

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

Wednesday, February 21, 1973
Senate called to order by the President.

Prayer by the Rev. Robert W. Gunn of Gardiner.

Reading of the Journal of yesterday.

Papers from the House Non-concurrent Matter

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

In the House February 1, 1973, referred to the Committee on Judiciary.

In the Senate February 13, 1973, referred to the Committee on Health and Institutional Services, in non-concurrence.

Comes from the House, that Body having Insisted.

Thereupon, the Senate voted to Recede and Concur.

Non-concurrent Matter

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

In the House February 1, 1973, referred to the Committee on Judiciary.

In the Senate February 13, 1973, referred to the Committee on Health and Institutional Services, in non-concurrence.

Comes from the House, that Body having Insisted.

Thereupon, the Senate voted to Recede and Concur.

Non-concurrent Matter

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

In the Senate February 12, 1973, Passed to be Engrossed, in concurrence.

Comes from the House, Passed to be Engrossed as Amended by House Amendment "A" (H-35), in non-concurrence.

Thereupon, the Senate voted to Recede and Concur.

House Papers

Bills and Resolve today received from the House requiring

Reference to Committees were acted upon in concurrence, except for the following:

Bill, "An Act Relating to Record of Plans by Registers of Deeds." (H. P. 662) (L. D. 871)

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

On motion by Mr. Roberts of York, referred to the Committee on County Government in non-concurrence and Ordered Printed.

Bill, "An Act Revising Certain Motor Vehicle Laws." (H. P. 653) (L. D. 867)

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

On motion by Mr. Speers of Kennebec, tabled and specially assigned for February 27, 1973, pending Reference to Committee.

Reconsidered Matter

Mr. Berry of Cumberland moved that the Senate reconsider its prior action whereby Bill, "An Act to Provide for Nomination of the Commissioner of Educational and Cultural Services by the State Board of Education" (H. P. 654) (L. D. 868), was referred to the Committee on Election Laws in concurrence and Ordered Printed.

On motion by Mr. Minkowsky of Androscoggin, tabled and Tomorrow Assigned, pending the motion by Mr. Berry of Cumberland to Reconsider.

Communications

STATE OF MAINE
Department of State
Augusta, Maine 04330

February 20, 1973

To the Honorable Senate of the 106th Legislature of the State of Maine:

This will advise you that I have in my possession a quantity of initiative petitions relating to "An Act Creating the Power Authority of Maine."

These petitions were filed in this office on February 17, 1973, in accordance with the provisions of Article IV, Part Third, Section 18 of the Constitution of the State of Maine.

We are currently in the process of determining the number of valid

signatures contained in these petitions.

Respectfully,
JOSEPH T. EDGAR
Secretary of State
(S. P. 332)

Which was Read and Ordered
Placed on File.

Sent down for concurrence.

STATE OF MAINE
Maine Education Council
February 20, 1973

The Honorable Harry N.
Starbranch
Secretary of the Senate
State House
Augusta, Maine 04330
Dear Mr. Starbranch:

Please accept forty copies of
"The Full Funding of Education",
a report prepared by the Maine
Education Council for the 106th
Legislature as ordered by H. P.
1275.

For the Maine Education Council,
LINCOLN T. FISH
Chairman

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

STATE OF MAINE
Department of Transportation
February 21, 1973

To the Members of the 106th
Legislature of the State of Maine:
Pursuant to Joint Order S. P.
196 of the 105th Legislature, I have
the honor to present the Depart-
ment of Transportation's Report
regarding recommendations made
in the Highway Study Committee's
report to the 105th Legislature,
dated January 27, 1971 and entitled
"Report on State Highway
Commission".

Respectfully submitted,
Signed:

DAVID H. STEVENS
Commissioner
Maine Department
of Transportation
(S. P. 330)

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

Sent down for concurrence.

Senate Papers
Appropriations and Financial
Affairs

Mr. Richardson of Cumberland
presented Resolve, Providing

Funds to University of Maine for
Upgrading University Professional
Salaries. (S. P. 303)

The same Senator presented Bill,
"An Act to Authorize the Bureau
of Veterans Services to Contract
for Services." (S. P. 304)

Which were referred to the
Committee on Appropriations and
Financial Affairs and Ordered
Printed.

Sent down for concurrence.

Business Legislation

Mr. Speers of Kennebec
presented Bill, "An Act Relating
to Duties and Responsibilities of
Funeral Directors." (S. P. 305)

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

Sent down for concurrence.

Education

Mr. Cianchette of Somerset
presented Bill, "An Act Authorizing
Municipalities and School Adminis-
trative Districts to Secure
Competitive Bids in the Construc-
tion of School Buildings." (S. P.
306)

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

Sent down for concurrence.

Transportation

Mr. Hichens of York presented
Bill, "An Act Revising the Laws
Relating to School Buses."

The same Senator then moved
that the Bill be referred to the
Committee on Transportation.

On motion by Mr. Minkowsky of
Androscoggin, tabled and tomorrow
assigned, pending the motion by
Mr. Hichens of York that the Bill
be referred to the Committee on
Transportation.

Appropriations and Financial
Affairs

Mr. Morrell of Cumberland
presented Bill, "An Act Relating
to Payments to Hospitals." (S. P.
308)

On motion by Mr. Berry of
Cumberland, referred to the
Committee on Appropriations and
Financial Affairs and Ordered
Printed.

Sent down for concurrence.

Judiciary

Mr. Clifford of Androscoggin presented Bill, "An Act Relating to Unlawful Usurpation of Community Antennae Television System Signals and Injury to its Equipment." (S. P. 309)

Mr. Richardson of Cumberland presented Bill, "An Act Relating to Lack of Privity as a Defense in Action Against Manufacturer, Seller or Supplier of Goods." (S. P. 310)

The same Senator presented Bill, "An Act Relating to the Statute of Limitations in Contracts for Sale." (S. P. 311)

The same Senator presented Bill, "An Act Relating to Liability for Physical Harm to Users, Consumers or Bystanders from Defective Consumer Goods." (S. P. 312)

The same Senator presented Bill, "An Act Relating to Requirement of Notice of Breach in Contracts of Sale Where Personal Injuries are Suffered." (S. P. 313)

The same Senator presented Bill, "An Act Relating to Limitation of Exclusion or Modification of Warranties on Consumer Goods." (S. P. 314)

Mr. Clifford of Androscoggin presented Bill, "An Act Relating to Time Period for Use of Marriage Certificate." (S. P. 315)

Mr. Cianchette of Somerset presented Bill, "An Act to Create a Committee to Study the Needs for a Traffic Court System." (S. P. 316)

Mr. Joly of Kennebec presented Bill, "An Act to Clarify Title to Roads and Ways." (S. P. 317)

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

Sent down for concurrence.

Labor

Mr. Richardson of Cumberland presented Bill, "An Act Relating to Procedure with Respect to Claims Against Third Persons under Workmen's Compensation Act." (S. P. 318)

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

Sent down for concurrence.

Legal Affairs

Mr. Speers of Kennebec presented Bill, "An Act Authorizing

Use of the Name "Maine Association for Children with Learning Disabilities." (S. P. 319)

Mr. Clifford of Androscoggin presented Bill, "An Act Relating to License Fees and Penalties for Non-Residents in the Private Detective Business." (S. P. 320)

The same Senator presented Bill, "An Act to Clarify the Notice Procedure on Decision of Zoning Board of Appeals." (S. P. 321)

Mr. Berry of Cumberland presented Bill, "An Act to Provide a Portion of all Public Places and Transportation Vehicles to be Set Aside for Nonsmokers." (S. P. 322)

Mr. Clifford of Androscoggin presented Bill, "An Act to Place the Responsibility for Licensing Steam Engineers and Firemen with the State Board of Boiler Rules." (S. P. 323)

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

Sent down for concurrence.

Natural Resources

Mr. Speers of Kennebec presented Bill, "An Act Providing for Legislative Purpose and Intent in Regulating Wetlands." (S. P. 324)

Which was referred to the Committee on Natural Resources and Ordered Printed.

Sent down for concurrence.

State Government

Mr. Speers of Kennebec presented Bill, "An Act Relating to Membership in Maine Law Enforcement Planning and Assistance Agency." (S. P. 325)

The same Senator presented Bill, "An Act Relating to the Certification of State Employees Compensation."

The same Senator presented Bill, "An Act Relating to the State Employees Appeal Board." (S. P. 327)

Mr. Cianchette of Somerset presented Bill, "An Act Relating to District Offices of the Department of Commerce and Industry." (S. P. 328)

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

Sent down for concurrence.

Transportation

Mr. Olfene of Androscoggin presented Resolve, Designating a Certain Bridge Across the Androscoggin River as "The Veterans Memorial Bridge." (S. P. 329)

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

Sent down for concurrence.

Joint Orders

On motion by Mr. Sewall of Penobscot

ORDERED, the House concurring, that Joint Rule 16 be amended to read as follows:

16. Reference of Fiscal Matters to Committees. Every bill, resolve or order appropriating money shall be referred to the appropriate committee for consideration, and no further action shall be had thereon in either branch until the same shall have been reported back by said committee.

The several clerks of the committees to which are referred bills, resolves or orders involving the appropriation or expenditure of money shall forthwith upon receipt of such bills, transmit a copy thereof carrying endorsement of reference, to the Committee on Appropriations and Financial Affairs for its information. No bill shall be in order for advertising for hearing or any other procedure until such copy is so transmitted. The Appropriations Committee shall issue a printed report and tabulation of such bills weekly.

Every bill, resolve or order involving the appropriation or expenditure of money shall be presented to the Committee on Appropriations and Financial Affairs for examination and recording before it is engrossed, and no further action shall be had on such bills, resolves or orders until proper endorsement thereon is made by said Committee.

(S. P. 333)

Which was Read.

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

Mr. SEWALL: Mr. President and Members of the Senate: This order which you have before you, which

has been distributed, would clear up in Rule 16 of the Joint Rules a rather ambiguous passage which calls for a reference of all bills to the Appropriations Committee. In reading it carefully, none of us can really understand what is meant by the language in the original Rule 16, and this order hopefully would clear up the situation.

Briefly, it now reads that any bill or resolve carrying money on it, either an appropriation or cost, or an increase in monies, will be referred to the Appropriations Committee for their attention, and it does cross out some of this other ambiguous language.

The **PRESIDENT**: Will all those Senators in favor of the passage of this order please rise and remain standing until counted. Those opposed please rise and remain standing until counted.

A division was had. 30 Senators having voted in the affirmative, and no Senators having voted in the negative, with three being absent, the Order received Passage.

Sent down for concurrence.

Orders

On motion by Mr. Conley of Cumberland,

WHEREAS, mentally retarded children need every advantage to acquire confidence in themselves and to succeed in building a positive image; and

WHEREAS, special olympics have been designed to give the mentally retarded that chance to develop skills and experience success through an organized programing of physical fitness; and

WHEREAS, through this unique program mentally retarded boys and girls of the State can share experiences of athletic competition not otherwise available; and

WHEREAS, the special olympics program for mentally retarded children is scheduled to be held in the City of Portland on June 7th and 8th of 1973; now, therefore, be it

ORDERED, the House concurring, that the members of the One Hundred and Sixth Legislature, now assembled, commend the

spread and development of the special olympics program and express our thanks to all those who participate, support and make possible, through this forthcoming olympic event, new hope and a better way of life for the mentally retarded; and be it further

ORDERED, that suitable copies of this Joint Order be forwarded to the olympic officials in token of our commendation and support. (S. P. 331)

Which was Read and Passed.

Sent down for concurrence.

On motion by Mr. Berry of Cumberland,

ORDERED, the House concurring, there is appointed a Special Legislative Committee to Welcome Home Returning Prisoners of War consisting of three on the part of the Senate and seven on the part of the House.

The Committee with the assistance of the Department of Military, Civil Defense and Veterans' Services shall arrange an appropriate reception for returned Maine prisoners of war on the part of the 106th Maine State Legislature to express the deep and lasting gratitude of the people of the State of Maine for the services and sacrifices of their fellow Maine men in the military service of their country. (S. P. 334)

Which was Read.

The PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Berry.

Mr. BERRY: Mr. President and Members of the Senate: I am sure we have all followed with a great deal of attention and patriotic emotion the return of our military personnel from their incarceration overseas for what in many instances was a tremendous length of time. There are included in this group several Maine people, and it is very much in order that the legislature in behalf of the people of the State of Maine officially express the deep gratitude of the people to these men for their many, many long days of imprisonment and privation.

It is provided in the order that under the direction of the Adjutant General of the State, at such time as most of these men find them-

selves in the State, that we will have the honor and privilege of greeting them here in the halls of the legislature.

The PRESIDENT: Is it now the pleasure of the Senate that this joint order receive passage?

Thereupon, the Order received Passage.

Sent down for concurrence.

Committee Reports

House

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 Representation of Boards of School Directors." (H. P. 99) (L. D. 120)

Bill, "An Act Prohibiting the Sale of Air Guns." (H. P. 170) (L. D. 212)

Change of Reference

The Committee on Veterans and Retirement on Bill, "An Act to Replace Lump Sum Financing of State Employees Retirement with Percentage Financing Based Upon Payrolls Paid." (H. P. 216) (L. D. 289)

Reported that the same be referred to the Committee on Appropriations and Financial Affairs.

The Committee on Appropriations and Financial Affairs on Bill, "An Act Relating to Compensation Upon Retirement of Judges of the District Court and Active Retired Judges." (H. P. 250) (L. D. 331)

Reported that the same be referred to the Committee on Judiciary.

Come from the House, the reports Read and Accepted.

Which reports were Read and Accepted in concurrence.

Ought to Pass

The Committee on Election Laws on Resolution, Proposing an Amendment to the Constitution Reducing Resident Requirement for Voting to Thirty Days. (H. P. 9) (L. D. 9)

Reported that the same Ought to Pass.

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

The Committee on County Government on Bill, "An Act

Permitting the Commissioners of Franklin County to Transfer Bridge Account Moneys." (H. P. 209) (L. D. 282)

Reported that the same Ought to Pass.

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

Which reports were Read and Accepted in concurrence, the Bill and Resolution read Once and Tomorrow Assigned for Second Reading.

Ought to Pass — As Amended

The Committee on Election Laws on Bill, "An Act Relating to Assistance to Blind Persons in Marking Absentee Ballots." (H. P. 42) (L. D. 49)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-31).

Comes from the House, the report Read and Accepted and the Bill Passed to be Engrossed as Amended by Committee Amendment "A".

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

Divided Report

The Majority of the Committee on Legal Affairs on Bill, "An Act Revising the Boiler Law to Include Certain Pressure Vessels." (H. P. 164) (L. D. 206)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-29).

Signed:

Senators:

JOLY of Kennebec
ROBERTS of York
ALDRICH of Oxford

Representatives:

BRAWN of Oakland
SHAW of Chelsea
SHUTE

of Stockton Springs
EMERY of Rockland
FECTEAU of Biddeford
CONNOLLY of Portland
DUDLEY of Enfield

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

Signed:

Representatives:

FAUCHER of Solon
COTE of Lewiston
CAREY of Waterville

Comes from the House, the Majority Ought to Pass Report Read and Accepted and the Bill Passed to be Engrossed as Amended by Committee Amendment "A" (H-29).

Which reports were Read:

The Majority Ought to Pass as Amended Report of the Committee was Accepted in concurrence and the Bill Read Once. Committee Amendment "A" was Read and Adopted in concurrence and the Bill, as Amended, Tomorrow Assigned for Second Reading.

Divided Report

The Majority of the Committee on Legal Affairs on Bill, "An Act Relating to Inspection Methods and Frequencies of Steel Hot Water Heating Boilers." (H. P. 179) (L. D. 221)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-30).

Signed:

Senators:

JOLY of Kennebec
ROBERTS of York
ALDRICH of Oxford

Representatives:

CAREY of Waterville
SHAW of Chelsea
BRAWN of Oakland
SHUTE

of Stockton Springs
EMERY of Rockland
CONNOLLY of Portland
DUDLEY of Enfield
FAUCHER of Solon

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

Signed:

Representatives:

FECTEAU of Biddeford
COTE of Lewiston

Comes from the House, the Majority Ought to Pass report Read and Accepted and the Bill Passed to be Engrossed as Amended by Committee Amendment "A" (H-30).

Which reports were Read. The Majority Ought to Pass as Amended Report of the Committee

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

Senate

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 to Pay for One Hundred Percent of Health Insurance Plans for State Employees." (S. P. 165) (L. D. 420)

Change of Reference

The Committee on State Government on Resolve, Approving Draft and Arrangement of the State Constitution Made by the Chief Justice of the Supreme Judicial Court, and Providing for its Publication and Distribution. (S. P. 93) (L. D. 239)

Reported that the same be referred to the Committee on Judiciary.

Which report was Read and Accepted and the Resolve referred to the Committee on Judiciary.

Sent down for concurrence.

Ought to Pass — As Amended

The Committee on State Government on Bill, "An Act Relating to Reports of Continuous Revision by Director of Legislative Research." (S. P. 92) (L. D. 238)

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

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.

Divided Report

The Majority of the Committee on Fisheries and Wildlife on Bill, "An Act Permitting Sunday Hunting of Rabbits." (S. P. 36) (L. D. 102)

Reported that the same Ought Not to Pass.

Signed:

Senators:

ANDERSON of Hancock

GRAFFAM

of Cumberland

Representatives:

PARKS of Presque Isle
CHURCHILL of Orland
CAMERON of Lincoln
WALKER of Island Falls
KELLEY of Southport
GOOD of Westfield
DOW of West Gardiner

The Minority of the same Committee on the same subject matter reported that the same Ought to Pass.

Signed:

Senator:

ALDRICH of Oxford

Representatives:

MILLS of Eastport
MORIN of Fort Kent

Which reports were Read.

The PRESIDENT: The Chair recognizes the Senator from Hancock, Senator Anderson.

Mr. ANDERSON: Mr. President and Members of the Senate: I have learned to my sorrow that the Senator from Franklin, Senator Shute, is ill and, hopefully, he will be back at his desk on Tuesday, the 27th. I would be very grateful if one of my colleagues would move to table this to that day, Tuesday, the 27th.

The PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Berry.

Thereupon, on motion by Mr. Berry of Cumberland, tabled and specially assigned for February 27, 1973, pending Acceptance of Either Report.

Second Readers

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

Senate

Bill, "An Act Providing Funds for the Maine Higher Education Council." (S. P. 168) (L. D. 423)

Bill, "An Act Relating to Change of Name, Trustees, Power to Hold Property of the Maine Conference of the United Methodist Church." (S. P. 137) (L. D. 349)

Bill, "An Act Relating to Holding Property and Changing the Name of United Baptist Convention of Maine." (S. P. 67) (L. D. 169)

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

Sent down for concurrence.

Senate — As Amended

Bill, "An Act Relating to Penalty for Buying or Receiving Stolen Property." (S. P. 90) (L. D. 236)

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

Sent down for concurrence.

Enactors

The Committee on Engrossed Bills reported as truly and strictly engrossed the following:

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

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

(On motion by Mr. Greeley of Waldo, placed on the Special Highway Appropriations Table.)

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

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

An Act to Revise Maine Boat Law to Conform with Federal Law. (H. P. 62) (L. D. 74)

An Act Relating to Discharges of Mortgages, Attachments and Liens. (H. P. 120) (L. D. 144)

An Act Relating to Hunting Pheasants. (H. P. 101) (L. D. 121)

Which, except for the tabled matter, were Passed to be Enacted and, having been signed by the President, were by the Secretary presented to the Governor for his approval.

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

(On motion by Mr. Greeley of Waldo, placed on the Special Highway Appropriations Table.)

Emergencies

An Act Relating to Regulation Governing Horsepower of Boats on Certain Inland Waters. (S. P. 11) (L. D. 68)

An Act Prohibiting Pollution of Eagle Lake, Hancock County. (H. P. 142) (L. D. 175)

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

An Act Prohibiting Swimming or Bathing in Jordan Pond, Hancock County. (H. P. 116) (L. D. 136)

An Act Prohibiting Swimming or Bathing in Upper and Lower Hadlock Ponds, Hancock County. (H. P. 109) (L. D. 129)

These being emergency measures and having received the affirmative votes of 30 members of the Senate, were Passed to be Enacted and, having been signed by the President, were by the Secretary presented to the Governor for his approval.

Orders of the Day

Mr. Greeley of Waldo was granted unanimous consent to address the Senate:

Mr. GREELEY: Mr. President and Members of the Senate: I have a little gift here for Mrs. Curtis from all the members of the Senate. I would like to have Angela come to my chair and give this to her mother. (Applause, Members rising.)

The PRESIDENT: The Chair also has a little gift for Angela. If Angela would come up to the rostrum I would like to give it to her from the members of the Senate. (Applause, Members rising.)

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

HOUSE REPORT — Ought to Pass from the Committee on Fisheries and Wildlife on Bill, "An Act Relating to Possession of Firearm During Open Season on Deer after Deer Registered." (H. P. 159) (L. D. 201)

Tabled — February 15, 1973 by Senator Shute of Franklin.

Pending — Acceptance of Report. Thereupon, the Ought to Pass Report of the Committee was Accepted in concurrence, the Bill Read Once and Tomorrow Assigned for Second Reading.

The President laid before the Senate the second tabled and specially assigned matter:

Bill, "An Act Providing Funds for a Fine Arts Building for the University of Maine at Portland-Gorham." (H. P. 610) (L. D. 808)

Tabled — February 20, 1973 by Senator Sewall of Penobscot.

Pending — Motion of Senator Katz of Kennebec to Reconsider Reference. (Referred to the Committee on Appropriations and Financial Affairs.)

On motion by Mr. Sewall of Penobscot, tabled and Tomorrow Assigned, pending the motion by Mr. Katz of Kennebec to Reconsider.

The President laid before the Senate the third tabled and specially assigned matter:

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

Tabled — February 20, 1973 by Senator Sewall of Penobscot.

Pending — Enactment.

Mr. Sewall of Penobscot then moved the pending question.

The PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Brennan.

Mr. BRENNAN: Mr. President and Members of the Senate: I think, as you all know, items like this usually go to the Appropriations Table and compete with other demands on the state treasury somewhat equally towards the end of the session. However, while an early appropriation is unusual, it is not unprecedented, and it is my understanding that Bangor needs this appropriation now in order to meet a certain construction deadline.

Now, I believe that appropriations to improve our transportation facilities are of vital importance to the State of Maine. Maine endures a comparative economic

disadvantage because of its relative isolation from the major markets and major suppliers in the United States. We need modern, efficient transportation facilities in order to reduce the disadvantage of distance between us. It is my belief that air, rail, and sea transport should all be given a major priority for us so that we can assist the Maine economy to prosper. So it is for these reasons that I support this unusual expediting of the appropriation of this bill so it will go on to the Governor's desk, and for all those reasons I urge support for the motion of the distinguished Senator from Penobscot, Senator Sewall.

The PRESIDENT: Is the Senate ready for the question?

Thereupon, this being an emergency measure and having received the affirmative vote of 30 members of the Senate, was Passed to be Enacted and, having been signed by the President, was by the Secretary presented to the Governor for his approval.

Reconsidered Matter

On motion by Mr. Cianchette of Somerset, the Senate voted to reconsider its action of yesterday whereby Bill, "An Act Relating to Apportionment of Cost of Reconstruction of Railroad Grade Separation Structures on Nonfederal Aid-State Aid Highways" (S. P. 136) (L. D. 348) was Passed to be Engrossed.

On further motion by the same Senator, tabled and Tomorrow Assigned, pending Passage to be Engrossed.

On motion by Mr. Sewall of Penobscot,

Adjourned until ten o'clock tomorrow morning.