

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

Friday, April 20, 1973

Senate called to order by the President.

Prayer by the Rev. Barry Moore of London, Ontario.

Reading of the Journal of yesterday.

Joint Resolutions

STATE OF MAINE

In the Year of Our Lord One
Thousand Nine Hundred
and Seventy-Three
IN MEMORIAM

WHEREAS, the Legislature has learned with regret of the passing on April 16, 1973 of the Honorable Cleveland P. Curtis of Bowdoinham; and

WHEREAS, he has served this State with honor and distinction as a Member of the House of Representatives of the 96th, 97th, 98th, 99th, 100th, and 101st Maine Legislatures; and

WHEREAS, he will always hold a position of great prominence in the hearts of those he served so industriously, effectively and unselfishly during his lifetime; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Sixth Legislature now assembled, pause to mourn the passing of our former colleague and to honor his memory; and be it further

RESOLVED: That for the perpetuation of his memory, this token of respect and sympathy by his successors in trust be printed in the journal of the House of Representatives and that a suitable copy of this Resolution be prepared and presented to his beloved wife, Elva, with our deepest sympathy. (H. P. 1448)

Comes from the House, Read and Adopted.

Which was Read and Adopted in concurrence.

STATE OF MAINE

In the Year of Our Lord One
Thousand Nine Hundred
and Seventy-Three
IN MEMORIAM

WHEREAS, the Members of the Legislature have learned with profound sorrow of the death on April 12th, 1973 of the Honorable Romeo L. Laberge of Auburn; and

WHEREAS, Representative Laberge served with great honor and distinction for more than one term in the House of Representatives of the Maine Legislature; and

WHEREAS, he was a man who was not only admired in his community but one who was held in high esteem and regard by his legislative colleagues and delegation; and

WHEREAS, in his passing, the State of Maine, County of Androscoggin and City of Auburn have lost one of their most able, useful and loyal citizens; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Sixth Legislature now assembled, pause to mourn the passing of our friend and former colleague and to honor his memory; and be it further

RESOLVED: That for the perpetuation of his memory, this token of respect and sympathy by his successors in trust be printed in the journal of the House of Representatives and that a suitable copy of this Resolution be prepared and presented to his dear wife, Dorila, and her two sons, with our deepest sympathy. (H. P. 1449)

Comes from the House, Read and Adopted.

Which has Read and Adopted in concurrence.

House Papers

Bills and Resolution today received from the House requiring Reference to Committees were acted upon in 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 Duties of Bureau of Corrections, Department of Mental Health & Corrections." (H. P. 585) (L. D. 774)

Bill, "An Act Relating to Rehabilitation of Inmates Committed to the State Prison." (H. P. 584) (L. D. 777)

Bill, "An Act Relating to Kennebec County Fees." (H. P. 837) (L. D. 1111)

Bill, "An Act Transferring Responsibility for All Municipal Roads to the County." (H. P. 963) (L. D. 1274)

Bill, "An Act to Provide Additional Federal-State Services." (H. P. 1011) (L. D. 1329)

Leave to Withdraw

The Committee on Health & Institutional Services on Bill, "An Act to Establish a Discharge Board to Review Recommendation of Discharge of Patients from State Mental Hospitals." (H. P. 1026) (L. D. 1348)

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.

Leave to Withdraw

Covered by Other Legislation

The Committee on County Government on Bill, "An Act Increasing Payments to Knox County Law Library." (H. P. 970) (L. D. 1277)

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

The Committee on County Government on Bill, "An Act Relating to Probate Fees." (H. P. 972) (L. D. 1279)

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

The Committee on Health and Institutional Services on Bill, "An Act to Change the Term of Office of the Board of Barbers." (H. P. 974) (L. D. 1281)

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 Business Legislation on Bill, "An Act Permitting Savings Banks to Indemnify its Trustees, Officers and Employees." (H. P. 1081) (L. D. 1404)

Reported that the same Ought to Pass.

The Committee on Business Legislation on Bill, "An Act to Permit Savings Banks to Invest in Obligations of the Asian Development Bank." (H. P. 1070) (L. D. 1395)

Reported that the same Ought to Pass.

The Committee on Business Legislation on Bill, "An Act Revising the Laws Relating to Savings and Loan Associations." (H. P. 923) (L. D. 1221)

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.

The Committee on Fisheries and Wildlife on Bill, "An Act Repealing License Fee for Sporting Camps." (H. P. 1202) (L. D. 1540)

Reported that the same Ought to Pass.

Comes from the House, the Bill Passed to be Engrossed as Amended by House Amendment "A" (H-228).

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

Ought to Pass As Amended

The Committee on Appropriations and Financial Affairs on Resolve, Providing for Purchase of One Hundred and Fifty Copies of History of Solon. (H. P. 1231) (L. D. 1604)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-230).

Comes from the House, the Resolve Passed to be Engrossed as Amended by Committee Amendment "A".

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

Ought to Pass in New Draft

The Committee on Fisheries and Wildlife on Bill, "An Act Relating to Hunting and Trapping Bear." (H. P. 1158) (L. D. 1491)

Reported that the same Ought to Pass in New Draft under Same Title (H. P. 1443) (L. D. 1858)

Comes from the House, the Bill in New Draft Passed to be Engrossed.

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

Divided Report

The Majority of the Committee on Education on Bill, "An Act to Provide Schooling for Juvenile Offenders in Place of Incarceration." (H. P. 1256) (L. D. 1581)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-229).

Signed:

Senators:

KATZ of Kennebec

OLFENE of Androscoggin

Representatives:

TYNDALE

of Kennebunkport

BITHER of Houlton

MURRAY of Bangor

GAHAGAN of Caribou

LYNCH

of Livermore Falls

FERRIS of Waterville

LEWIS of Auburn

LeBLANC of Van Buren

LAWRY of Fairfield

LaCHARITE of Brunswick

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

Signed:

Senator:

MINKOWSKY

of Androscoggin

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

Which reports were Read.

The PRESIDENT: The Chair recognizes the Senator from Androscoggin, Senator Minkowsky.

Mr. MINKOWSKY: Mr. President and Members of the Senate: I would move the acceptance of

the Minority Ought Not to Pass Report, and I predicate this on the experience I have had on the Committee on Health and Institutional Services, because I find that this really is a necessary function of the Department of Mental Health and Corrections.

I think if you will read the statement of fact, it will give you some insight as to what I am referring to in particular: "It is the purpose of this bill to enable the Bureau of Corrections, Division of Probation and Parole, to pay for educational costs of juveniles who might otherwise be incarcerated in state training centers, as a means of keeping these juveniles from being kept in state centers."

Basically, if a youngster is not sent to one of the state training centers, if his home environment is not satisfactory and the court so orders that he be removed from the home environment, he would then be placed into a foster home. In this particular case he would become a charge of the state and also, what I am getting at primarily, then he would be matriculated into the school system in the area where he would be in this foster home which makes, in essence, no necessity for this particular bill to be in existence at all.

Besides that, this is just one phase of the probation and parole system, which really at the present time is not adequate. If they wanted to really do something along these lines, I think it would cost almost \$2 million to start off on the probation and parole system. I sincerely hope that the Senate would accept the Minority Ought Not to Pass Report.

The PRESIDENT: The Senator from Androscoggin, Senator Minkowsky, moves that the Senate accept the Minority Ought Not to Pass Report.

The Chair recognizes the Senator from Kennebec, Senator Katz.

Mr. KATZ: Mr. President and Members of the Senate: I call to the Senate's attention that this bill in no way effects a change in the statutes. It is an appropriation measure and, as such, it will have to stand on its feet two years from

now. It will not be included in the current services budget.

The committee was adamant in its position that it did not want to create a continuing program until we had some notion as to whether it would work.

There are occasions when it seems advisable to attempt to rehabilitate a youngster by putting him into a completely different environment. We know that social welfare programs haven't worked, and we know very well that institutionalization is a last resort. The Senate always has said in the past "Offer us alternatives." This is an alternative.

I would disagree that there is no need or no support. There was warm support. There were substantial numbers of people in attendance who said that this is something they would like to try. Essentially it is a question of appropriations to be decided on the Appropriations Table later in the session as to which of the meaningful programs shall live and which of the meaningful programs shall die. I hope you will permit the question as to whether this shall live or die to be decided based upon the appropriations tag at the end of the session. Consequently, Mr. President, I would hope that you would oppose the motion of the Senator from Androscoggin, Senator Minkowsky, and I request a division.

The PRESIDENT: A division has been requested.

The Chair recognizes the Senator from Cumberland, Senator Brennan.

Mr. BRENNAN: Mr. President and Members of the Senate: I rise to support the remarks of the Senator from Kennebec, Senator Katz.

I think in dealing with juvenile offenders we definitely do need more alternatives. I believe that this pilot program would provide an additional alternative. It would give a chance to put some of these young people into an environment with normal children.

Presently the only option of the state, if they are going to incarcerate or send someone away, is to send them, say, to the Boys' Training Center, and that one child

joins maybe another 120 with emotional problems. I ask what real chance is there to rehabilitate him under those circumstances? I don't think we can really expect to rehabilitate him under those circumstances. I think his chances would be far, far superior if you sent him into a situation with normal kids. I think it would be an excellent investment for the state in the long run.

This idea of sending someone to the Boys' Training Center, I think once they enter those doors, psychologically, they become losers. I think they personally stigmatize themselves as losers in the world. And a bill like this, again, which is only a pilot program calling for \$50,000, I think is a step in the right direction in trying to deal with juvenile offenders. So I would support the 12 to 1 report of the committee, and oppose the motion of my good friend, the Senator from Androscoggin, Senator Minkowsky.

The PRESIDENT: The Chair recognizes the Senator from Androscoggin, Senator Minkowsky.

Mr. MINKOWSKY: Mr. President and Members of the Senate: I think the only area that the good Senator from Kennebec, Senator Katz, and my very dear friend from Cumberland, Senator Brennan, disagree on is the appropriation part of it because, basically, what I said originally is that I am against sending these youngsters to the Boys' Training Center. The only thing I am saying is that they will be taken care of, if they are forced through a court order into a foster home, under the regular school subsidy program in the community in which they will reside, which makes no necessity for the appropriation at all.

The PRESIDENT: Is the Senate ready for the question? The pending motion before the Senate is the motion of the Senator from Androscoggin, Senator Minkowsky, that the Senate accept the Minority Ought Not to Pass Report of the Committee on Bill, "An Act to Provide Schooling for Juvenile Offenders in Place of Incarceration." As many Senators as are in favor of accepting the Minority Ought Not to Pass Report of the

Committee will please rise and remain standing until counted. Those opposed will please rise and remain standing until counted.

A division was had. Eight Senators having voted in the affirmative, and 19 Senators having voted in the negative, the motion did not prevail.

Thereupon, 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.

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 Providing Funds to Defend Lawsuits Pending Against the State of Maine on Behalf of Passamaquoddy and Penobscot Indians." (S. P. 346) (L. D. 1015)

Ought to Pass — As Amended

Mr. Cyr for the Committee on Public Utilities on Bill, "An Act to Authorize Municipalities to Shut Down All or Parts of a Natural Gas System in Time of Emergency." (S. P. 453) (L. D. 1418)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-85).

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 Appropriations and Financial Affairs on Bill, "An Act Relating to Payment of Patients at Certain State Institutions as Employees under Fair Labor Standards Act." (S. P. 167) (L. D. 422)

Reported that the same Ought to Pass.

Signed:

Senators:

SEWALL of Penobscot

CONLEY of Cumberland

Representatives:

NORRIS of Brewer

JALBERT of Lewiston

SMITH of Dover-Foxcroft

CARTER of Winslow

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

Signed:

Senator:

MORRELL of Cumberland

Representatives:

SPROUL of Augusta

BRAGDON of Perham

HASKELL of Houlton

Which reports were Read and the Majority Ought to Pass Report of the Committee Accepted.

Thereupon, the Bill was Read Once and Tomorrow Assigned for Second Reading.

Joint Order

Out of Order and Under Suspension of the Rules, on motion by Mr. Berry of Cumberland,

ORDERED, the House concurring, that the following be recalled from the Governor's Office to the Senate: Bill, "An Act Relating to Disposal of Septic Tank or Cesspool Waste." (H. P. 1416) (L. D. 1710). (S. P. 594)

Which was Read.

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

Mr. BERRY: Mr. President and Members of the Senate: There was an amendment put on this bill which involves now some money, so this bill should be brought back and put on the Appropriations Table.

Thereupon, the Order received Passage.

Under suspension of the rules, sent down forthwith for concurrence.

Second Readers

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

House

Bill, "An Act to Exempt Sales to Institutionalized Persons from the Sales Tax." (H. P. 426) (L. D. 575)

Bill, "An Act Repealing the Distribution of the Railroad Tax." (H. P. 552) (L. D. 733)

Bill, "An Act to Prohibit Interference with Signalling or Safety Devices used for Work on Public Ways." (H. P. 705) (L. D. 910)

Resolve, Authorizing Conveyance of State Land and Easements to City of South Portland for Sewage Collection and Treatment Project. (H. P. 941) (L. D. 1237)

Bill, "An Act Relating to Organization of Unincorporated Townships." (H. P. 993) (L. D. 1313)

Bill, "An Act Relating to Wild Animals in Captivity." (H. P. 1024) (L. D. 1346)

Resolve, to Reimburse Bass Shoe Employees Federal Credit Union for Damage to Property by Escapees of Women's Correctional Center. (H. P. 1036) (L. D. 1361)

Bill, "An Act Relating to Allocations from the General Highway Fund for the Repair of Certain Bridges in Baxter State Park." (H. P. 1072) (L. D. 1397)

Bill, "An Act Relating to Additional Roads on Indian Reservations at Pleasant Point and Indian Township." (H. P. 1141) (L. D. 1476)

Bill, "An Act Providing Funds for Fishway on the Kennebec River." (H. P. 1193) (L. D. 1544)

Bill, "An Act Relating to Delinquent Dog Taxes." (H. P. 1208) (L. D. 1560)

Resolve, to Reimburse Mrs. Wellington E. Fifield of Patten for Payment of Malt Liquor License. (H. P. 1214) (L. D. 1565)

Bill, "An Act Relating to Railroad Crossings." (H. P. 815) (L. D. 1082)

(On motion by Mr. Clifford of Androscoggin, Tabled and Specially Assigned for April 24, 1973, pending Enactment.)

Which were Read a Second Time and except for the tabled matter, Passed to be Engrossed in concurrence.

House — As Amended

Bill, "An Act to Create Hospital Administrative District No. 1 in Piscataquis, Somerset and Penobscot Counties." (H. P. 515) (L. D. 681)

Bill, "An Act Relating to Motorcycle or Motor Driven Cycle Learner's Permit." (H. P. 949) (L. D. 1246)

Bill, "An Act Increasing License Fee for Nurseymen." (H. P. 1019) (L. D. 1342)

Bill, "An Act Providing for Group Insurance for National Guardsmen Called up to State Active Duty." (H. P. 1131) (L. D. 1466)

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

Senate

Bill, "An Act Providing Funds for Development of an International Conference Center on Peaks Island." (S. P. 381) (L. D. 1127)

Bill, "An Act Providing Funds for Director of the State Crime Laboratory." (S. P. 446) (L. D. 1413)

Bill, "An Act to Amend Definitions in Ambulance Service Licensing." (S. P. 591) (L. D. 1863)

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

Sent down for concurrence.

Enactors

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

An Act to Increase the Salary of Court Reporters. (H. P. 328) (L. D. 446)

(On motion by Mr. Conley of Cumberland, placed on the Special Appropriations Table.)

An Act Relating to Release and Discharge of Persons Acquitted by Reason of Mental Disease or Mental Defect. (H. P. 336) (L. D. 454)

An Act Prohibiting Hunting and Trapping on Penobscot Indian Lands by Persons Other Than Penobscot Indians. (H. P. 351) (L. D. 466)

An Act Relating to Powers of Ogunquit Village Corporation. (H. P. 438) (L. D. 587)

An Act Relating to Fire Protection Requirements in Construction of Certain Buildings. (H. P. 493) (L. D. 647)

An Act Relating to Stop-sale Orders under Maine Economic Poisons Law. (H. P. 668) (L. D. 873)

An Act Relating to the University of Maine Treasurer's Report. (H. P. 910) (L. D. 1198)

An Act Prohibiting Bringing Animals Into Food Stores. (H. P. 986) (L. D. 1306)

(On motion by Mr. Schulten of Sagadahoc, temporarily set aside.)

An Act to Establish a Cooperative Education Support Program. (H. P. 1101) (L. D. 1437)

(On motion by Mr. Conley of Cumberland, placed on the Special Appropriations Table.)

An Act Providing for Marine Resources Education by Department of Sea and Shore Fisheries. (H. P. 1127) (L. D. 1462)

(On motion by Mr. Conley of Cumberland, placed on the Special Appropriations Table.)

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

The President laid before the Senate the matter temporarily set aside at the request of Mr. Schulten of Sagadahoc:

An Act Prohibiting Bringing Animals Into Food Stores. (H. P. 986) (L. D. 1306)

The PRESIDENT: The Chair recognizes the same Senator.

Mr. SCHULTEN: Mr. President and Members of the Senate: I rise to pose a question for a point of clarification. In reading this bill, L. D. 1306, animals in food stores, it says it is unlawful for any person other than the owner or manager to bring any animal into a store where food is sold for human consumption. I am not quite clear in my own mind whether it is the owner of the store or the owner of the animal. I wonder if possibly I could be informed on that.

The PRESIDENT: The Senator from Sagadahoc, Senator Schulten, has posed a question through the Chair which any Senator may answer if he so desires.

The Chair recognizes the Senator from Kennebec, Senator Joly.

Mr. JOLY: Mr. President and Members of the Senate: I think this is probably the best bill we have had in the Legal Affairs Committee. We have had about 150 of them this year. It is a very simple bill. It simply means that anyone who goes into a super-

market or any grocery store cannot take an animal with them.

It was pointed out that sometimes they put a small animal into a shopping cart, and then you come in an hour later and you put a head of lettuce that isn't covered up into the shopping cart and get hair all over it.

The reason for leaving the owners animal in it was that in some of our smaller stores in our rural communities sometimes the store is part of the house. In fact, the door is open and the people go back and forth between the house and the store, and they have a family dog and the dog has one place that he sits; he doesn't move around, he is right there. So, we left that out, and we did amend it to add "seeing eye dogs."

The PRESIDENT: The Chair recognizes the Senator from Androscoggin, Senator Olfene.

Thereupon, on motion by Mr. Olfene of Androscoggin, tabled and Specially Assigned for April 24, 1973, pending Enactment.

Resolve, Authorizing the Forest Commissioner to Convey the State's Interest in Lot in Codyville, Washington County, to Clarify Title. (H. P. 988) (L. D. 1308)

Which was Finally Passed and, having been signed by the President, was by the Secretary presented to the Governor for his approval.

Emergency

An Act to Amend the Act Creating the Eastport Public Landing Authority. (H. P. 421) (L. D. 570)

This being an emergency measure and having received the affirmative votes of 27 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.

Emergency

Resolve, for Laying of the County Taxes for the Years Nineteen Hundred and Seventy-three and Nineteen Hundred and Seventy-four. (H. P. 1419) (L. D. 1733)

The PRESIDENT: The Chair recognizes the Senator from Androscoggin, Senator Minkowsky.

Mr. MINKOWSKY: Mr. President and Members of the Senate: This morning I intend to vote against this document and I thought I would put on the record my reason why.

I think I want to clarify one point, that it is not based upon the wonderful job we did in Androscoggin County on our county budget. I am very, very pleased with our county delegation on their way of analyzing and evaluating the entire matter. But I guess my feeling generally is a general protest against the entire county budget, based upon the high cost of county government assessed against our municipalities and small towns in the State of Maine, the inefficiency and the questionable productivity of county government, and, above all, in these recent times the duplication of services.

As I said two years ago, Mr. President and Members of the Senate, I still classify county government really as an unnecessary fifth wheel in our form of government here in the State of Maine.

The PRESIDENT: Will all those Senators in favor of final passage of this resolve please rise and remain standing until counted.

Thereupon, this being an emergency measure and having received the affirmative votes of 26 members of the Senate, with two Senators voting in the negative, was Finally Passed and, having been signed by the President, was 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:

Bill, "An Act to Designate One Dollar of Income Tax Refunds or Tax Liability to Political Parties." (H. P. 321) (L. D. 439)

Tabled — April 18, 1973 by Senator Berry of Cumberland.

Pending — Enactment.

Thereupon, on motion by Mr. Berry of Cumberland, retabled and Tomorrow Assigned, pending Enactment.

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

Resolution, Proposing an Amendment to the Constitution Changing the Tenure of Office of Sheriff to Four-Year Terms. (H. P. 294) (L. D. 841)

Tabled — April 19, 1973 by Senator Clifford of Androscoggin.

Pending — Motion of Senator Berry of Cumberland to Recede and Concur.

In Senate — Passed to be Engrossed as Amended by Committee Amendment "A" (S-73).

In House — Indefinitely Postponed.

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

Mr. SPEERS: Mr. President and Members of the Senate: I would vigorously oppose the motion of the good Senator from Cumberland to recede and concur.

I understand the basis of his motion is that the other branch overwhelmingly adopted the action that it did take in that other branch, and I would simply feel that this branch has taken action of its own and, if this bill is to meet defeat, it should meet defeat in that other branch and not in this body.

We discussed this particular matter in the Committee on State Government, this was passed to be engrossed with the committee amendment in the Senate, and I feel that the Senate should continue to insist upon its previous action and let the other branch do whatever it may wish to do with this particular bill. So I would oppose the motion of the good Senator to recede and concur, and I would hope that we will defeat that motion and go on to insist on our prior action.

The PRESIDENT: The Chair recognizes the Senator from Androscoggin, Senator Minkowsky.

On motion by Mr. Minkowsky of Androscoggin, a division was had. Eight Senators having voted in the affirmative, and 19 Senators having voted in the negative, the motion did not prevail.

Thereupon, the Senate voted to Insist.

Sent down for concurrence.

On motion by Mr. Sewall of Penobscot,

Adjourned until April 23, 1973, at 11 o'clock in the morning.