

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

One Hundred and Sixth

Legislature

OF THE

STATE OF MAINE

1973

KENNEBEC JOURNAL
AUGUSTA, MAINE

HOUSE

Wednesday, January 10, 1973

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

Prayer by the Rev. Canon Roger Smith of Augusta.

The journal of yesterday was read and approved.

Papers from the Senate

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

Petitions, Bills and Resolves Requiring Reference

The following 30 Bills and 1 Resolve and 1 Resolution were received and, upon recommendation of the Committee on Reference of Bills, were referred to the following Committees:

Appropriations and Financial Affairs

Bill "An Act Providing Funds for State Government Internship Program" (H. P. 106) (Presented by Mr. Curtis of Orono)
(Ordered Printed)

Sent up for concurrence.

County Government

Bill "An Act Creating Sagadahoc County Commissioner Districts" (H. P. 89) (Presented by Mrs. Chonko of Topsham)
(Ordered Printed)

Sent up for concurrence.

Education

Bill "An Act Relating to Representation of Boards of School Directors" (H. P. 99) (Presented by Mr. Dam of Skowhegan)

Bill "An Act Relating to Confering Degrees by the College of Atlantic" (H. P. 114) (Presented by Mr. MacLeod of Bar Harbor)
(Ordered Printed)

Sent up for concurrence.

Election Laws

Bill "An Act Prohibiting Candidates from Notarizing an Absentee Ballot" (H. P. 105) (Presented by Mr. Curtis of Orono)

Bill "An Act Relating to Time for Filing Application for Election Returns" (H. P. 115) (Presented by Mrs. Lewis of Auburn)
(Ordered Printed)

Sent up for concurrence.

Fisheries and Wildlife

Bill "An Act Relating to Hunting Pheasants" (H. P. 101) (Presented by Mr. Bither of Houlton)

Bill "An Act Increasing Nonresident Big Game Hunting License Fees" (H. P. 102) (Presented by Mr. Walker of Island Falls)

Bill "An Act Decreasing License Fees for Guides" (H. P. 103) (Presented by Mr. Bither of Houlton)
(Ordered Printed)

Sent up for concurrence.

Judiciary

Bill "An Act Relating to Certain Agreements in Construction Contracts" (H. P. 92) (Presented by Mr. McNally of Ellsworth)
(Ordered Printed)

Sent up for concurrence.

Labor

Bill "An Act Increasing Minimum Wages" (H. P. 91) (Presented by Mr. Hobbins of Saco)

Bill "An Act Relating to Minimum Wages and Overtime" (H. P. 112) (Presented by Mr. Faucher of Solon)
(Ordered Printed)

Sent up for concurrence.

Legal Affairs

Bill An Act Permitting Municipalities to Regulate Bicycle Traffic by Ordinance" (H. P. 107) (Presented by Mr. Curtis of Orono)
(Ordered Printed)

Sent up for concurrence.

Liquor Control

Bill "An Act to Permit the Sale of Beer on Sunday for Off-premise Consumption" (H. P. 113) (Presented by Mr. Faucher of Solon)
(Ordered Printed)

Sent up for concurrence.

Marine Resources

Bill "An Act Prohibiting Use of Airplanes and Snowmobiles on Frozen Surface of Part of Sasanoa River" (H. P. 90) (Presented by Mrs. Chonko of Topsham)
(Ordered Printed)

Sent up for concurrence.

Natural Resources

RESOLUTION, Proposing a n Amendment to the Constitution to

Provide for an Environmental Bill of Rights (H. P. 104) (Presented by Mr. Curtis of Orono)

RESOLVE, Authorizing the Forest Commissioner to Convey Certain Islands in Southwest Harbor, Hancock County (H. P. 108) (Presented by Mr. MacLeod of Bar Harbor)

(Ordered Printed)

Sent up for concurrence.

Public Utilities

Bill "An Act Prohibiting Swimming or Bathing in Upper and Lower Hadlock Ponds, Hancock County" (H. P. 109) (Presented by Mr. MacLeod of Bar Harbor)

Bill "An Act Prohibiting Swimming or Bathing in Jordan Pond, Hancock County" (H. P. 116) (Presented by Mr. MacLeod of Bar Harbor)

(Ordered Printed)

Sent up for concurrence.

State Government

Bill "An Act Relating to Procedure for Securing Specially Designed Motor Vehicle License Plates for State Officials" (H. P. 85) (Presented by Mr. Henley of Norway)

Bill "An Act Creating a Second Assistant County Attorney for Kennebec County" (H. P. 88) (Presented by Mr. Ferris of Waterville)

Bill "An Act Relating to Fees Received by the Clerk of the House of Representatives and Secretary of the Senate" (H. P. 94) (Presented by Mr. Simpson of Standish)

Bill "An Act Relating to Fees Received by State Officials and Employees" (H. P. 95) (Presented by same gentleman)

Bill "An Act Relating to Authority of the Legislative Finance Officer" (H. P. 97) (Presented by Mr. Simpson of Standish)

Bill "An Act to Correct an Error in the Reorganization of the Department of Civil Defense and Public Safety" (H. P. 111) (Presented by Mr. Shaw of Chelsea)

(Ordered Printed)

Sent up for concurrence.

Taxation

Bill "An Act Exempting Fuels Used to Burn Blueberry Fields from the Sales Tax" (H. P. 86) (Presented by Mr. McNally of Ellsworth)

Bill "An Act to Eliminate Beddington from the Maine Forestry District" (H. P. 93) (Presented by Mr. Davis of Addison)

Bill "An Act Relating to Property Tax Administration" (H. P. 100) (Presented by Mr. Emery of Rockland)

(Ordered Printed)

Sent up for concurrence.

Transportation

Bill "An Act Providing a Full-time Office for Registration and Licenses for Operation of Motor Vehicles in the Town of Lincoln" (H. P. 87) (Presented by Mr. Cameron of Lincoln)

Bill "An Act Relating to Lights and Reflectors on Bicycles" (H. P. 96) (Presented by Mr. Rolde of York)

Bill "An Act Providing a Full-time Office for Registration and Licenses for Operation of Motor Vehicles in the Town of Madawaska" (H. P. 98) (Presented by Mr. McHenry of Madawaska)

Bill "An Act Relating to Loading of Vehicles to Prevent Dropping of Load on Public Way" (H. P. 110) (Presented by Mrs. Lewis of Auburn)

(Ordered Printed)

Sent up for concurrence.

Orders

The SPEAKER: The Chair requests the Sergeant-at-Arms to escort to the rostrum the gentleman from Standish, Mr. Simpson, for the purpose of presiding as Speaker pro tem.

Thereupon, Mr. Simpson assumed the Chair as Speaker pro tem and Speaker Hewes returned to his seat on the floor of the House.

Mr. Stillings of Berwick presented the following Order and moved its passage:

WHEREAS, Mrs. Bertha Wakefield Johnson has relinquished the grave responsibility of conducting the work of this great House after 26 years of faithful service; and

WHEREAS, with unalterable dedication and determination she became the 37th Clerk of our body and the first female in the history of the State to serve in that capacity; and

WHEREAS, her unique ability to seek and solve technical complications which are so often irksome in the legislative process can only be matched in greater degree by her parliamentary command; and

WHEREAS, she has constantly strived to attain the highest standard of excellence in the performance of her many duties and has given so much of herself to preserve the custom, dignity and spirit of our proceedings; now, therefore, be it

ORDERED, that we, the Members of the House of Representatives of the 106th Legislature, now assembled, offer our warmest thanks to the Clerk of the House of the 103rd, 104th and 105th Legislatures for her invaluable dedication and service to the work of the House and our most sincere best wishes and good luck for her future; and be it further

ORDERED, that an attested copy of this Order, signed by the Speaker of the House of Representatives, be presented to Mrs. Bertha W. Johnson as a tangible token of the sentiments expressed herein and as a lasting symbol of the gratitude, admiration and respect of our membership.

The Order was read and received passage.

Mr. Hewes of Cape Elizabeth presented the following Order and moved its passage:

WHEREAS, among those eminent men who have presided over this great chamber stands prominently the Honorable David J. Kennedy of Milbridge; and

WHEREAS, he has the noble distinction of being the first House Speaker from Washington County in 103 years and the first in the history of the State to have served 4 terms in that capacity; and

WHEREAS, he is a practical man of good common sense and of keen perception who has at all times given his best energies and weight of influence in the best interests of his fellow citizens; and

WHEREAS, he has achieved this measure of success by his own efforts and while doing so has always enjoyed the confidence and respect of our membership; now, therefore, be it

ORDERED, that we, the Members of the House of Representatives of the 106th Legislature of the State of Maine, assembled this day in regular session, momentarily rise in honor of our loyal friend and colleague the Honorable David J. Kennedy and present this tribute in recognition of his outstanding leadership and his many years of distinguished public service; and be it further

ORDERED, that a suitable copy of this Order be prepared and presented to this honored officer along with the sincere best wishes of our membership for his continued success, happiness and prosperity.

The Order was read and received passage. (Applause, the members rising)

Mr. Mills of Eastport was granted unanimous consent to address the House.

Mr. MILLS: Mr. Speaker and Ladies and Gentlemen of the House: Having been a member of the Legislative Research Study Committee on Sea and Shore Fisheries, having been interested in following up what was happening to Atlantic sea-run salmon.

To make this brief there has been placed on your desks a sheet called an Informational Meeting, Conservation of the Atlantic Salmon, in Room 114 State Office Building for 7:30 p.m. tonight. I am sorry that it is in conflict with another function that will happen in Augusta. But I would say that all of those who can will find this a very important function to attend this evening. Thank you.

At this point, Speaker Hewes returned to the rostrum.

SPEAKER HEWES: The Chair thanks the gentleman from Standish, Mr. Simpson, and commends him on his excellent performance.

Thereupon, the Sergeant-at-Arms escorted Mr. Simpson to his seat on the floor, amid the applause of the House, and Speaker Hewes resumed the Chair.

Orders of the Day

Bill "An Act Providing for a No-fault Automobile Liability Insurance Law" (H. P. 1) (L. D. 1)

Tabled — January 4, by Mr. Martin of Eagle Lake

Pending — Reference

The SPEAKER: The pending question is on the motion of the gentlewoman from Portland, Mrs. Wheeler, that this matter be referred to the Committee on Judiciary.

Thereupon, Mrs. Wheeler of Portland withdrew her motion.

On motion of Mr. Trask of Milo, referred to the Committee on Business Legislation, ordered printed and sent up for concurrence.

In conformity with Title IX, Maine Revised Statutes, Section 202, the Chair appointed the following member of the House to the Maine Committee on Interstate Cooperation:

Hoffses of Camden

On motion by Mr. Birt of East Millinocket,

Adjourned until ten o'clock tomorrow morning.