

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, March 5, 1973

Senate called to order by the President.

Prayer by the Honorable Frank Whitehouse Anderson of Ellsworth.

Reading of the Journal of yesterday.

Papers from the House Non-concurrent Matter

Point Resolution (S. P. 340) Memorializing The President and Congress of the United States to Withhold all Reconstruction Aid to North Viet Nam Until a Full Accounting of POW's and MIA's Has Been Made.

In the Senate February 22, 1973, Read and Adopted.

Comes from the House, Read and Adopted as Amended by House Amendment "B" (H-73).

Thereupon, on motion by Mr. Richardson of Cumberland, the Senate voted to Recede and Concur.

House Papers

Bills today received from the House requiring Reference to Committees were acted upon in concurrence.

Communications

STATE OF MAINE
Executive Department
State Planning Office
189 State Street
Augusta, Maine 04330

December 29, 1972

To the Governor, Legislature and People of Maine:

I am very happy to have the opportunity to submit this annual report on the major activities of the Maine State Planning Office. It is a report on a new and unique office in Maine State government; an office which began its operations during a period of great change at the state level.

This formative period for the State Planning Office also was a time for many changes in Maine State Government Organization with a movement away from a fragmented structure which was little more than an aggregate of special and clientele interests with governmental powers toward a

system more responsive to the direction of our elected officials.

It was a period in which the State of Maine enacted a series of environmental and land use laws which placed the state among the leaders in "The Quiet Revolution in Land Use Control." It was also a period in which a statewide system of Regional Planning Commissions was established providing a "Regional Home" for every local government in the state.

State planning is mainly concerned with relationships: among the many state agencies, the eleven Regional Planning Commissions, multi-state regional organizations, local governments and private groups. I want to thank all of these groups and individuals for their generous assistance and fine cooperation.

Sincerely,

(Signed)

PHILIP M. SAVAGE
State Planning Director
(S. P. 396)

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

Sent down for concurrence.

Senate Papers Public Utilities

Mr. Morrell of Cumberland presented Bill, "An Act to Allow the Brunswick Sewer District to Treat Sewerage from the Topsham Sewer District and Septic Tanks." (S. P. 395)

On motion by Mr. Berry of Cumberland, referred to the Committee on Public Utilities and Ordered Printed.

Sent down for concurrence.

Committee Reports

House

Leave to Withdraw

Covered by Other Legislation

The Committee on Fisheries and Wildlife on Bill, "An Act Restricting Power Boats on Haley Pond, Franklin County." (H. P. 24) (L. D. 24)

Reported that the same be granted Leave to Withdraw, Covered by Other Legislation.

The Committee on Fisheries and Wildlife on Bill, "An Act Relating to Use of Power Boats on Beaver

Mountain Pond, Franklin County." (H. P. 26) (L. D. 26)

Reported that the same be granted Leave to Withdraw, Covered by Other Legislation.

The Committee on Fisheries and Wildlife on Bill, "An Act Relating to Use of Power Boats on Certain Lakes in St. Croix Watershed, Washington County." (H. P. 68) (L. D. 81)

Reported that the same be granted Leave to Withdraw, Covered by Other Legislation.

The Committee on Fisheries and Wildlife on Bill, "An Act Relating to Use of Power Boats on Sourdna-hunk Lake, Piscataquis County." (H. P. 78) (L. D. 91)

Reported that the same be granted Leave to Withdraw, Covered by Other Legislation.

The Committee on Fisheries and Wildlife on Bill, "An Act Providing Complimentary Hunting Licenses to Maine Residents over 70 Years of Age." (H. P. 121) (L. D. 145)

Reported that the same be granted Leave to Withdraw, Covered by Other Legislation.

The Committee on Fisheries and Wildlife on Bill, "An Act Providing Complimentary Hunting Licenses for Persons 70 Years of Age or Older." (H. P. 132) (L. D. 156)

Reported that the same be granted Leave to Withdraw, Covered by Other Legislation.

The Committee on Fisheries and Wildlife on Bill, "An Act Relating to the Use of Power Boats on Sandy Pond, Waldo County." (H. P. 235) (L. D. 316)

Reported that the same be granted Leave to Withdraw, Covered by Other Legislation.

The Committee on Fisheries and Wildlife on Bill, "An Act Regulating the Use of Power Boats on Trafton Lake, Aroostook County." (H. P. 374) (L. D. 503)

Reported that the same be granted Leave to Withdraw, Covered by Other Legislation.

The Committee on Fisheries and Wildlife on Bill, "An Act Relating to Use of Power Boats on Sand Pond, Oxford County." (H. P. 550) (L. D. 731)

Reported that the same be granted Leave to Withdraw, Covered by Other Legislation.

Come from the House, the reports Read and Accepted.

Which reports were Read and Accepted in concurrence.

Ought to Pass

The Committee on Veterans and Retirement on Bill, "An Act Providing for the Observance of Veterans Day on November 11th." (H. P. 22) (L. D. 22)

Reported that the same Ought to Pass.

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

Which report was Read.

On motion by Mr. Huber of Knox, tabled and specially assigned for March 7, 1973, pending Acceptance of the Committee Report.

The Committee on Marine Resources on Bill, "An Act Relating to Dragging of Scallops in Gouldsboro Bay, Hancock and Washington Counties." (H. P. 126) (L. D. 150)

Reported that the same Ought to Pass.

The Committee on Marine Resources on Bill, "An Act Appropriating Funds for a Fishway at West Bay Pond in Gouldsboro." (H. P. 356) (L. D. 471)

Reported that the same Ought to Pass.

The Committee on Marine Resources on Bill, "An Act Providing Funds for a Fishway at West Harbor Pond in Boothbay Harbor." (H. P. 383) (L. D. 512)

Reported that the same Ought to Pass.

The Committee on Agriculture on Bill, "An Act Relating to Federal and State Standards and Labeling of Milk and Milk Products." (H. P. 234) (L. D. 315)

Reported that the same Ought to Pass.

Come from the House, the Bills Passed to be Engrossed.

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

Ought to Pass — As Amended

The Committee on Election Laws on Bill, "An Act Relating to Notice in New Voter Registration Applications." (H. P. 414) (L. D. 563)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-66).

Comes from the House, 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.

The Committee on Fisheries and Wildlife on Bill, "An Act Relating to Hunting from Public Ways." (H. P. 160) (L. D. 202)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-32).

Comes from the House, the Bill Passed to be Engrossed as Amended by Committee Amendment "A" and House Amendment "C" (H-70).

Which report was Read and Accepted in concurrence and the Bill Read Once. Committee Amendment "A" was Read and Adopted in concurrence. House Amendment "C" was Read and Adopted in concurrence 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 Relating to Hunting with Muzzle-loading Rifles." (H.P. 397) (L. D. 526)

Reported that the same Ought Not to Pass.

Signed: Senator:

ANDERSON of Hancock

Representatives:

GOOD of Westfield

MILLS of Eastport

MORIN of Fort Kent

PARKS of Presque Isle

KELLEY of Southport

CAMERON of Lincoln

WALKER of Island Falls

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

Signed:

Senators:

GRAFFAM

of Cumberland

ALDRICH of Oxford
Representatives:

CHURCHILL of Orland

DOW of West Gardiner

Comes from the House, the Majority report Read and Accepted.

Which reports were Read.

Thereupon, on motion by Mr. Anderson of Hancock, the Majority Ought Not to Pass Report of the Committee was Accepted in concurrence.

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 Relating to Reflectorized Bicycle Pedals." (S. P. 247) (L. D. 698)

Leave to Withdraw

Mr. Tanous for the Committee on Judiciary on Bill, "An Act to Prohibit the Use of Unmarked Police Cars." (S. P. 239) (L. D. 690)

Reported that the same be granted Leave to Withdraw.

The same Senator for the Committee on Judiciary on Bill, "An Act Relating to Parking of Spectators' Vehicles During a Fire." (S. P. 240) (L. D. 691)

Reported that the same be granted Leave to Withdraw.

Mr. Greeley for the Committee on Transportation on Bill, "An Act Relating to Display of Lights on Certain Motor Vehicles During the Daytime." (S. P. 241) (L. D. 692)

Reported that the same be granted Leave to Withdraw.

Mr. Anderson for the Committee on Fisheries and Wildlife on Bill, "An Act Creating the Eustis Sanctuary, Franklin County." (S. P. 244) (L. D. 695)

Reported that the same be granted Leave to Withdraw.

Which reports were Read and Accepted.

Sent down for concurrence.

Ought to Pass

Mr. Joly for the Committee on Legal Affairs on Resolve, to Reimburse Albert S. Herrick of Ellsworth for Boarding Stray Dogs. (S. P. 111) (L. D. 256)

Reported that the same Ought to Pass.

Mr. Roberts for the Committee on Legal Affairs on Bill, "An Act Relating to Name of Maine Oil Heating & Equipment Dealers Association." (S. P. 263) (L. D. 760)

Reported that the same Ought to Pass.

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

Ought to Pass — As Amended

Mr. Speers for the Committee on Judiciary on Bill, "An Act Providing for Deputy Clerks of the District Court." (S. P. 64) (L. D. 167)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-19).

The same Senator for the Committee on State Government on Bill, "An Act Relating to Publishing Rules and Regulations of the Parks and Recreation Department." (S. P. 55) (L. D. 139)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-20).

Mr. Brennan for the Committee on Judiciary on Bill, "An Act Providing that the Running of Statutory Time Periods be Governed by the Maine Rules of Civil Procedure." (S. P. 95) (L. D. 241)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-21).

Which reports were Read and Accepted and the Bills Read Once. Committee Amendments "A" were Read and Adopted and the Bills, as Amended, Tomorrow Assigned for Second Reading.

Enactors

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

An Act Relating to Membership on Board of Elevator Rules and Regulations. (H. P. 167) (L. D. 209)

An Act Revising the Maine Egg Grading Law. (H. P. 230) (L. D. 310)

An Act Exempting Hearing Aids from the Sales Tax. (H. P. 364) (L. D. 479)

(On motion by Mr. Sewall of Penobscot, placed on the Special Appropriations Table.)

An Act Relating to Conferring Degrees by the College of Atlantic. (H. P. 794) (L. D. 946)

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.

Emergencies

An Act to Amend the Charter of the Portland Water District. (H. P. 419) (L. D. 568)

An Act to Amend the Charter of the Andover Water District. (S. P. 210) (L. D. 554)

An Act Extending the Territorial Limits of the South Berwick Sewer District. (H. P. 332) (L. D. 450)

These being emergency measures and having received the affirmatives votes of 31 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

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

House Reports — from the Committee on State Government — Ratification Resolution for Equal Rights Amendment. (H. P. 139) (L. D. 161). Majority Report, Ought to be Adopted; Minority Report, Ought Not to be Adopted.

Tabled — February 28, 1973 by Senator Danton of York.

Pending — Acceptance of the Minority Ought Not to be Adopted Report.

Thereupon, on motion by Mr. Berry of Cumberland, retabled and Tomorrow Assigned, pending Acceptance of the Minority Ought Not to be Adopted Report of the Committee.

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

Bill, "An Act to Repeal the Poll Tax." (H. P. 17) (L. D. 17)

Tabled — March 1, 1973 by Senator Sewall of Penobscot.

Pending — Passage to be
Engrossed.

(Off Record Remarks)

Thereupon, the Bill was Passed
to be Engrossed as amended by
Committee Amendments A and B,
in concurrence.

On motion by Mr. Sewall of
Penobscot,
Adjourned until ten o'clock
tomorrow morning.