

# 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, March 14, 1973

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

Prayer by Father R u d o l p h Leveille of Hallowell.

The journal of yesterday was read and approved.

### Orders Out of Order

Mr. Willard of Bethel presented the following Order and moved its passage:

ORDERED, that John P a u l Feeney of Bethel and Robert Gerard of Lewiston be appointed Honorary Pages for today.

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

Mr. Theriault of R u m f o r d presented the following Order and moved its passage:

ORDERED, that Doreen Broomhall, Derwin Waite, and Dwayne Childs of Rumford be appointed Honorary Pages for today.

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

Mrs. Clark of Freeport presented the following Order and moved its passage:

ORDERED, that Robert Caton, Robert Leslie, James DeGrandpre, and Charles DeGrandpre of Freeport be appointed Honorary Pages for today.

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

Mr. Dudley of Enfield was granted unanimous consent to address the House.

Mr. DUDLEY: Mr. Speaker and Members of the House: It is with a heavy heart I rise this morning to announce the loss of a colleague. Henry Hodgdon passed away this morning.

Thereupon, the members stood for a moment of silence in memory of Mr. Hodgdon.

### Papers from the Senate

Bills and Resolve from the Senate requiring reference were

disposed of in concurrence, with the following exception:

Bill "An Act to Establish a State Veterans Home" (S. P. 436) (L. D. 1340)

Came from the Senate referred to the Committee on State Government.

In the House: On motion of Mr. Birt of East Millinocket, tabled pending reference in concurrence and tomorrow assigned.

### Reports of Committees

#### Leave to Withdraw

#### Covered by Other Legislation

Report of the Committee on Appropriations and Financial Affairs on Bill "An Act to Reduce the Institutional Reserve Fund under State Contingent Account" (Emergency) (S. P. 166) (L. D. 421) reporting Leave to Withdraw as covered by other legislation.

Came from the Senate with the Report read and accepted.

In the House, the Report was read and accepted in concurrence.

### Non-Concurrent Matter

Joint Resolution in Protest of Federal Restrictions and Cutbacks on Human Services (H. P. 1119) which was read and adopted in the House on March 8.

Came from the Senate indefinitely postponed in non-concurrence.

In the House:

The SPEAKER: The Chair recognizes the gentleman from Eagle Lake, Mr. Martin.

Mr. MARTIN: Mr. Speaker, Ladies and Gentlemen of the House: As you recall, last Thursday we passed this with only two dissenting votes after some debate as to what the purpose of the resolution was and what the restrictions were that were being suggested in the Federal Register. The joint order went to the other body and unfortunately it appears that either because of lack of information or because there is a desire not to get ourselves involved in this particular type of thing, it comes back to us being indefinitely postponed.

I find myself this morning in a very odd position, because I am going to have to move that we

recede and concur with the Senate, not because I want to but because even if we were to insist and send it back to the other body and they were to change their mind, it would be too late for that order to be effective in Washington.

As you know, the deadline by which these have to be sent back to the secretary of HEW is on the 16th, which is Friday of this week. And because there is no way that even if this were to go to the other body and they were to change their mind tomorrow, there is no way that the order could then be printed, sent down there before Friday. I feel kind of bad in a way that we had to take this action because I think if the thing had been properly explained perhaps to the members of the other body, we wouldn't be involved in this at the moment.

What I am going to suggest is a very simple procedure but one in which I think we can have some effect anyway on the members of the Department of HEW in Washington, and it is this: Any one of you who wish to sign a telegram to the secretary, we will have a list available in my office, and regardless of political party please come in and sign it sometime today before five o'clock. After five o'clock we will send the telegram so that it will get there before Friday and will be part of the record so that we will, in effect, get our voices heard prior to the deadline.

After speaking with officials of the National Legislative Conference in Washington, most states and most state legislators have reacted in the way this body did last Thursday, and an awful lot of public and private agencies have reacted the same way to those proposed regulations in the Federal Register.

It is felt, because of the continued involvement and the continued pressure, that the President is going to direct the secretary of HEW to remove those restrictions from the proposed regulations when they become effective next week. And I think that we can have a voice in that decision and I think that there is no reason why

we can't, even though the other body doesn't wish to participate.

And so I repeat, if any of you wish to sign the telegram, please come in and sign the paper in my office. I don't want to sign anyone's name to it or send anyone's name to Washington that I feel would object to it going down.

So, Mr. Speaker, I would now move that we recede and concur with the other body.

The SPEAKER: The gentleman from Eagle Lake, Mr. Martin, moves that the House recede and concur.

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

Mr. CONNOLLY: Mr. Speaker and Ladies and Gentlemen of the House: I don't want to take any of your time and present all the issues to you again, such as we did the other day. I think you are beginning to understand them and have a feel for them. I agree with Mr. Martin that it would do no good to send this back to the Senate because of the time factor. But I feel it is necessary to rise, out of protest. I think it is very sad that the other body took action that can be very easily deemed to be politically motivated, while ignoring the human needs of many of Maine's people.

Therefore, I request a division, Mr. Speaker.

The SPEAKER: The Chair recognizes the gentleman from Norway, Mr. Henley.

Mr. HENLEY: Mr. Speaker and Ladies and Gentlemen of the House: I commend the gentleman in the corner, Mr. Martin, for his handling of the situation. It seems to me that we have wasted enough time. It seems to me that the majority was great enough the other day so that they do not need to beat this dog to death anymore.

I think it is rather ridiculous to have carried it along. Why not let us recede and concur and let it go at that. If those people want to sign, let them go ahead and do so, I am not going to.

The SPEAKER: The pending question is on the motion of the gentleman from Eagle Lake, Mr. Martin, that the House recede and

concur. A vote has been requested. All in favor of receding and concurring will vote yes; those opposed will vote no.

A vote of the House was taken.

111 having voted in the affirmative and 13 having voted in the negative, the motion did prevail.

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

Bill "An Act Relating to Fees for Forest Lands and Wild Lands Posted Against Trespass" (H. P. 58) (L. D. 70) which was passed to be engrossed as amended by House Amendment "A" (H-72) in the House on March 8.

Came from the Senate with the Majority Report "Ought not to pass" accepted in non-concurrence.

In the House:

The SPEAKER: The Chair recognizes the gentlewoman from Orrington, Mrs. Baker.

Mrs. BAKER: Mr. Speaker, I move that the House recede and concur.

The SPEAKER: The gentlewoman from Orrington, Mrs. Baker, moves that the House recede and concur.

The Chair recognizes the gentleman from Eagle Lake, Mr. Martin.

Mr. MARTIN: Mr. Speaker, I move that we recede and would speak briefly to my motion.

The SPEAKER: The gentleman from Eagle Lake, Mr. Martin, moves that the House recede.

The gentleman may proceed.

Mr. MARTIN: Mr. Speaker, Ladies and Gentlemen of the House: I have an amendment to offer. It was going to be ready and on your desks. Unfortunately, the amendment has to have a couple word changes and it has got to go back down to the Legislative Research office.

Basically, let me tell you what the amendment would do and then I would ask that someone table it until tomorrow.

The amendment would specify two things, one, that we would take care of the problem when someone is simply posting land to set up private game preserves. The way that we would word this particular amendment, we would prevent them from doing just that.

The second consideration is this, that if someone is denied access to a great pond under the Great Ponds Act, that the Attorney General would prosecute on behalf of the citizen that is denied access.

I think this basically is our goal in accomplishing that particular thing. It is not my intention to put the paper industry into a position where they cannot operate. On the other hand, I do think it is important that we protect the citizens of this state that we were elected to represent.

Mr. Speaker and members of the House, I would hope someone would table this for one legislative day until the amendment can be drafted.

Thereupon, on motion of Mr. Mills of Eastport, tabled pending the motion of Mr. Martin of Eagle Lake to recede and tomorrow assigned.

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

Bill "An Act Providing for Field Examiner for Election Division of the Department of the Secretary of State" (S. P. 151) (L. D. 385) which was indefinitely postponed in the House on March 12.

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

In the House:

The SPEAKER: The Chair recognizes the gentleman from Bath, Mr. Ross.

Mr. ROSS: Mr. Speaker, I move we recede and concur and would speak briefly to my motion.

The SPEAKER: The gentleman from Bath, Mr. Ross, moves that the House recede and concur.

The gentleman may proceed.

Mr. ROSS: Mr. Speaker, Ladies and Gentlemen of the House: We have discussed the pros and cons of this long enough. As chairman of the Election Laws Committee, you all know how important I feel the job is. Just let me bring you up to date if I may.

Originally we indefinitely postponed this in the House. Later we reconsidered it by seven votes, then we indefinitely postponed it by seven votes. The other body passed it as amended by Senate Amendment "A", which is S-30.

This cut out the secretary, so now we are only talking about one job. The other jobs that Mr. Kelleher from Bangor mentioned, eleven are the Archives Department and they have no chance of being approved. Three are in the Division of Corporations and the Uniform Commercial Code which, by the way, is one of the very few money-making divisions that we have in the state.

They estimate that next year they will make an additional \$100,000. This year they have taken in \$245,000. But this is a separate question and this will rise and fall on its own merits. However, let us get back to this job.

The other body made a mistake in the figures in their amendment. They said the cost would be \$23,650 or a saving of \$13,125, whereas the true cost would be \$22,150, with a saving of \$14,625. Remember that this is just for one man, his travel and miscellaneous expenses.

Now let me tell you what I hope to do. I hope that the House will recede and concur, even accepting Senate Amendment "A". Then I would offer House Amendment "A" to Senate Amendment "A", under filing H-94, which shows the true figures and ask to have it passed to be engrossed as amended by Senate Amendment "A" and House Amendment "A" thereto.

So now let us get on with the motion to recede and concur and when eventually the vote is taken, I request it be taken by yeas and nays.

The SPEAKER: The Chair recognizes the gentleman from Bangor, Mr. Kelleher.

Mr. KELLEHER: Mr. Speaker and Ladies and Gentlemen of the House: I am not going to belabor this issue too long this morning. But it seems awfully strange when we first got this bill in here a few days ago, what a necessity it was for this particular position to be filled and a clerk. Now the honorable body on the other side of the hall has eliminated one from the bill. They put an amendment on it, took one person out of the L. D. Mr. Ross is going to amend it again, if we allow him to do it this morning, to bring the bill back. I think it is extremely

unnecessary. I think we have a very capable man down there as Deputy Secretary of State, Mr. Damborg, and he is a very pleasant fellow, a very intelligent man. He seems to get around quite a bit, and as far as I am concerned, I do not think that he needs an assistant, I don't think that the office needs an assistant. I think that he does the job very well. If he has to go around into these various communities, he seems to have ample time. I see him occasionally here once in a while myself. I do not think this is absolutely necessary. I hope that we do not recede and concur, because you see how they have amended this now.

It was so important the other day it was like the sacred cow. We were not supposed to touch it and they have been whacking away at it over in the other body and now I understand Mr. Ross wants to take a whack at it in here again. I think we should do ourselves a favor and the House a favor this morning and I ask for a division because I don't want to recede and concur with that honorable body.

The SPEAKER: The Chair recognizes the gentleman from Enfield, Mr. Dudley.

Mr. DUDLEY: Mr. Speaker and Ladies and Gentlemen of the House: I have made a lot of conversation in the House about this piece of legislature and I hate to take any more of your time. I do not feel quite so strongly about it as I did because I have been promised that this would be a Democrat anyway, so we may have one Democrat in the Secretary of State's office.

I don't feel that strongly that I would vote for the bill this morning. I am sure of one thing, that I am on the committee and I signed it "ought not to pass" and I still feel as though it ought not to pass. I might tell you once more that there was one proponent for the bill, a man, namely, Damborg, no others. There were no other people, these town clerks, not a one of them over the whole state even wrote one letter they wanted it, so it is obvious that they do not want it. He has plenty of time to be around the halls here

and he doesn't seem that busy down in his office. If some of these people out in the field need advice he should be giving it to them instead of advising you people, because, I think you have had plenty of advice on this bill already.

And so I hope that you will not recede and concur and you will eventually insist on this piece of legislation, and let's not do things to harass the people back home. If we have got this amount of money to spend, let's see if we can't spend it to enhance the people back home and help them in the field of education, or the field of welfare with this amount of money, rather than doing something to further harass them. They have been harassed enough back where I come from and they are not anxious for us to come down here and further harass them with sending a man up there to check into this and check into that. They have got men now coming around checking now about every day, checking about something.

The SPEAKER: The Chair recognizes the gentleman from Old Town, Mr. Binnette.

Mr. BINNETTE: Mr. Speaker and Ladies and Gentlemen of the House: I too objected to that in committee; I have objected to that on the floor. I am mighty pleased this morning to hear from my colleague, Mr. Ross, that these other eleven people are going to be put in some other departments and they are going to be a money maker. I wish we had more of these cases.

I have talked with several people who are on these election boards and I have asked them if they thought it was a necessity to have an examiner or a representative from the department to contact them for, well I might say, to say, "Good morning," a good relationship, from what the gentleman from in the office, Mr. Damborg states, that you have got to have good relationship with them in order to get good results. Well I think these people claim that they get excellent results anytime they needed it by phoning down here to the department.

They can carry on their duties very well and I do not see any

need of having another bureaucrat down there with that office. Therefore I hope that you will insist on our former action and vote no this morning.

The SPEAKER: The Chair recognizes the gentleman from Casco, Mr. Hancock.

Mr. HANCOCK: Mr. Speaker and Ladies and Gentlemen of the House: Let us talk politics for a minute. At the moment we have had one very able and prominent Republican speaking for this bill and three very able Democrats speaking against it. As some of you know, I am a member of the Democratic party and I am very proud of it. I am for this bill. It is a good bill. It is going to help us all.

Now those areas, such as Lewiston, Portland, Waterville, that have a good system of running their elections, are not going to be affected by this in any way shape or manner. But in the smaller communities we need the help. We elect good town clerks. I have never had any experience with a town clerk or a registrar yet where I felt they were trying to do me dirt. But sometimes they didn't understand the laws and the rules and the regulations. Once they get to understand them, either they don't run for office or they are defeated for office and we have to start all over again.

Now this examiner — and that is a poor word for it, it should be a coordinator or something like this — is not going to improve the situation 100 percent, but it will improve the situation a great deal over what it is now so that we can have uniform election laws throughout all of the communities in this state. I hope very much, speaking as a Democrat, that you support this bill today.

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

Mr. DAM: Mr. Speaker and Members of the House: Speaking as a Democrat, I oppose this bill. I was asked by the town clerk in my town if I could support this bill. In fact, I received a call from her this morning. I told her no, I could not change my mind. I have been against it right along

and I am still against it. And something was brought out to me the other day by a member of this House and it made good sense, that if we in the legislature stopped fooling around with the election laws every session, maybe the clerk could learn them and remember them and understand them and we wouldn't need to spend money to educate them for the mess that we are doing.

The SPEAKER: The Chair recognizes the gentleman from Standish, Mr. Simpson.

Mr. SIMPSON: Mr. Speaker and Ladies and Gentlemen of the House: I think the last speaker has just given you the very answer as to why we need this particular position. The answer is that we don't sit around and not fool with election laws. Every single time that this legislature meets we consistently tamper with the election laws and we change them and we write them in terminology that is not understood by the local registrars.

We have a gentleman that has been presented to you on this floor this morning that works very hard and diligently within the Division of Election Laws down in the Secretary of State's office, and I concur with that 100 percent. That man is probably as dedicated a public servant as we have in this state and he does travel night and day. If you see him out in this hall walking through here he is probably still doing his job and he is doing it very fine.

This bill is the result of a committee that has worked over the last summer studying the election laws and the needs of the Division of Election Laws in the Secretary of State's office and this happens to be the top priority item that they feel is necessary if we are going to have decent elections and understanding of elections and the election laws in our municipalities.

Now some of you come from areas and towns and cities which maybe don't have the problem, but as I told you the other day, we are talking about some 465 municipalities in this state and I hope that you realize that the vast majority of these people do need

help and it is above the capability of one man to adequately give them this type of help that they need. I urgently request that you recede and concur on this particular matter.

The SPEAKER: The Chair recognizes the gentleman from Bangor, Mr. Kelleher.

Mr. KELLEHER: Mr. Speaker and Ladies and Gentlemen of the House: The good Majority Floor Leader of the Republican Party has just rung a bell with me and I would like to ask him this question or to any member of the Appropriations Committee. If this has got such a high priority, why wasn't it in the Secretary of State's budget request? I didn't see it in there.

The SPEAKER: A roll call has 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 vote 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 gentleman from Bath, Mr. Ross, that the House recede and concur with the Senate on L. D. 385. All in favor of that motion will vote yes; those opposed will vote no.

#### ROLL CALL

YEA — Ault, Baker, Berry, G. W.; Birt, Bither, Boudreau, Bragdon, Briggs, Brown, Bunker, Bustin, Cameron, Churchill, Clark, Cottrell, Cressey, Curran, Curtis, T. S., Jr.; Dyar, Emery, D. F.; Farnham, Farrington, Ferris, Flynn, Fraser, Good, Goodwin, K.; Greenlaw, Hamblen, Hancock, Haskell, Herrick, Hoffses, Huber, Immonen, Jackson, Kelley, Kelley, R. P.; Knight, Lewis, E.; MacLeod, Maddox, McCormick, McHenry, McMahon, Merrill, Morin, L.; Morton, Mulkern, Murchison, Najarian, Norris, O'Brien, Palmer, Parks, Pratt, Rollins, Ross, Santoro, Shaw, Shute, Simpson, L. E.; Snowe, Soulas, Stillings, Theriault, Trask,



Trumbull, Tyndale, Webber, White, Whitzell, Willard, Wood, M. E.

NAY — Albert, Berry, P. P.; Berube, Binnette, Brawn, Carey, Carrier, Carter, Chick, Chonko, Conley, Connolly, Cote, Crommett, Dam, Davis, Deshaies, Dow, Drigotas, Dudley, Dunleavy, Dunn, Farley, Fecteau, Finemore, Garsoe, Gauthier, Genest, Goodwin, H.; Henley, Hobbins, Hunter, Jacques, Kelleher, Keyte, Kilroy, LaPointe, Lawry, LeBlanc, Lewis, J.; Littlefield, Lynch, Mahany, Martin, Maxwell, McKernan, McTeague, Mills, Morin, V.; Murray, Perkins, Peterson, Ricker, Rolde, Sheltra, Silverman, Smith, D. M.; Smith, S.; Sproul, Talbot, Tanguay, Tierney, Walker, Wheeler.

ABSENT — Cooney, Donaghy, Evans, Faucher, Gahagan, Hodgdon, Jalbert, LaCharite, McNally, Pontbriand, Susi.

Yes, 74; No, 64; Absent, 12.

The SPEAKER: Seventy-four having voted in the affirmative and sixty-four in the negative, with twelve being absent, the motion does prevail.

Mr. Ross of Bath offered House Amendment "A" to Senate Amendment "A" and moved its adoption.

On motion of Mr. Simpson of Standish, tabled pending the adoption of House Amendment "A" to Senate Amendment "A" and tomorrow assigned.

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

Bill "An Act Relating to Biennial Elections of the Passamaquoddy Tribe of Indians" (H. P. 827) (L. D. 972) which was passed to be engrossed in the House on February 27.

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

In the House: On motion of Mr. Ault of Wayne, the House voted to recede and concur.

The SPEAKER: The Chair would ask the Sergeant-at-Arms to kindly escort the gentleman from Auburn, Mr. Drigotas, to the rostrum.

Thereupon, Mr. Drigotas assumed the Chair as Speaker pro

tem and Speaker Hewes retired from the Hall.

#### **Petitions, Bills and Resolves Requiring Reference**

The following Bills 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 Adjusting State Employees' Pay" (H. P. 1159) (Presented by Mr. Stillings of Berwick)

(Ordered Printed)

Sent up for concurrence.

#### **Business Legislation**

Bill "An Act Relating to Health Insurance Coverage for Mental Illness" (H. P. 1149) (Presented by Mr. McTeague of Brunswick)

(Ordered Printed)

Sent up for concurrence.

#### **Fisheries and Wildlife**

Bill "An Act Relating to Hunting and Trapping Bear" (H. P. 1158) (Presented by Mr. Herrick of Harmony)

(Ordered Printed)

Sent up for concurrence.

#### **Judiciary**

Bill "An Act Relating to Challenges of Jurors in Civil and Criminal Cases" (H. P. 1151) (Presented by Mr. McTeague of Brunswick)

Bill "An Act Relating to Venue in Personal and Transitory Actions" (H. P. 1153) (Presented by the same gentleman)

Bill "An Act Relating to Oral Settlements or Releases from Injured Persons Confined to Hospitals" (H. P. 1154) (Presented by the same gentleman)

Bill "An Act Relating to Discovery Procedures in Workmen's Compensation Hearings" (H. P. 1157) (Presented by the same gentleman)

(Ordered Printed)

Sent up for concurrence.

#### **Labor**

Bill "An Act Relating to Compensation under Workmen's Compensation Act" (H. P. 1148)

(Presented by Mr. McTeague of Brunswick)

Bill "An Act Relating to Interest on Awards in Workmen's Compensation Cases" (H. P. 1150) (Presented by the same gentleman)

Bill "An Act Relating to Self-insurance under Workmen's Compensation Law" (H. P. 1155) (Presented by the same gentleman)

Bill "An Act Relating to Reports of Bureau of Labor and Industry" (H. P. 1156) (Presented by the same gentleman)

(Ordered Printed)

Sent up for concurrence.

#### **Legal Affairs**

Bill "An Act Relating to Trespass in a Vehicle on Posted Land" (H. P. 1145) (Presented by Mr. Kelley of Southport)

(Ordered Printed)

Sent up for concurrence.

#### **Natural Resources**

Bill "An Act Adopting Emission Regulations of the Department of Environmental Protection" (H. P. 1146) (Presented by Mr. Whitzell of Gardiner)

Bill "An Act Establishing a State Register of Natural Areas" (H. P. 1160) (Presented by Mr. Briggs of Caribou)

(Ordered Printed)

Sent up for concurrence.

#### **State Government**

Bill "An Act Changing Name of Industrial Accident Commission and to Make the Chairman Full Time" (H. P. 1152) (Presented by Mr. McTeague of Brunswick)

(Ordered Printed)

Sent up for concurrence.

#### **Taxation**

Bill "An Act Exempting Sales to Saco Community Center from the Sales Tax" (H. P. 1161) (Presented by Mr. Hobbins of Saco)

(Ordered Printed)

Sent up for concurrence.

At this point, Speaker Hewes returned to the rostrum.

Speaker HEWES: The Chair thanks the gentleman and commends him on an excellent job.

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

#### **Orders**

On motion of Mrs. McCormick of Union, it was

ORDERED, that Leighton Cooney of Sabattus be excused because of illness in his family.

On motion of Mrs. McCormick of Union, it was

ORDERED, that James K. McMahon of Kennebunk be excused for personal leave from March 19th to and including March 27th.

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

Mr. Ferris from the Committee on Education reporting "Ought not to pass" on Bill "An Act Relating to Adult Community Education Activities of a Recreational Nature" (H. P. 563) (L. D. 742)

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

#### **Referred to Committee on Health and Institutional Services**

Mr. Maddox from the Committee on Business Legislation on Bill "An Act to Clarify the Barber Law and Increase Certain Fees" (H. P. 387) (L. D. 516) reporting that it be referred to the Committee on Health and Institutional Services.

Report was read and accepted, the Bill referred to the Committee on Health and Institutional Services and sent up for concurrence.

#### **Leave to Withdraw**

Mr. Bither from the Committee on Education on Bill "An Act Relating to State Aid for School Construction" (H. P. 245) (L. D. 326) reporting Leave to Withdraw.

Mrs. Berube from the Committee on Natural Resources on Bill "An Act Relating to Municipal Regulation of Land Sub-divisions" (H. P. 736) (L. D. 939) reporting Leave to Withdraw

Reports were read and accepted and sent up for concurrence.

#### **Divided Report**

Majority Report of the Committee on Education reporting "Ought

to pass" on Resolution, Proposing an Amendment to the Constitution Pledging Credit of the State for Revenue Bonds to be Issued by the Maine School Building Authority for Public and Private Institutions of Higher Education and for Public Post-Secondary Business, Trade, Vocational and Technical Schools (H. P. 391) (L. D. 520)

Report was signed by the following members:

Messrs. KATZ of Kennebec  
MINKOWSKY  
of Androscoggin  
— of the Senate.

Messrs. TYNDALE  
of Kennebunkport

BITHER of Houlton  
FERRIS of Waterville  
Mrs. LEWIS of Auburn  
Messrs. GAHAGAN of Caribou  
MURRAY of Bangor  
LaCHARITE of Brunswick  
LeBLANC of Van Buren  
— of the House.

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

Report was signed by the following members:

Mr. OLFENE of Androscoggin  
— of the Senate.

Messrs. LAWRY of Fairfield  
LYNCH  
of Livermore Falls  
— of the House.

Reports were read.

The SPEAKER: The Chair recognizes the gentleman from Kennebunkport, Mr. Tyndale.

Mr. TYNDALE: Mr. Speaker, I move we accept the Majority "Ought to pass" Report.

The SPEAKER: The gentleman from Kennebunkport, Mr. Tyndale, moves the House accept the Majority "Ought to pass" Report.

The Chair recognizes the gentleman from Livermore Falls, Mr. Lynch.

Mr. LYNCH: Mr. Speaker, Ladies and Gentlemen of the House: I have criticized one or more committees in the past for not alerting the members of the House to the significance of some bills coming through, and I feel that in this bill here I ought to at least tell you to read it and understand the significance of it.

Maybe we can have some debate later.

Thereupon, the Majority "Ought to pass" Report was accepted. The Bill was read once and assigned for second reading tomorrow.

### Consent Calendar

#### First Day

(S. P. 44) (L. D. 100) Bill "An Act Relating to Closed Season for Taking Smelts in the Town of Surry, Hancock County" (Emergency) — Committee on Marine Resources reporting "Ought to pass" in New Draft and New Title "An Act Relating to Taking Smelts in the Town of Surry, Hancock County" (S. P. 438) (L. D. 1284)

(S. P. 56) (L. D. 163) Bill "An Act to Establish a Bureau of Property Taxation Within the Department of Finance and Administration" — Committee on "State Government" reporting "Ought to pass"

No objection having been noted, were assigned to the Consent Calendar's Second Day list.

#### Tabled and Assigned

(S. P. 61) (L. D. 187) Bill "An Act Increasing the Number of Superior Court Justices and Official Court Reporters" — Committee on Judiciary reporting "Ought to pass"

On the request of Mr. Cote of Lewiston, was removed from the Consent Calendar.

(On motion by the same gentleman, tabled pending acceptance of the Committee Report and specially assigned for Monday, March 19.)

(S. P. 76) (L. D. 193) Bill "An Act to Clarify Certain Provisions of the Maine State Retirement Law" — Committee on Veterans and Retirement reporting "Ought to pass"

(H. P. 207) (L. D. 280) An Act to Permit County Commissioners to Assess Townships for Use of Dumps" — Committee on County Government reporting "Ought to pass" in New Draft and New Title "An Act to Permit County Commissioners to Contract with Municipalities for Use of Public Dumps and to Assess Costs

of Public Dumps" (H. P. 1162) (L. D. 1374)

(H. P. 243) (L. D. 325) Bill "An Act Relating to Tribal Elections, Governor and Council of the Penobscot Tribe of Indians" — Committee on Human Resources reporting "Ought to pass" as amended by Committee Amendment "A" (H-91)

No objection having been noted, were assigned to the Consent Calendar's Second Day list.

#### **Tabled and Assigned**

(H. P. 324) (L. D. 442) Bill "An Act Regarding the Membership of School Committees and Boards of School Directors" Committee on Education reporting "Ought to pass" in New Draft (H. P. 1163) (L. D. 1375)

On the request of Mr. Finemore of Bridgewater, was removed from the Consent Calendar.

(On motion by the same gentleman, tabled pending acceptance of the Committee Report and specially assigned for Monday, March 19.)

(S. P. 183) (L. D. 491) Bill "An Act Relating to Purchase of Back Service Credits for Local Participating Districts and Individual Employees under Maine State Retirement System" — Committee on Veterans and Retirement reporting "Ought to pass"

(S. P. 209) (L. D. 553) "An Act Relating to Definition of Dealer under Maine Securities Law" — Committee on Business Legislation reporting "Ought to pass"

(H. P. 466) (L. D. 614) Bill "An Act to Increase Borrowing Capacity of Brewer High School District" (Emergency) Committee on Education reporting "Ought to pass"

(S. P. 225) (L. D. 660) Bill "An Act Relating to Insurance Rate Filings" Committee on Business Legislation reporting "Ought to pass" as amended by Committee Amendment "A" (S-26)

(S. P. 235) (L. D. 667) Bill "An Act Relating to Municipalities Providing Funds for Local Development Corporations" (Emergency) — Committee on

Judiciary reporting "Ought to pass"

(H. P. 520) (L. D. 685) Bill "An Act Increasing Borrowing Capacity of Town of Old Orchard Beach School District" Committee on Education reporting "Ought to pass."

(S. P. 245) (L. D. 696) Bill "An Act Repealing Certain Provisions of the Legal Fence Law" — Committee on Legal Affairs reporting "Ought to pass"

(S. P. 249) (L. D. 700) Bill "An Act Providing Funds for the State Osteopathic Loan Fund" — Committee on Appropriations and Financial Affairs reporting "Ought to pass"

(H. P. 534) (L. D. 716) Bill "An Act Relating to Definition of Dependent under Group Life Insurance Policies" — Committee on Business Legislation reporting "Ought to pass"

(H. P. 535) (L. D. 717) Bill "An Act Relating to Health Insurance Policy Reserves" — Committee on Business Legislation reporting "Ought to pass"

(H. P. 539) (L. D. 721) Bill "An Act Relating to Disclosure of Vital Records" — Committee on Legal Affairs reporting "Ought to pass" as amended by Committee Amendment "A" (H-92)

(H. P. 613) (L. D. 811) Bill "An Act Relating to Compensation of Election Commissioners and Clerks of the Indian Voting Districts" — Committee on Human Resources reporting "Ought to pass" as amended by Committee Amendment "A" (H-93)

No objection having been noted, were assigned to the Consent Calendar's Second Day list.

#### **Consent Calendar Second Day**

(H. P. 89) (L. D. 109) Bill "An Act Creating Sagadahoc County Commissioner Districts" Committee Amendment "A" (H-88)

(H. P. 147) (L. D. 180) Bill "An Act Relating to the Taking of Alewives in the Salmon Falls and Great Works Rivers, York County" Committee Amendment "A" (H-86)

(H. P. 297) (L. D. 399) Bill "An Act to Increase Fees of Deputy

Sheriffs" Committee Amendment "A" (H-87).

(H. P. 638) (L. D. 853) Bill "An Act Providing Fire Protection, Dump Services and Cemetery Maintenance in Certain Unorganized Territory of Piscataquis County"

(H. P. 722) (L. D. 928) Resolve Appropriating Funds to Prevent Sawdust Pollution at South Branch Lake and Saponac Pond in Penobscot County

(S. P. 297) (L. D. 947) Resolve Relating to Funds Appropriated for Use by the Research Institute of the Gulf of Maine (Emergency)

(H. P. 1144) (L. D. 1337) Bill "An Act Relating to Due Date for Payment of Inheritance Taxes"

No objection having been noted, were passed to be engrossed and sent to the Senate.

### Second Reader

#### Tabled and Assigned

Bill "An Act to Permit Furloughs to Inmates or Prisoners from County Jails" (H. P. 562) (L. D. 741)

Was reported by the Committee on Bills in the Second Reading and read the second time.

(On motion of Mr. Genest of Waterville, tabled pending passage to be engrossed and specially assigned for Monday, March 19.)

#### Passed to Be Enacted Emergency Measure

An Act Relating to the Cultivation of Coho Salmon (H. P. 286) (L. D. 360)

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, 119 voted in favor of same and none 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 Motor Vehicle Licenses for Persons on Active Duty in the Armed Forces (H. P. 322) (L. D. 440) (C. "A" - H-75)

An Act to Provide Free Hunting and Fishing Licenses to Maine Indians Excluded from Present

Law (H. P. 456) (L. D. 605) (C. "A" - H-78)

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 Establishing Daylight Saving Time for All Year (H. P. 542) (L. D. 724)

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

The SPEAKER: The Chair recognizes the gentleman from Rockland, Mr. Emery.

Mr. EMERY: Mr. Speaker, Ladies and Gentlemen of the House: I sincerely hope there is nothing wrong with this bill. Evidently there is possibly a federal statute that this bill might possibly be in violation of. We are going to get an official opinion from the Attorney General's Office on this matter and I would appreciate it very much if we could have this matter tabled for two days, please.

Thereupon, on motion of Mr. Simpson of Standish, tabled pending passage to be enacted and specially assigned for Monday, March 19.

An Act to Increase Payments to Forestry Department for Forest Fire Protection in Baxter State Park (H. P. 570) (L. D. 749)

An Act Relating to Field Trials for Sporting Dogs (H. P. 609) (L. D. 807) (C. "A" - H-77)

An Act Relating to Trapping Muskrats and Beaver on Lands of the Passamaquoddy Indian Tribes (H. P. 612) (L. D. 810) (C. "A" - H-76)

An Act to Revise the Maine Weights and Measures Law (H. P. 967) (L. D. 1152)

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.

### Orders of the Day

The Chair laid before the House the first tabled and today assigned matter:

Joint Order relative to Committee on Election Laws report out a Resolution, Proposing an Amendment to the Constitution to Change Time for Filing Initiative Petition. (S. P. 423)

Tabled — March 12, by Mr. Birt of East Millinocket.

Pending — Passage.

On motion of Mr. Birt of East Millinocket, retabled pending passage and tomorrow assigned.

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The Chair laid before the House the second tabled and today assigned matter:

Bill "An Act Relating to Selecting Chairman of and Length of Tenure of the Members of the State Board of Hairdressers" (H. P. 315) (L. D. 433)

Tabled — March 12, by Mr. Norris of Brewer.

Pending — Acceptance of Either Report.

On motion of Mrs. Boudreau of Portland, the Minority "Ought to pass" Report was accepted.

The Bill was read once and assigned for second reading tomorrow.

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The Chair laid before the House the third tabled and today assigned matter:

Bill "An Act to Establish within the Department of Indian Affairs a Bureau of Indian Police" (H. P. 377) (L. D. 506)

Tabled—March 12, by Mr. Binnette of Old Town.

Pending — Acceptance of Committee Report.

Thereupon, the Report was accepted. The Bill was read once and assigned for second reading tomorrow.

The Chair laid before the House the fourth tabled and today assigned matter:

Bill "An Act Relating to County Estimates and Powers of the Legislative Delegation" (S. P. 416) (L. D. 1288)

Tabled — March 13, by Mr. Henley of Norway.

Pending — Reference.

Thereupon, the Bill was referred to the Committee on County Government in concurrence.

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The Chair laid before the House the fifth tabled and today assigned matter:

Bill "An Act Providing for Marine Resource Education by Department of Sea and Shore Fisheries" (H. P. 1127)

Tabled — March 13, by Mr. Tyndale of Kennebunkport.

Pending — Reference.

On motion of Mr. Tyndale of Kennebunkport, referred to the Committee on Education, ordered printed and sent up for concurrence.

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The Chair laid before the House the sixth tabled and today assigned matter:

Bill "An Act Relating to Costs of Administration of Food Stamp Program" (H. P. 165) (L. D. 207)

Tabled — March 13, by Mr. Farnham of Bangor.

Pending — Acceptance of Committee Report.

On motion of Mr. Farnham of Hampden, the Report was accepted.

The Bill was read once and assigned for second reading tomorrow.

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On motion by Mr. Birt of East Millinocket,

Adjourned until one o'clock tomorrow afternoon.