrossed.

In the House, the Report was read and accepted in concurrence, the Bill read twice and tomorrow assigned.

### **Ought to Pass with Senate Amendment**

Report of the Committee on State Government reporting "Ought to pass" on Bill "An Act relating to Temporary Loans by the State" (S. P. 489) (L. D. 1381)

Came from the Senate with the Report read and accepted and the Bill passed to be engrossed as amended by Senate Amendment "A".

In the House, the Report was read and accepted in concurrence and the Bill read twice. Senate Amendment "A" (S-56) was read by the Clerk and adopted in concurrence, and tomorrow assigned for third reading of the Bill.

### **Ought to Pass with Committee Amendment Committee Amendment Indefinitely Postponed Senate Amendment Adopted**

Report of the Committee on Veterans and Retirement on Bill "An Act relating to Service Retirement of Liquor Inspectors" (S. P. 245) (L. D. 706) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Came from the Senate with the Report read and accepted, Committee Amendment "A" indefinitely postponed, and the Bill

passed to be engrossed as amended by Senate Amendment "A".

In the House, the Report was read and accepted in concurrence and the Bill read twice. Committee Amendment "A" (S-39) was read by the Clerk and adopted in non-concurrence. Senate Amendment "A" (S-52) was read by the Clerk and adopted in concurrence.

Tomorrow was assigned for third reading of the Bill.

### **Divided Report Tabled and Assigned**

Majority Report of the Committee on Election Laws on Bill "An Act Limiting the Amount of Money Spent by Candidates Seeking Political Office" (S. P. 25) (L. D. 58) reporting same in a new draft (S. P. 398) (L. D. 1011) under same title and that it "Ought to pass".

Report was signed by the following members:

Messrs. MARTIN of Piscataquis  
MOORE of Cumberland  
SHUTE of Franklin

— of the Senate.

Messrs. VINCENT of Portland  
BUNKER of Gouldsboro

Mrs. WOOD of Castine

Mr. MARSTALLER

of Freeport

— of the House.

Minority Report of same Committee reporting "Ought not to pass" on same Bill.

Report was signed by the following members:

Messrs. HANCOCK of Casco  
BINNETTE of Old Town

Mrs. BROWN of York

Mrs. BOUDREAU of Portland

— of the House.

Came from the Senate with the Majority Report accepted and the Bill passed to be engrossed as amended by Senate Amendments "A" and "C".

In the House: Reports were read.

The SPEAKER: The Chair recognizes the gentleman from Pittsfield, Mr. Susi.

Mr. SUSI: Mr. Speaker and Ladies and Gentlemen of the House: This is the first of several Divided Reports that we have this morning. And there will be motions made to table these Divided Reports and other debatable topics that will be before us, so that we can get through our Third Readers

and Enactors, and still be able to adjourn by ten o'clock for our Executive Committee meetings.

I hope that we can all cooperate in order to get this done. Thank you.

(On motion of Mr. Martin of Eagle Lake, tabled pending acceptance of either Report and specially assigned for Tuesday, April 6.)

#### **Non-Concurrent Matter**

Bill "An Act Increasing Minimum Salaries for Teachers" (S. P. 162) (L. D. 484) on which the House accepted in non-concurrence the Majority Report of the Committee on Education reporting same in a new draft (S. P. 516) (L. D. 1401) under title of "An Act Concerning Minimum Salaries for Teachers" and passed the Bill to be engrossed in non-concurrence on March 30.

Came from the Senate with that body voting to insist on its former action whereby it accepted the Minority Report reporting same in a new draft (S. P. 517) (L. D. 1402) under title of "An Act relating to Salaries of Substitute Teachers and Adjusting State Subsidy to an Administrative Unit" and passed the Bill to be engrossed.

In the House: On motion of Mr. Simpson of Standish, the House voted to insist and ask for a Committee of Conference.

#### **Non-Concurrent Matter Tabled and Assigned**

Bill "An Act relating to Use of Lights While Locating or Taking Raccoon Found by a Dog" (H. P. 527) (L. D. 689) which was indefinitely postponed in the House on March 26.

Came from the Senate passed to be engrossed in non-concurrence.

In the House:

The SPEAKER: The Chair recognizes the gentleman from Oakland, Mr. Brawn.

Mr. BRAWN: Mr. Speaker, I move we adhere to our former action.

The SPEAKER: The gentleman from Oakland, Mr. Brawn, moves the House adhere.

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

Mr. VINCENT: Mr. Speaker and Ladies and Gentlemen of the House: This seems like an appropriate bill for April Fool's Day. When we last left Mr. Brawn from Oakland he was holding onto a tree, he was holding onto a gun, he was holding onto a flashlight, and he was holding onto the votes. I would move that we recede and concur.

Whereupon, on motion of Mr. Martin of Eagle Lake, tabled pending the motion of Mr. Vincent of Portland to recede and concur, and tomorrow assigned.

#### **Non-Concurrent Matter**

Bill "An Act relating to Trespass on Certain State Institutions" (H. P. 1084) (L. D. 1150) which was passed to be engrossed in the House on March 12.

Came from the Senate passed to be engrossed as amended by Senate Amendments "A" and "B" in non-concurrence.

In the House: The House voted to recede and concur.

#### **Non-Concurrent Matter**

Bill "An Act to Authorize a Food Stamp Program in Somerset County" (H. P. 1087) (L. D. 1476) which was referred to the Committee on County Government in the House on March 12.

Came from the Senate referred to the Committee on Health and Institutional Services in non-concurrence.

In the House: The House voted to recede and concur.

#### **Non-Concurrent Matter**

Bill "An Act relating to Address of Grantees on Deeds and Affixation of Real Estate Transfer Tax Stamps" (H. P. 1088) (L. D. 1477) which was referred to the Committee on County Government in the House on March 12.

Came from the Senate referred to the Committee on Judiciary in non-concurrence.

In the House: The House voted to recede and concur.

#### **Orders**

On request of Mr. Porter of Lincoln, the following Resolve on its final passage was taken up out of order by unanimous consent.



Resolve for Laying of the County Taxes for the Years Nineteen Hundred and Seventy-one and Nineteen Hundred and Seventy-two (H. P. 1233) (L. D. 1520)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a total was taken. 143 voted in favor of same and none against, and accordingly the Resolve was finally passed, signed by the Speaker and sent to the Senate.

By unanimous consent, ordered sent forthwith.

On request of Mr. Porter of Lincoln, by unanimous consent, the following matter was taken from the tabled matters out of order:

HOUSE ORDER — Propounding questions to the Supreme Judicial Court Relative to the Legislature's Authority to Call a Special Election on an Initiated Bill I. B. 1.

Tabled — March 31, Under House Rule 41.

Pending — Passage.

On motion of Mr. Porter of Lincoln, the Order received passage.

#### House Reports of Committees Ought Not to Pass

Mr. Haskell from the Committee on Education reported "Ought not to pass" on Bill "An Act relating to Conferring Degrees by Christian Academy of Glen Cove" (H. P. 805) (L. D. 1078)

Mr. Lawry from same Committee reported same on Bill "An Act relating to Course of Study in Secondary Schools" (H. P. 841) (L. D. 1153)

Mr. Carrier from the Committee on Judiciary reported same on Bill "An Act to Require the Maine State Housing Authority to Adopt a State Housing Code" (H. P. 193) (L. D. 333)

Mr. Hewes from same Committee reported same on Bill "An Act relating to Penalty for Dumping Litter on Highways" (H. P. 566) (L. D. 742)

Mr. Page from same Committee reported same on Bill "An Act relating to the Right of Eminent Domain by Electric Power Companies" (H. P. 343) (L. D. 452)

Mr. Lund from same Committee on Bill "An Act Permitting Medical Laboratory Technicians to Administer Blood Tests to Determine Alcoholic Content" (H. P. 3) (L. D. 3) reported "Ought not to pass", as covered by other legislation.

In accordance with Joint Rule 17-A, were placed in the legislative files and sent to the Senate.

#### Leave to Withdraw

Mr. Bither from the Committee on Education on Bill "An Act relating to Secondary Education in the Town of Rangeley" (H. P. 873) (L. D. 1195) reported Leave to Withdraw.

Mr. Bourgoin from the Committee on Fisheries and Wildlife reported same on Resolve Opening Second Chase Lake, Aroostook County, to Ice Fishing (H. P. 561) (L. D. 737)

Mr. Lewin from same Committee reported same on Bill "An Act relating to Use of Power Boats on Parks Pond, Penobscot County" (H. P. 905) (L. D. 1249)

Mr. Porter from same Committee reported same on Resolve Regulating Ice Fishing for Trout in Jones Lake, Aroostook County (H. P. 562) (L. D. 738)

Mr. Smith from the Committee on Natural Resources reported same on Bill "An Act relating to the Certification of Wastewater Treatment Plant Operators" (H. P. 719) (L. D. 964)

Mr. Stillings from the Committee on State Government reported same on Bill "An Act to Establish a Director of Sports Commissions" (H. P. 949) (L. D. 1308)

Reports were read and accepted and sent up for concurrence.

#### Covered by Other Legislation

Mr. Bernier from the Committee on County Government on Bill "An Act Increasing Payments to Kennebec County Law Library" (H. P. 222) (L. D. 304) reported Leave to Withdraw, as covered by other legislation.

Mr. Dyar from same Committee reported same on Bill "An Act Increasing Payments to Law Library of Piscataquis County" (H. P. 383) (L. D. 498)

Mr. Immonen from same Committee reported same on Bill "An Act Increasing Payments to the Law Library of Aroostook County" (H. P. 291) (L. D. 391)

Mr. Kelleher from same Committee reported same on Bill "An Act Increasing Payments to the Androscoggin County Law Library" (H. P. 522) (L. D. 685)

Mr. Mills from same Committee reported same on Bill "An Act relating to Payments to the Hancock County Law Library" (H. P. 60) (L. D. 101)

Same gentleman from same Committee reported same on Bill "An Act Increasing Payments to Franklin County Law Library" (H. P. 128) (L. D. 183)

Same gentleman from same Committee reported same on Bill "An Act Increasing Payments to York County Law Library" (H. P. 627) (L. D. 850)

Mr. Pontbriand from same Committee reported same on Bill "An Act Increasing Payments to Somerset County Law Library" (H. P. 479) (L. D. 620)

Mr. Stillings from the Committee on State Government reported same on Resolution Proposing an Amendment to the Constitution to Provide for the Selection of a Lieutenant Governor, for His Duties and for Vacancies in the Office of Governor (H. P. 439) (L. D. 574)

Reports were read and accepted and sent up for concurrence.

#### **Ought to Pass in New Draft New Drafts Printed**

Mr. Carrier from the Committee on Judiciary on Bill "An Act relating to the Reporting of Traffic Accidents" (H. P. 298) (L. D. 398) reported same in a new draft (H. P. 1243) (L. D. 1552) under same title and that it "Ought to pass"

Report was read and accepted, the New Draft read twice and tomorrow assigned.

#### **Tabled and Assigned**

Mr. Lund from the Committee on Judiciary on Bill "An Act Prohibiting the Turning Back of Speedometers or Odometers on Motor Vehicles" (H. P. 101) (L. D. 145) reported same in a new draft (H. P. 1244) (L. D. 1553)

under same title and that it "Ought to pass".

Report was read.

(On motion of Mr. Dyar of Strong, tabled pending acceptance of the Report and specially assigned for Tuesday, April 6.)

Mr. Stillings from the Committee on Liquor Control on Bill "An Act relating to the Sale of Alcoholic Beverages at the Bangor International Airport" (H. P. 818) (L. D. 1091) reported same in a new draft (H. P. 1245) (L. D. 1554) under title of "An Act relating to the Sale of Alcoholic Beverages at International Air Terminals" and that it "Ought to pass"

Report was read and accepted, the New Draft read twice and tomorrow assigned.

#### **Tabled and Assigned**

Mr. MacLeod from the Committee on Natural Resources on Bill "An Act relating to the Conduct of Hearings Required by the State's Environmental Laws" (H. P. 359) (L. D. 467) reported same in a new draft (H. P. 1246) (L. D. 1555) under same title and that it "Ought to pass"

Report was read.

(On motion of Mr. Hardy of Hope, tabled pending acceptance of the Report and specially assigned for Tuesday, April 6.)

Mr. Marstaller from the Committee on State Government on Bill "An Act Clarifying Duties of Treasurer of State Relating to Securities" (H. P. 7) (L. D. 7) reported same in a new draft (H. P. 1247) (L. D. 1556) under same title and that it "Ought to pass"

Report was read and accepted, the New Draft read twice and tomorrow assigned.

#### **Ought to Pass Printed Bills**

Mrs. Boudreau from the Committee on Election Laws reported "Ought to pass" on Bill "An Act to Improve the Protection of Certain Confidential Records" (H. P. 875) (L. D. 1196)

Mr. Lund from the Committee on Judiciary reported same on Bill "An Act Creating the Interstate Compact on Detainers" (H. P. 531) (L. D. 721)

Mrs. Wheeler from same Committee reported same on Bill "An Act Revising the Laws Relating to Probation and Parole" (H. P. 568) (L. D. 744)

Mr. Marsh from the Committee on Public Utilities reported same on Bill "An Act to Amend the Charter of the Jackman Sewer District" (H. P. 947) (L. D. 1306)

Reports were read and accepted, the Bills read twice and tomorrow assigned.

#### Ought to Pass with Committee Amendment

Mrs. Boudreau from the Committee on Election Laws on Bill "An Act Improving the Control of Absentee Ballots Issued" (H. P. 878) (L. D. 1199) reported "Ought to pass" as amended by Committee Amendment "A" (H-89) submitted therewith.

Mrs. Wood from same Committee on Bill "An Act to Set the Rate for Voting Lists Based upon the Cost of Preparing the Lists" (H. P. 877) (L. D. 1198) reported "Ought to pass" as amended by Committee Amendment "A" (H-90) submitted therewith.

Mr. Orestis from the Committee on Judiciary on Bill "An Act Increasing the Coverage and Entry Fee of Small Claims Law and Defining Certain Procedures" (H. P. 221) (L. D. 303) reported "Ought to pass" as amended by Committee Amendment "A" (H-91) submitted therewith.

Reports were read and accepted and the Bills read twice. Committee Amendment "A" to each was read by the Clerk and adopted, and tomorrow assigned for third reading of the Bills.

#### Divided Report Tabled and Assigned

Majority Report of the Committee on Election Laws on Resolution Proposing an Amendment to the Constitution to Provide a Shorter Time for Establishing Voting Residence (H. P. 525) (L. D. 687) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was signed by the following members:

Messrs. SHUTE of Franklin  
MARTIN of Piscataquis  
— of the Senate.

Mr. ROSS of Bath  
Mrs. BROWN of York

Messrs. BUNKER of Gouldsboro  
BINNETTE of Old Town  
HANCOCK of Casco

Mrs. BOUDREAU of Portland

Mrs. WOOD of Castine

Mr. VINCENT of Portland  
— of the House.

Minority Report of same Committee reporting "Ought not to pass" on same Resolution.

Report was signed by the following members:

Mr. MOORE of Cumberland  
— of the Senate.

Mr. MARSTALLER of Freeport  
— of the House.

Reports were read.

(On motion of Mr. Ross of Bath, tabled pending acceptance of either Report and specially assigned for Tuesday, April 6.)

#### Divided Report Tabled and Assigned

Majority Report of the Committee on Election Laws on Bill "An Act relating to the Requirement for a Board of Registration" (H. P. 738) (L. D. 1000) reporting same in a new draft (H. P. 1242) (L. D. 1551) under same title and that it "Ought to pass"

Report was signed by the following members:

Messrs. SHUTE of Franklin  
MOORE of Cumberland  
— of the Senate.

Mr. ROSS of Bath

Mrs. BROWN of York

Mrs. BOUDREAU of Portland

Messrs. VINCENT of Portland

BUNKER of Gouldsboro

Mrs. WOOD of Castine

Mr. MARSTALLER of Freeport  
— of the House.

Minority Report of same Committee reporting "Ought not to pass" on same Bill.

Report was signed by the following members:

Mr. MARTIN of Piscataquis  
— of the Senate.

Messrs. BINNETTE of Old Town  
HANCOCK of Casco

— of the House.  
Reports were read.

(On motion of Mr. Ross of Bath, tabled pending acceptance of either Report and specially assigned for Tuesday, April 6.)

**Divided Report  
Tabled and Assigned**

Majority Report of the Committee on Fisheries and Wildlife reporting "Ought not to pass" on Bill "An Act relating to Open Season for Fishing in Lakes, Ponds, Rivers, Brooks and Streams" (H. P. 672) (L. D. 909)

Report was signed by the following members:

Messrs. ANDERSON of Hancock  
HOFFSES of Knox  
BERNARD  
of Androscoggin  
— of the Senate.

Messrs. BUNKER of Gouldsboro  
LEWIS of Bristol  
LEWIN of Augusta  
KELLEY of Machias  
— of the House.

Minority Report of same Committee reporting "Ought to pass" on same Bill.

Report was signed by the following members:

Messrs. MANCHESTER  
of Mechanic Falls  
PORTER of Lincoln  
PARKS of Presque Isle  
CALL of Lewiston  
KELLEY of Southport  
BOURGOIN of Fort Kent  
— of the House.

Reports were read.

(On motion of Mr. Lewin of Augusta, tabled pending acceptance of either Report and specially assigned for Tuesday, April 6.)

**Divided Report  
Tabled and Assigned**

Majority Report of the Committee on Fisheries and Wildlife reporting "Ought not to pass" on Bill "An Act relating to Black Bass Fishing in Lakes, Ponds and Rivers" (H. P. 673) (L. D. 910)

Report was signed by the following members:

Messrs. HOFFSES of Knox  
ANDERSON of Hancock  
BERNARD  
of Androscoggin  
— of the Senate.

Messrs. LEWIN of Augusta  
KELLEY of Machias  
CALL of Lewiston  
BUNKER of Gouldsboro  
LEWIS of Bristol

— of the House.

Minority Report of same Committee on same Bill reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was signed by the following members:

Messrs. PORTER of Lincoln  
PARKS of Presque Isle  
MANCHESTER  
of Mechanic Falls  
KELLEY of Southport  
BOURGOIN of Fort Kent  
— of the House.

Reports were read.

(On motion of Mr. Lewin of Augusta, tabled pending acceptance of either Report and specially assigned for Tuesday, April 6.)

**Divided Report  
Tabled and Assigned**

Majority Report of the Committee on Health and Institutional Services reporting "Ought to pass" on Bill "An Act Transferring Services to Alcoholics and Drug Addicts to the Bureau of Mental Health" (H. P. 674) (L. D. 911)

Report was signed by the following members:

Messrs. HICHENS of York  
GREELEY of Waldo  
— of the Senate.

Mrs. DOYLE of Bangor  
Mr. CLEMENTE of Portland

Mrs. McCORMICK of Union

Messrs. DYAR of Strong  
LEWIS of Bristol

Mrs. PAYSON of Falmouth

Mr. SANTORO of Portland

Mrs. BERRY of Madison

Mr. LESSARD of Lisbon

Mrs. CUMMINGS of Newport

— of the House.

Minority Report of same Committee reporting "Ought not to pass" on same Bill.

Report was signed by the following member:

Mr. MINKOWSKY  
of Androscoggin  
— of the Senate.

Reports were read.

(On motion of Mrs. Payson of Falmouth, tabled pending accep-

tance of either Report and specially assigned for Tuesday, April 6.)

—————  
**Divided Report**  
**Tabled and Assigned**

Majority Report of the Committee on Liquor Control reporting "Ought not to pass" on Bill "An Act relating to Retail Sale of Fortified Wine" (H. P. 656) (L. D. 897)

Report was signed by the following members:

Messrs. SHUTE of Franklin  
 HOFFSES of Knox  
 FORTIER of Oxford  
 — of the Senate.

Messrs. STILLINGS of Berwick  
 BAILEY of Woolwich  
 IMMONEN of West Paris  
 HAWKENS of Farmington  
 MADDOX of Vinalhaven  
 GAGNON of Scarborough  
 — of the House.

Minority Report of same Committee reporting "Ought to pass" on same Bill.

Report was signed by the following members:

Messrs. LIZOTTE of Biddeford  
 SLANE of Portland  
 FAUCHER of Solon  
 TANGUAY of Lewiston  
 — of the House.

Reports were read.

(On motion of Mr. Stillings of Berwick, tabled pending acceptance of either Report and specially assigned for Tuesday, April 6.)

—————  
**Passed to Be Engrossed**

Bill "An Act relating to Changes of Fishing Regulations by the Legislature" (S. P. 321) (L. D. 935)

Was reported by the Committee on Bills in the Third Reading, read the third time, passed to be engrossed and sent to the Senate.

—————  
**Third Reader**  
**Tabled and Assigned**

Bill "An Act to Create a School Administrative District in the Town of Madawaska" (H. P. 641) (L. D. 871)

Was reported by the Committee on Bills in the Third Reading and read the third time.

The SPEAKER: The Chair recognizes the gentleman from Skowhegan, Mr. Dam.

Mr. DAM: Mr. Speaker, could I have item 2 tabled for one legislative day?

Whereupon, Mr. Cyr of Madawaska requested a vote on the motion.

The SPEAKER: A vote has been requested on the tabling motion. All in favor of this matter being tabled until the next legislative day pending passage to be engrossed will vote yes; those opposed will vote no.

A vote of the House was taken.

63 having voted in the affirmative and 54 having voted in the negative, the motion did prevail.

—————  
 Bill "An Act relating to a Transfer of Municipalities from One School Administrative District to Another" (H. P. 1235) (L. D. 1521)

Bill "An Act relating to Approval of Schools Enrolling Out-of-State Students" (H. P. 1236) (L. D. 1522)

Were reported by the Committee on Bills in the Third Reading, read the third time, passed to be engrossed and sent to the Senate.

—————  
**Third Reader**  
**Tabled and Assigned**

Bill "An Act relating to School Administrative District Elections" (H. P. 1237) (L. D. 1523)

Was reported by the Committee on Bills in the Third Reading and read the third time.

(On motion of Mr. Dam of Skowhegan, tabled pending passage to be engrossed and tomorrow assigned.)

—————  
 Bill "An Act Authorizing Emergency Closing of Financial Institutions" (H. P. 1239) (L. D. 1525)

Was reported by the Committee on Bills in the Third Reading, read the third time, passed to be engrossed and sent to the Senate.

—————  
**Third Reader**  
**Tabled and Assigned**

Bill "An Act relating to Precautions at Railroad Crossings" (H. P. 1240) (L. D. 1527)

Was reported by the Committee on Bills in the Third Reading and read the third time.

(On motion of Mr. Marsteller of Freeport, tabled pending passage

to be engrossed and tomorrow assigned.)

#### Amended Bills

Bill "An Act Permitting the State Park and Recreation Commission to Sell Snowmobile Trail Marking Signs and Charts" (S. P. 219) (L. D. 665)

Was reported by the Committee on Bills in the Third Reading, read the third time, passed to be engrossed as amended by Committee Amendment "A" and sent to the Senate.

#### Third Reader

##### Tabled and Assigned

Bill "An Act Revising the Laws Relating to Licensed Small Loan Agencies" (H. P. 552) (L. D. 728)

Was reported by the Committee on Bills in the Third Reading and read the third time.

(On motion of Mr. Smith of Dover-Foxcroft, tabled pending passage to be engrossed as amended and specially assigned for Tuesday, April 6.)

Bill "An Act relating to Reimbursement Rates for Transportation and Special Educational Expenditures" (H. P. 587) (L. D. 782)

Was reported by the Committee on Bills in the Third Reading, read the third time, passed to be engrossed as amended by Committee Amendment "A" and sent to the Senate.

Bill "An Act relating to Aids to Navigation and Regulatory Markers and Removal of Hazards for Safe Passage of Watercraft" (S. P. 116) (L. D. 295)

Was reported by the Committee on Bills in the Third Reading, read the third time, passed to be engrossed as amended by Committee Amendment "A" and Senate Amendment "B" and sent to the Senate.

#### Passed to Be Enacted Emergency Measure

An Act Amending and Restating the Act to Incorporate York Institute (H. P. 349) (L. D. 458)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-

thirds vote of all the members elected to the House being necessary, a total was taken. 136 voted in favor of same and one against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

#### Passed to Be Enacted

An Act relating to Geographically Isolated Small High Schools (S. P. 257) (L. D. 763)

An Act relating to Voting by New Residents in Presidential Elections (S. P. 330) (L. D. 985)

An Act to Allow Electric Utilities to Participate in the Construction of Certain Utility Facilities (S. P. 518) (L. D. 1403)

Were 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.

#### Enactor

##### Tabled and Assigned

An Act relating to the Control of Dogs. (H. P. 270) (L. D. 359)

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

The SPEAKER: The Chair recognizes the gentleman from Lewiston, Mr. Call.

Mr. CALL: Mr. Speaker, I move that item 6 be tabled for three legislative days.

Whereupon, Mr. Susi of Pittsfield requested a vote on the tabling motion.

The SPEAKER: A division has been requested on the tabling motion. All in favor of this matter being tabled until April 7 pending passage to be enacted will vote yes; those opposed will vote no.

A vote of the House was taken.

31 having voted in the affirmative and 103 having voted in the negative, the motion did not prevail.

The SPEAKER: The Chair recognizes the gentlewoman from Portland, Mr. Kilroy.

Mrs. KILROY: Mr. Speaker, I move that this be tabled for two legislative days.

The SPEAKER: The Chair would advise the gentlewoman that the motion is not in order. Intervening debate has not taken place; it is less than the time that was moved.

The Chair recognizes the gentleman from Lewiston, Mr. Call.

Mr. CALL: Mr. Speaker and Members of the House: I am not ready for this to be enacted yet. I think there are still reasons why this bill should not be passed. I have here some more material that is very interesting. In the Portland Press Herald of yesterday, Wednesday, March 31, page 19, there is a very interesting item which goes along with the arguments against the passage of this bill. It shows a picture of some game wardens with a boy and a dog. I will read it.

It says, "Dogs roaming the Maine woods this winter have taken a heavy toll of white-tailed deer, especially in the southern part of the state. Wardens there have instituted a Junior Warden program and award shoulder patches to youngsters agreeing to tie the family dog. Tim Dorr of North Windham sports his patch, something of a status symbol in the area, as he talks with Warden Donis Wheaton and Raymond Curtis."

I feel that this bill should not become law and I will move its indefinite postponement.

Whereupon, on motion of Mr. Susi of Pittsfield, tabled pending the motion of Mr. Call of Lewiston to indefinitely postpone and tomorrow assigned.

An Act relating to Rebates for Prospective Purchasers and Consumer's Obligation under Home Solicitation Sales Act (H. P. 380) (L. D. 495)

An Act relating to Payment for Sales of Malt Liquor or Wine in

Retail Stores (H. P. 535) (L. D. 708)

An Act relating to Number of Board of Directors of Maine Fidelity Life Insurance Company (H. P. 549) (L. D. 725)

An Act relating to Subsidy Payments on Expenditures Made for the Education of Handicapped Children (H. P. 704) (L. D. 947)

An Act Permitting Class A Taverns to Sell Food (H. P. 748) (L. D. 1009)

An Act relating to Financial Assistance to Institutional Teachers in Obtaining Professional Credits (H. P. 1218) (L. D. 1409)

#### Finally Passed

Resolve Reimbursing Certain Municipalities on Account of Property Tax Exemptions of Veterans (S. P. 88) (L. D. 217)

Resolve to Reimburse the Town of Hermon for Support Rendered an Unsettled State Welfare Case (H. P. 655) (L. D. 886)

Were reported by the Committee on Engrossed Bills as truly and strictly engrossed, Bills passed to be enacted, Resolves finally passed, all signed by the Speaker and sent to the Senate.

On motion of Mr. Susi of Pittsfield,

Recessed until twelve o'clock noon.

#### After Recess 12:00 Noon

The House was called to order by the Speaker.

On motion of Mr. Susi of Pittsfield,

Adjourned until nine o'clock tomorrow morning.