

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

SENATE

Monday, February 12, 1973
Senate called to order by the President.

Prayer by The Honorable Cyril M. Joly, Jr., of Waterville.

Reading of the Journal of yesterday.

House Papers

Bills, Resolve, and Resolutions today received from the House requiring Reference to Committees were acted upon in concurrence, except for the following:

Bill "An Act to Provide Funds for the Development of an Airport in the Rumford-Mexico Area." (H. P. 462) (L. D. 611)

Comes from the House referred to the Committee on Appropriations and Financial Affairs and Ordered Printed.

On motion by Mr. Berry of Cumberland, Referred to the Committee on Transportation in non-concurrence and Ordered Printed.

Sent down for concurrence.

Bill, "An Act to Authorize Oxford County to Raise Money for the Development of an Airport in the Rumford-Mexico Area." (H. P. 464) (L. D. 612)

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

The PRESIDENT: The Chair recognizes the Senator from Kennebec, Senator Katz.

Mr. KATZ: Mr. President, with respect to this item, which seems to be the identical bill, I would hope that somebody might table this until we decide just where we are going to be sending these bills.

The PRESIDENT: The Chair recognizes the Senator from Penobscot, Senator Sewall.

Thereupon, on motion by Mr. Sewall of Penobscot, tabled and Tomorrow Assigned, pending Reference to Committee.

Bill, "An Act to Improve the Efficiency and Fairness of the Local Welfare System." (H. P. 469) (L. D. 617)

Bill, "An Act to Improve the Efficiency and Fairness of the Local Welfare System." (H. P. 477) (L. D. 624)

Come from the House referred to the Committee on Judiciary and Ordered Printed.

On motion by Mr. Hichens of York, the above two Bills were tabled and Tomorrow Assigned, pending Reference to Committee.

Communications

STATE OF MAINE

Department of
Educational and Cultural Services
Augusta, Maine 04330

February 6, 1973

Mr. Harry N. Starbranch

Secretary of the Senate

106th Legislature

Dear Mr. Starbranch:

Submitted herewith are copies of the Biennial Report of the State Board of Education and the State Department of Education for distribution to members of the 106th Legislature as directed in Sec. 54, Title 20, Maine Revised Statutes Annotated.

Respectfully,
Carroll R. McGary
Commissioner
(S. P. 267)

Which was read and with accompanying papers Ordered Placed on File.

Sent down for concurrence.

STATE OF MAINE

Senate Chamber
Augusta, Maine 04330

February 8, 1973

Joint Special Sea and Shore Fisheries Interim Study Committee

To the Members of the 106th Legislature:

Forwarded herewith is the report of the "Special Sea and Shore Fisheries Interim Study Committee" prepared pursuant to joint order of the 105th Legislature.

Sincerely,
RICHARD N. BERRY
Chairman
(S. P. 268)

Which was Read and with accompanying papers Ordered Placed on File.

Sent down for concurrence.

THE SENATE OF MAINE

Augusta, Maine 04330

February 9, 1973

To the Members of the Senate of the 106th Legislature

Pursuant to Senate Order relative to appointment of subordinate officers of the Senate, this is to inform you that the President of the Senate has appointed Julie Levett as Secretary to the President and George MacDonald as official Reporter of the Senate. George MacDonald has appointed Sue Jenkins as Assistant Reporter of the Senate.

The Secretary of the Senate has appointed Mary Porter as Administrative Assistant, Marie Brotherton as Secretary to the Assistant Secretary, Anne Wright as Index and Recording Secretary, Dorothy Rollins as Docket Clerk, Thea Stewart and Jean Lahaye as Senate Stenographers, and Douglas Scribner as Postal Clerk.

Sincerely,

HARRY N. STARBRANCH
Secretary of the Senate

Which was Read and Ordered
Placed on File.

Senate Papers Business Legislation

Mr. Hichens of York presented Bill, "An Act to Provide Free Choice of Practitioners for Visual Service under Health Insurance Contracts." (S. P. 257)

Mr. Tanous of Penobscot presented Bill, "An Act Relating to the Maine Automobile Insurance Cancellation Control Act." (S. P. 258)

Which were referred to the Committee on Business Legislation and Ordered Printed.

Sent down for concurrence.

Health and Institutional Services

Mr. Tanous of Penobscot presented Bill, "An Act Relating to Inspection and Licensing of Residential Facilities for the Care, Treatment or Rehabilitation of Drug or Alcohol Users." (S. P. 256)

Which was referred to the Committee on Health and Institutional Services and Ordered Printed.

Sent down for concurrence.

Judiciary

Mr. Joly of Kennebec presented Bill, "An Act Relating to Limited Supervised Practice by Certain Third-year Law Students Pursuant to Court Rules." (S. P. 259)

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

Sent down for concurrence.

Labor

Mr. Tanous of Penobscot presented Bill, "An Act to Amend the Benefit Financing Provisions of the Employment Security Law." (S. P. 260)

The same Senator presented Bill, "An Act Relating to Unemployment Compensation During a Lock-out Because of a Labor Dispute." (S. P. 261)

The same Senator presented Bill, "An Act Relating to Separation Reports under Employment Security Law." (S. P. 262)

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

Sent down for concurrence.

Legal Affairs

Mr. Schulten of Sagadahoc presented Bill, "An Act Relating to Name of Maine Oil Heating & Equipment Dealers Association." (S. P. 263)

Which was referred to the Committee on Legal Affairs and Ordered Printed.

Sent down for concurrence.

Public Lands

Mr. Shute of Franklin presented Bill, "An Act to Authorize Bond Issue in the Amount of \$1,500,000 for a State Park in the Bigelow Mountain Area." (S. P. 266)

Which was referred to the Committee on Public Lands and Ordered Printed.

Sent down for concurrence.

State Government

Mr. Tanous of Penobscot presented Bill, "An Act Creating a Drug Control Corps Within the State Police." (S. P. 264)

The same Senator presented Bill, "An Act Relating to State Employee's Grievance Procedure." (S. P. 265)

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

Sent down for concurrence.

Committee Reports House

The following Ought Not to Pass report shall be placed in the legislative files without further action pursuant to Rule 17-A of the Joint Rules.

Bill, "An Act Appropriating Funds for Overtime in State Employment and Establishing Hours for a Work Day for State Employees." (H. P. 237) (L. D. 318)

Leave to Withdraw

The Committee on Judiciary on Bill, "An Act Relating to Liens on Buildings for Use of Machines on Premises." (H. P. 41) (L. D. 48)

Reported that the same be granted Leave to Withdraw.

Comes from the House, the report Read and Accepted.

Which report was Read and Accepted in concurrence.

Ought to Pass

The Committee on Education on, Bill, "An Act Relating to Number of Directors of Swan's Island School Administrative District." (H. P. 242) (L. D. 323)

Reported that the same Ought to Pass.

Comes from the House, the Bill Passed to be Engrossed.

Which report was Read and Accepted in concurrence, the Bill Read Once and Tomorrow Assigned for Second Reading.

Ought to Pass — As Amended

The Committee on State Government on Bill, "An Act Relating to Authority of the Legislative Finance Officer." (H. P. 97) (L. D. 118)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-13).

The Committee on Legal Affairs on Bill, "An Act Changing Name of Pine Tree Warriors, Inc." (H. P. 20) (L. D. 20)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-12).

(On motion by Mr. Clifford of Androscoggin, tabled and Tomorrow Assigned, pending Acceptance of the Committee Report.)

The Committee on Legal Affairs on Resolve, to Reimburse Edgar

W. Tupper of Madison for Loss of Beehives by Bear. (H. P. 151) (L. D. 184)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-14).

The Committee on Fisheries and Wildlife on Bill, "An Act Relating to Possession of Salmon, Trout, Togue or Black Bass." (H. P. 75) (L. D. 88)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-16).

Come from the House, the reports Read and Accepted and the Bills and Resolve Passed to be Engrossed as Amended by Committee Amendments "A".

Which reports were Read and, except for the tabled matter, Accepted in concurrence, and the Bills and Resolve Read Once. Committee Amendments "A" were Read and Adopted in concurrence and the Bills and Resolve, as Amended, Tomorrow Assigned for Second Reading.

The Committee on Fisheries and Wildlife on Bill, "An Act Relating to the Wearing of Fluorescent Orange Clothing While Hunting During Hunting Season." (H. P. 50) (L. D. 57)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-11).

Comes from the House, the report Read and Accepted and the Bill Passed to be Engrossed as Amended by Committee Amendment "A" (H-11) as Amended by House Amendment "A" Thereto (H-18).

Which report was Read and Accepted in concurrence and the Bill Read Once. Committee Amendment "A" was Read, and House Amendment "A" to Committee Amendment "A" was Read and Adopted in concurrence. Committee Amendment "A", as Amended by House Amendment "A" Thereto, was Adopted in concurrence and the Bill, as Amended, Tomorrow Assigned for Second Reading.

Senate

The following Ought Not to Pass reports shall be placed in the legislative files without further

action pursuant to Rule 17-A of the Joint Rules:

Bill, "An Act Relating to Authorized Equipment Purchases for Maine State Prison." (S. P. 157) (L. D. 391)

Bill, "An Act Appropriating Funds for Additional Staff at the Maine State Prison." (S. P. 158) (L. D. 392)

Ought to Pass

Mr. Olfene for the Committee on Education on Bill, "An Act Relating to Duties of School Committees Concerning Persons not Immunized Against Certain Diseases." (S. P. 88) (L. D. 234)

Reported that the same Ought to Pass.

Mr. Anderson for the Committee on Fisheries and Wildlife on Bill, "An Act Relating to Sale of Certain Publications of Department of Inland Fisheries and Game." (S. P. 113) (L. D. 258)

Reported that the same Ought to Pass.

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

Ought to Pass — As Amended

Mr. Graffam for the Committee on Fisheries and Wildlife on Bill, "An Act Providing Complimentary Hunting Licenses to Maine Residents over 70 Years of Age." (S. P. 1) (L. D. 28)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-10).

Which report was Read and Accepted and the Bill Read Once. Committee Amendment "A" was Read and Adopted and the Bill, as Amended, Tomorrow Assigned for Second Reading.

Second Readers

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

House

Bill, "An Act Relating to Lights on Motor Vehicles of Baxter State Park Rangers." (H. P. 131) (L. D. 155)

Resolve to Reimburse R. B. Swan & Son of Brewer for Loss

of Beehives by Bear. (H. P. 149) (L. D. 182)

Bill, "An Act Appropriating Funds for an International Arrivals Building at Bangor International Airport." (H. P. 175) (L. D. 217)

Which were Read a Second Time and Passed to be Engrossed in concurrence.

House — As Amended

Bill, "An Act Permitting Municipalities to Regulate Bicycle Traffic by Ordinance." (H. P. 107) (L. D. 127)

Bill, "An Act Relating to Administration of the State Income Tax." (H. P. 220) (L. D. 293)

Which were Read a Second Time and Passed to be Engrossed, as Amended, in concurrence.

Senate

Resolve, to Reimburse Aviation Oil Company for Tax Paid for Shrinkage of Motor Fuel. (S. P. 5) (L. D. 32)

Bill, "An Act Relating to the Renewal of Maine Sales or Use Tax and Income Tax Warrants." (S. P. 72) (L. D. 189)

Bill, "An Act Relating to Construction of State Aid Bridges." (S. P. 114) (L. D. 259)

Bill, "An Act Authorizing Department of Transportation to Make Advance Replacement Housing Allowance Payments Under the Relocation Assistance Act." (S. P. 116) (L. D. 261)

Bill, "An Act Repealing the Limited-user Highway Law." (S. P. 117) (L. D. 262)

Which were Read a Second Time and Passed to be Engrossed.

Sent down for concurrence.

Senate — As Amended

Bill, "An Act Relating to the Preparation of List of Prospective Jurors." (S. P. 59) (L. D. 164)

Which was Read a Second Time and Passed to be Engrossed, as Amended.

Sent down for concurrence.

On motion by Mr. Sewall of Penobscot,

Adjourned until ten o'clock tomorrow morning.