LEGISLATIVE RECORD

OF THE

One Hundred and Seventh
Legislature

OF THE

STATE OF MAINE

1975

KENNEBEC JOURNAL
AUGUSTA, MAINE
SENATE

Wednesday, January 1, 1975

Pursuant to the provisions of the Constitution and the laws of the State of Maine, the Senators-elect to the One Hundred and Seventh Legislature convened in the Senate Chamber and were called to order by Harry N. Starbranch, Secretary of the Senate of the One Hundred and Sixth Legislature.

Prayer by Father Paul E. Coughlin of Augusta:

Lord God, we are here to celebrate a beginning. We take this moment in time to meet to celebrate the world which made us and with which we are making our way because we are your people and leaders of the family of man.

We pray that we may become more conscious of all the world's loves, pursues and suffers, the first to seek, to sympathize and to suffer, the first to open and sacrifice ourselves, to become more widely human and more nobly of the earth than any of the world's servants, and we pray this as we gather in God's name. Amen.

Communication

State of Maine
Office of the Secretary of State

To Harry N. Starbranch, Secretary of the Senate of the One Hundred and Sixth Legislature:

In compliance with 3 M.R.S.A., Section 1, I hereby certify that the following are the names and residences of the Senators-elect to the One Hundred and Seventh Legislature, as appears by the report submitted to the Governor and Council on November 31, 1974:

District 1
Walter W. Hichens of Eliot

District 2
Gary A. Mareotte of Biddeford

District 3
John B. Roberts of Sanford

District 4
Peter W. Danton of Saco

District 5
Philip C. Jackson of Harrison

District 6
David G. Huber of Falmouth

District 7
Linwood E. Graffam of Gorham

District 8
Richard N. Berry of Cape Elizabeth

District 9
Gerard P. Conley of Portland

District 10
Philip L. Merrill of Portland

District 11
David L. Graham of Freeport

District 12
Elmer F. Berry, Jr., of Auburn

District 13
Robert W. Clifford of Lewiston

District 14
Roland J. Carboneau of Lewiston

District 15
Jerrold B. Speers of Winthrop

District 16
Donald R. O'Leary of Mexico

District 17
Neal C. Corson of Madison

District 18
John L. Thomas, Jr., of Waterville

District 19
Benjamin D. Katz of Augusta

District 20
Bruce M. Reeves of Pittston

District 21
Samuel W. Collins, Jr., of Rockland

District 22
Edwin H. Greeley of Morrill

District 23
Alton E. Canчетt of Pittsfield

District 24
Merrill H. Cummings of Newport

District 25
Howard M. Trotsky of Bangor

District 26
Theodore S. Curtis, Jr., of Orono

District 27
Joseph Sewall of Old Town

District 28
Cecil E. McNally of Ellsworth

District 29
J. Hollis Wyman of Milbridge

District 30
Charles E. Pray of Millicent

District 31
Hayes E. Gahagan of Caribou

District 32
Edward P. Cyr of Madawaska

District 33
Peter W. Johnston of Fort Fairfield

IN TESTIMONY WHEREOF I have caused the Seal of the State to be herewith affixed at Augusta this first day of January, A.D., 1975 and of the Independence of the United States of America the One Hundred and Ninety-ninth.

(SEAL)

JOSEPH H. EDGAR
Secretary of State

Which was Read and Ordered Placed on File.

The roll being called, the following Senators-elect responded to their names:

Elmer F. Berry, Richard N. Berry, Elmer E. Canчетt, Robert W. Clifford, Collins, Conley, Cummings, Curtis, C. Danton, Gahagan, Graffam, Graham, Greeley, Hichens, Huber, Jackson, Johnston, Money, McNally, O'Leary, Pray, Reeves, Roberts, Speers, Thomas, Trotzky, Wyman, and Sewall. 31 Senators-elect having answered to the roll call the Secretary declared that a quorum of the Senate was present.

Subsequently, Mr. Katz of Kennebec took his seat in the Senate Chambers.

On motion by Mr. Speers of Kennebec, that Senator-elect          was charged with carrying a message to the Governor and Council informing them that a quorum of the Senate-elect was present in the Senate Chamber, ready to take and subscribe to the oaths of office required by the Constitution to qualify them to enter upon the discharge of their official duties.

Subsequently, Mr. Speers reported that he had delivered the message with which he was charged and the Governor was pleased to reply thereto and would address the Senators-elect forthwith for the purpose of administering to them the oaths of office required by the Constitution.

The Governor, the Governor, the Honorable Kenneth M. Curtis, attended by the Executive Council, came in and the Senators-elect took and subscribed the oaths in office required by the Constitution.

The Governor then addressed the Senate as follows:

GOVERNOR CURTIS: Distinguished members of the 107th Maine Senate, and ladies and gentlemen: Now that you are sworn in and officially seated as members of Maine's 107th Legislature, let me congratulate you on your assumption of the Constitution to qualify them to enter into the Senate to serve during the time when the need for service and the opportunities for service were great.

Go we back to a period of our history, some 177 years ago, when the first Legislature of the State of Maine convened at Augusta on July 29, 1800. And it was there that the first Senate was elected. It was there that the first Senators were sworn in and officially seated as members of the Senate of the State of Maine.

The roll was called, and when it was answered, the Governor made the following statement:

It is not whether we add more to the abundance of those who have much, it is whether we provide enough for those who have much less than much.

I think this statement is as true now as ever, for I believe that in the service of that vision of progress the people are best served.

As you serve, you will, your wisdom, and your resolution. And when historians look back upon this era as a time of national economic difficulty, a time of uncertainty, you, by the decisions you will make, can ensure that in Maine, at least, they will also see it as a time of compassion, a time of understanding, a time of Maine people sharing hardships and good fortune.

So my best wishes go to you all and to Governor Longley. It has been a privilege to serve with great numbers of dedicated public servants and legislators. And employees that we have in Maine government, and also with those in private life who have been willing to help with advice, time and effort.

And I especially want to extend thanks to the department heads, my administrative staff, and the staff in the various departments who have worked faithfully to carry out the laws that the legislature has written and approved. One of us have public service, as I do now, that you too will look back and realize that there can be
no greater privilege than to work for the people of the State of Maine.
My family and I will never forget our years in the Legislature, and we will never forget the people we have known or the friendship we have been shown. So I want to thank you all and wish you the best and say goodbye.

Thereupon, the Governor and Council withdrew from the Chamber amid the applause of the Senate, the members rising.

On motion by Mr. Conley of Cumberland, Senator Speers of Kennebec was authorized to cast one ballot on the part of the Senate in favor of Joseph Sewall for President of the Senate.

Thereupon, the Chair declared Mr. Sewall of Penobscot duly elected President of the Senate for the political years 1975 and 1976.

The Chair then requested Mr. Conley of Cumberland to escort President Sewall to the rostrum where he addressed the Senate as follows.

Mr. SPEWALL. Thank you very much. I want to express my appreciation for the very kind and generous gesture of the Senator from Cumberland, Senator Conley. I also want to thank you Senator Speers for the confidence you have placed in me by electing me President of this austere body. It is indeed a very great honor and I accept it with a great sense of humility.

I would also like to take this opportunity to thank Harry Starbranch and his staff for the fine job they have done over the past several weeks preparing for this session.

Today the 107th Legislature convenes with many difficult and trying decisions facing us in the days ahead, important decisions which will map the future course of our great state. Great challenges face us all, and I am sure each of you are as eager to meet them as am I. I pledge to serve you in this office to the utmost of my ability and effort to the utmost of my capacity, honest and forthright as was my predecessor, Senator Kenneth MacLeod. My door will always be open to each of you, regardless of party, and my responsibilities will be for your needs and problems.

It is our duty, as stated in the Maine Constitution, to make and establish all laws necessary and proper for the defense and benefit of the people of this state. Let us never forget this. And shall we remember foremost throughout our tenure that we are here to serve and represent others, not simply ourselves, in the discharge of our responsibilities. Thank you very much. (Applause)

The President then noted the presence of the Senator-elect from Somerset, Mr. Corson, and requested Senator Speers of Kennebec to escort Mr. Corson to the Council Chamber for the purpose of subscribing to the oath of office required by the Constitution.

Mr. Speers subsequently announced that he had performed the duty with which he was charged and escorted Senator Corson to his seat in the Senate Chamber.

On motion by Mrs. Cummings of Penobscot, Mr. Curtis of Penobscot was authorized to cast one ballot on the part of the Senate in favor of Harry N. Starbranch for Secretary of the Senate.

The President then declared Harry N. Starbranch of Augusta duly elected Secretary of the Senate for the political years 1975 and 1976.

At the request of the President, Mr. Hichens of York escorted the Secretary-elect to the Council Chamber for the purpose of taking and subscribing to the necessary oaths of office to qualify him for the discharge of the duties of the Secretary of the Senate.

Subsequently, Mr. Hichens reported to the Senate that he had attended the duty assigned to him and that Harry N. Starbranch had before the Governor and Council taken and subscribed the oaths of office required to qualify him for the discharge of the duties of Secretary of the Senate.

On motion of Mr. Greeley of Waldo, Mr. Berry of Cumberland was authorized to cast one ballot on the part of the Senate in favor of May M. Ross for Assistant Secretary of the Senate.

The President then declared May M. Ross of Augusta duly elected Assistant Secretary of the Senate for the political years 1975 and 1976.

Thereupon, the Chair declared Mrs. Ross subsequently appeared before the Governor and Council to take and subscribe to the oath of office.

On motion by Mr. Curtis of Penobscot, the Senate voted to send a message to the House of Representatives informing that body that the Senate had organized by the choice of Joseph Sewall as President, Harry N. Starbranch as Secretary, and May M. Ross as Assistant Secretary.

Thereupon, at the request of the President, the Secretary carried the message to the House of Representatives and subsequently reported that he had delivered the message with which he was charged.

Orders

On motion by Mr. Speers of Kennebec, ORDERED, that a committee of seven be appointed to which four shall be appointed by the Majority Leader and three shall be appointed by the Minority Leader to which the returns of votes for Senators for the political years 1975 and 1976 shall be referred for examination and report.

Which was Read and Passed.

On motion by Mr. Conley of Cumberland, ORDERED, the House concurring, that the returns of votes for the Governor, given in the several cities, towns and plantations of the State for the political years 1975, 1976, and 1978, be referred to a Joint Select Committee of seven on the part of the Senate, which shall report to the Governor at the conclusion of the Senate session.

Which was Read and Passed.

Under suspension of the rules, sent down a message with which he was charged.

Communications

STATE OF MAINE
Department of State
Augusta

January 1, 1975

To the President of the Senate and to the Speaker of the House of Representatives of the One Hundred and Seventh Legislature of the State of Maine:

In compliance with the Constitution and laws of the State of Maine, I have the honor to herewith transmit the returns of the votes cast for Governor in the several cities, towns and plantations in the State of Maine at the General Election held on November 5, 1974, as submitted by the appropriate officials of the municipalities involved immediately following said election.

Respectfully,

(Signed)

JOSEPH T. EDGAR
Secretary of State

James s. Erwin
Rep.

William Brown
Ind.

Hugo

Androscoggin 2,714 46

Aroostook 6,897 91

Cumberland 16,180 2,036 275

Franklin 2,083 34

Hancock 4,742 50

Kennebec 8,183 102

Knox 3,104 42

Lincoln 3,033 39

Oxford 3,578 61

Penobscot 8,399 115

Piscataquis 1,680 24

Somerset 1,221 19

Washington 3,044 62

York 12,456 198

Totals 84,176 1,314

James B.

Androscoggin 103 21,715

Aroostook 206 5,718

Cumberland 387 27,637

Franklin 93 3,651

Hancock 160 5,347

Kennebec 202 15,105

Knox 59 4,332

Lincoln 43 3,818

Oxford 103 7,062

Piscataquis 602 17,645

Piscataquis 67 2,512

Sagadahoc 31 4,082

Somerset 144 6,149

Washington 248 2,630

York 322 11,516

Totals 2,883 142,464

Leith Hartman

South Portland

S. Berwick

Write In

Androscoggin 10,558 32

Aroostook 10,514 36

Cumberland 28,118 83

Franklin 2,871 22

Hancock 4,200 90

Kennebec 11,750 49

Knox 3,186 37

Lincoln 2,559 35

Oxford 5,723 52

Penobscot 14,803 152

Piscataquis 2,400 9

Sagadahoc 3,015 20

Somerset 4,591 40

Washington 3,882 50

York 19,517 139

Totals 132,219 889

George J.

Mitchell

South Portland

Leith Hartman

S. Berwick

Write In
In the State of Maine at the General Election held on November 5, A.D., 1974.

Respectfully,

1st JOSEPH T. EDGAR
Secretary of State

Walter W. Hitchins, Eliot 5,741
Barry L. Valentine, York 4,592

District 2
Guy A. Marette, Biddeford 7,144
Plato Truman, Biddeford 6,466

District 3
John B. Roberts, Sanford 6,044
Robert R. Senesac, Sanford 5,222

District 4
Peter W. Danton, Saco 7,347
Norman S. Hill, Buxton 4,603

District 5
Philip C. Jackson, Harrison 5,965
Forrest E. Marton, Gorham 5,415

District 6
David G. Huber, Falmouth 7,241
Joan R. O'Toole, Cumberland 5,446

District 7
Linwood E. Grafton, Gorham 6,018
Charles Malcolm Roma, Westbrook 5,877

District 8
Richard N. Berry, Cape Elizabeth 6,106
Sancte DiPietro, South Portland 5,333

District 9
Gerard P. Conley, Portland 5,211
Josephine S. Emanuelson, Portland 5,594

District 10
Philip L. Merrill, Portland 6,999

District 11
David L. Graham, Freeport 5,633
Richard A. Morrell, Brunswick 4,865

District 12
Elmer F. Berry, Jr., Auburn 5,259
Donald C. Gautier, Auburn 5,239

District 13
Robert W. Clifford, Lewiston 9,366
District 14
Roland J. Carbonneau, Lewiston 8,368

District 15
Thomas G. Lane, Wayne 5,046
Jerrold B. Spears, Winthrop 6,651

District 16
Paul W. Fuller, Rumford 4,606
Donald R. O'Leary, Mexico 6,057

District 17
Neal C. Corson, Madison 5,919
Mary Flint, Farmington 4,690

District 18
Joseph E. Ezzyah, Waterville 5,238
John L. Thomas, Jr., Waterville 5,576

District 19
Earl D. Bradstreet, Hallowell 2,995
Benett D. Katz, Augusta 7,011

District 20
Bruce M. Reeves, Pittson 6,996
Rodney F. Ross, Jr., Bath 5,567

District 21
Samuel W. Collins, Jr., Rockland 7,150
Eleanor S. Mayer, Washington 3,273

District 22
John W. Bullard, Camden 1,763
Edwin H. Greeley, Morrill 5,789
George H. Murdock, Unity 4,306

District 23
Alton E. Cianchetto, Pittsfield 8,406

District 24
Minnette H. Cummings, Newport 6,226
Albert G. Dietrich, Orrington 4,001

District 25
Frank John Murray, Bangor 4,010
Howard M. Trowbridge, Bangor 4,255

District 26
Thodore S. Curtis, Jr., Orono 6,098
Barbara I. Harnaluk, Orono 3,946

District 27
Michael D. Pearson, Old Town 4,950
Joseph Sewall, Old Town 4,968

District 28
Cecil H. McNally, Ellsworth 6,839

District 29
Charles T. Palmer, Ellsworth 4,710
Julian V. Rier, Lubec 4,191

District 30
J. Holmes Wyman, Milbridge 5,561

District 31
Charles P. Pray, Millinocket 6,300
Gary A. Robinson, Sr., Milo 4,577

District 32
James P. Dunlevy, Presque Isle 3,399
Hayes E. Garahan, Caribou 3,781

District 33
Edward P. Cyr, Madawaska 5,104

District 34
Floyd M. Haskell, Hoquiam 4,207
Peter W. Johnston, Fort Fairfield 4,867

Which was Read and referred to the Committee on Senatorial Vote.

ORDER
On motion by Mr. Garahan of Aroostook, ORDERED, that a message be sent to the House of Representatives proposing a Convention of the two branches of the Legislature in the Hall of the House, for the purpose of electing a Secretary of State, State Treasurer, Attorney General, and the Sergeant-at-Arms then retired to the House, to occur at 2 o'clock in the afternoon.

Which was Read and Passed.

The President requested that the Joint Order be read and referred to the Committee on Senatorial Vote.

Further amend Joint Rule 1 by adding at the end of the following:

Committee Procedure. The hiring of all committee staff is to be mutually agreeable to both the Senate and Speaker of the House; if not agreeable, it shall be decided by the President of the Senate and Speaker of the House.

Scheduling of bills to be heard and bills to be considered in public and executive sessions shall be arranged by the Senate chairman with the agreement of the House chairman, if agreement is not reached, the two committees by majority vote, shall decide.

The presiding chairman shall decide all questions of order, subject to appeal to the committee.

The chairman's ruling shall stand unless overruled by a majority vote of the committee membership.

Further amend the Joint Rules by inserting after Joint Rule TH, the following:

7C. Cosponsorship. With the approval of a majority of the Committee on Reference of Bills, a presenter of legislation may authorize up to three additional members of the same House to cosponsor a bill or resolve.

20. Expressions of Legislative Sentiment. All requests for expressions of legislative sentiment shall be presented in such manner as standardized by the Legislature.

Further amend the Joint Rules by adding at the end of Joint Rule 29:

According to the directions of the Joint Rules, the President of the Senate and the Speaker of the House may appoint a new committee.

Which was Read and Passed.

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

Director of Legislative Research
Augusta, Maine 04330

December 31, 1974

To the Honorable
Harry N. Starbranch,
Secretary of the Senate
of the 107th Legislature

In accordance with the Revised Statutes, Title 3, Section 164, Subsection 10, I hereby submit the report of the Director of Legislative Research.

During the regular session of the 106th Legislature, the office of the Director processed 2,076 Acts and resolves and 1,245 amendments.

In order to facilitate the work of the Legislature, the office of the Director has drafted over 100 bills for consideration.

The Members of the Legislature are reminded that the Senate and House rules provide that a statement of intent must accompany new bills and amendment, and that the members who present bills, resolves and petitions must sign them.

The last revision of the public laws of Maine was enacted by the 101st Legislature in 1964. It is suggested that any criticisms of that revision and of the current method for updating, whether constructive or otherwise, be forwarded to the Director for aid in planning future revisons.

In order to continue and promote uniformity of procedure, to avoid confusion and to permit an orderly transition from revision to revision, all bills, before presentation to the Legislature, should be checked by the office of the Director. The cooperation of the members of the 107th Legislature in this respect is earnestly requested.

Respectfully,

David S. Silsby
Director

DSS: ea (SP 036)

Which was Read and Ordered placed on File.

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

At this point a message was received from the House of Representatives, through Majority Floor Leader Neil Rolde, informing the Senate that the House concurs in the recent proposal for a Joint Convention, to be held at four o'clock this afternoon in the Hall of the House, for the purpose set forth in the proposal.

Communications

Department of State
Augusta, Maine 04330

January 1, 1975

To the President of the Senate:

I have under separate cover transmitted to you the return of votes cast for Senators to the Legislature at the General Election held on November 5, 1974.

A recount was conducted in Senatorial District 27 and there are presently 127 ballots in dispute.

Attached you will find a copy of a letter received from Mr. Michael Pearson requesting that the determination of the election be referred to the Maine State Senate. Respectfully, JOSEPH T. EDGAR Secretary of State

Which was Read and referred to the Committee on Senatorial Vote.

State of Maine

Petition to the 107th Legislature of The State of Maine on The Seating of Joseph Sewall in the Maine State Senate

To: The Honorable Harry Starbranch,
Secretary of the Senate, State of Maine

RESPECTFULLY REPRESENTS,
Michael D. Pearson, of Old Town, County of Penobscot, and State of Maine;

Your Petitioner alleges that he was the Democratic candidate for the Maine State Senate to the 107th Legislature of the State of Maine in the November 5, 1974 election in Senate District No. 27 in the Counties of Penobscot and Aroostook and State of Maine;

That he was opposed in said general election for said office of State Senator by Joseph Sewall of Old Town, County of Penobscot, and State of Maine;

That the return as determined by said Senate District No. 27 following the November 5, 1974 election indicated that said Joseph Sewall received 4,966 votes and that the Petitioner received 4,950 votes, making Joseph Sewall ostensibly the winner of the election;

That a recount of ballots was held on December 4 and 16, 1974, in the office of the Secretary of State, State of Maine, and that the tentative results between the Petitioner and his opponent Joseph Sewall showed that Joseph Sewall received 4,958 votes and the Petitioner received 4,937 votes. At said recount, 127 ballots cast in said Senate District No. 27 were contested;

Also, your Petitioner prays that by reason of the great variance in the official tabulation as originally returned and by the tabulations after the recount, that the votes in the Municipalities of Lincoln and Old Town ought to be recounted under the supervision of the Maine State Senate;

That the Petitioner and his opponent Joseph Sewall have been unable to agree on the validity of 127 ballots or for whom they should be counted; and your Petitioner further alleges that of the 127 disputed ballots, 62 are for the Petitioner, and 60 are for Joseph Sewall, and 5 appear to be for neither candidate;

That your Petitioner further alleges that according to his computation of the disputed ballots, 22 are valid and should be counted for Joseph Sewall, and 51 are valid and should be counted for Michael D. Pearson, and the remainder of 54 are invalid and should not be counted for either candidate. If the recount in the Municipalities of Lincoln and Old Town should leave the results unchanged as tabulated by the recount in the office of the Secretary of State, it would mean as a result the election of Joseph Sewall to the Senate seat in question by a vote of 5024 in favor of his opponent;

WHEREFORE, your Petitioner prays that the 107th Legislature will vacate the seat previously awarded to the said Joseph Sewall and award said seat to your Petitioner, Michael D. Pearson, and give such further relief as the situation may require.

Dated this 28th day of December, 1974.

Signed: MICHAEL D. PEARSON

Address: 221 South Fourth Street
Old Town, Maine 04468

Which was Read and on motion of Senator Speers of Kennebec referred to the Committee on Senatorial Vote.

State of Maine
Executive Department
State Planning Office
184 State Street
Augusta, Maine 04330

October 31, 1974

To the Governor,
Legislature and People of Maine:

The attached Survey of Municipal Planning, and Land Use Controls, 1974 Activity contains a summary of the current status (October 1974) of municipal planning and land use controls in Maine, a comparison with the situation in 1972 and 1973, and a series of charts showing the level of activity in each municipality in Maine, grouped according to the eight Official Planning and Development Districts.

The increasing number of Maine Municipalities with Planning Boards, Membership in Regional Planning Commissions, and a Comprehensive Planning Process, also demonstrate a growing concern for the future at the local level. Zoning ordinances covering all or part of a municipality have been adopted by 29 percent of Maine's cities and towns, unfortunately only a moderate increase since 1973. Shoreland zoning ordinances, which had been adopted by only 8 percent of Maine's municipalities in January 1974, have now been adopted by 58 percent, a total of 253 cities and towns, as of October 16, 1974. Only 9 percent of municipalities have Zoning Codes and there has been a slight decline in reported Capital Improvement Programs.

As shown in Table 2, there is a direct correlation between the size of a municipality and the adoption of zoning other than shoreland zoning. 0f municipalities over 10,000 population, 94 percent have zoning ordinances but this declines to 11 percent for municipalities with under 500 population.

Municipal subdivision controls, either ordinances adopted by the legislative body or regulations adopted by a municipal reviewing authority, have been adopted by 43 percent of Maine's cities and towns. Building Codes and Mobile Home Ordinances have also been a part of a municipality have been adopted by 43 percent of Maine's municipalities.

The Map on the Current Status of Land Use Controls, October 1974, and the individual tables show the extent of activity at the local level and the size of the task still ahead.

Sincerely,

PHILIP M. SAVAGE
State Planning Director

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

Sent down for concurrence.

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

Senate Papers

Appropriations and Financial Affairs

Mr. Jackson of Cumberland, presented, Bill, "An Act Relating to Salary, Expenses and Travel of Members of the Legislature." (S. P. 13) (L. D. 56)

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

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

Fisheries and Wildlife

Mr. Corson of Somerset presented, Bill, "An Act to Allow Maine Residents to Hunt on Sundays." (S. P. 10) (L. D. 42)

Which was referred to the Committee on Fisheries and Wildlife and Ordered Printed.

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

Health and Institutional Services

Mr. Ichihara of York presented, Bill, "An Act to Repeal the Statutes on Boards of Visitors to State Institutions." (S. P. 5) (L. D. 5)

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

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

Judiary

Mr. Corson of Somerset presented, Bill, "An Act to Provide a Mandatory 60-day Sentence for Anyone Convicted of a Felony." (S. P. 9) (L. D. 41)

The bill was referred to the Committee on Judiciary and Ordered Printed.

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

Labor


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

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

Legal Affairs

Mr. Ichihara of York presented, Bill, "An Act to Prohibit Smoking in Certain Areas of Public Buildings." (S. P. 7) (L. D. 19)

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

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

Liquor Control

Mr. Ichihara of York presented, Bill, "An Act Raising the Age of Persons who may Purchase Alcoholic Beverages or Sell as Licensees." (S. P. 4) (L. D. 4)

Which was referred to the Committee on Liquor Control and Ordered Printed.

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

Public Utilities

Mr. Reeves of Kennebec presented, Bill, "An Act to Provide Lifetime Electrical Service for Older Citizens." (S. P. 8) (L. D. 20)

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

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

State Government

Mr. Curtis of Penobscot presented, RESOLUTION, Proposing an Amendment to the Constitution to Abolish the Executive Council and Make Changes in the Matter of Gubernatorial Appointments and Their Confirmation. (S. P. 1) (L. D. 1)

The same Senator presented, RESOLUTION, Proposing an Amendment to the Constitution Reducing the Size of the House of Representatives and Establishing the Size of the Senate. (S. P. 2) (L. D. 2)

The same Senator presented, RESOLUTION, Proposing an Amendment to the Constitution Providing for the Election of the Attorney General by the Electors. (S. P. 3) (L. D. 3)

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

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

Orders

On motion by Mr. Graham of Cumberland, ORDERED, the House concurring, that the Secretary of the Senate and Clerk of the House, respectively, and the Clerk of the House, and the Speaker of the House, and the House Registers, and that 25,000 copies be printed for the use of the Legislature. (S. P. 17)

Which was Read and Passed.

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

On motion by Mr. Speers of Kennebec, ORDERED, the House concurring, that there be paid to the members of the Senate and House as advances on account of compensation established by statute, the amount of One Hundred Fifty dollars ($150) weekly, according to lists certified to the State Controller by the President of the Senate and Speaker of the House, respectively. (S. P. 18)

Which was Read and Passed.

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

On motion by Mr. McNally of Hancock, ORDERED, the House concurring, that the Secretary of the Senate and the Clerk of the House, respectively, be authorized to furnish wrappers and postage stamps for each member of the Senate and House not exceeding $20.00 in amount each, for the purpose of distributing the various reports of the State and other public documents such as they may desire to mail to the citizens of the State. (S. P. 19)

Which was Read and Passed.

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

On motion by Mr. Troitzky of Penobscot, ORDERED, the House concurring, that the Legislative Finance Officer be authorized and directed to provide the forms necessary for such purpose, and provide suitable space in his office for the filing and safekeeping of all such expense accounts and other papers and records pertaining thereto. (S. P. 21)

Which was Read and Passed.

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

On motion by Mr. Corson of Somerset, ORDERED, the House concurring, that the Secretary of the Senate and the Clerk of the House, respectively, and each member of the Senate, and each representative from the Indian Tribes, may be provided with a credit card under the direction of the Secretary of the Senate and Clerk of the House, respectively, the cost of this service to be paid to the New England...
Telephone Company at regular tariff rates, and be it further
ORDERED, that the President of the Senate or the Speaker of the House may, upon a finding of abuse of the privilege of telephone services, suspend for a Member of the Senate or a Member of the House, respectively, temporarily suspend or terminate the privilege of said telephone service for thirty days, but only with the concurrence of the President of the House, which privilege may be released for other purposes only upon approval by the Speaker of the House and Senate President, during the current session of the Legislature, and upon recount service by the Senate or Speaker of the House. (S. P. 24)

Which was Read and Passed.

Under suspension of the rules, the Senate voted to take up the following:

On motion by Mr. Katz of Kennebec, ORDERED, that the Secretary of the Senate be directed to secure uniforms for the subordinate officers of the Senate. Which was Read and Passed.

On motion by Mr. Katz of Kennebec, ORDERED, that the Secretary of the Senate be directed to secure uniforms for the subordinate officers of the Senate. Which was Read and Passed.

On motion by Mr. Hichens of York, ORDERED, that the Secretary of the Senate be authorized to invite the clergy of Augusta, Hallowell and Gardiner to officiate as Chaplains of the Senate, or to invite clergymen from other areas of the State as requested by any member of the Senate.

ORDERED, that all clergyman acting as chaplains of the Senate shall receive $10.00 for each officiation. The same is to be approved by the Secretary of the Senate. Which was Read and Passed.

On motion by Mr. Speers of Kennebec, ORDERED, that the Senate Majority Floorleader and the Senate Minority Floorleader be authorized to hire one secretary each. Which was Read and Passed.

On motion by Mr. Cyr of Aroostook, ORDERED, that the official reporter of the Senate be authorized to procure the services of an assistant reporter during the present session. Which was Read and Passed.

On motion by Mr. Thomas of Kennebec, ORDERED, that the subordinate officers of the Senate be appointed as follows: by the President, a Secretary to the President, and the official Reporter of the Senate; by the Secretary, an Administrative Assistant to the Secretary, a Secretary to the Assistant Secretary, an Index and Recording Secretary, a Postal Clerk, a Courier and two Senate Stenographers, one of whom will operate the Public Address System. Which was Read and Passed.

On motion by Mr. Speers of Kennebec, ORDERED, that Senate Rule 32 be amended to read:
32. All committees, a sergeant at arms, an assistant sergeant at arms, a postmaster, a doorkeeper and two pages shall be appointed by the President, unless the Senate otherwise directs. Such appointments may be rescinded at anytime by the President.

Which was Read.

The PRESIDENT: The Senator has the floor.

Mr. SPEERS: Mr. President, I believe we should modify this (H. P. 5) (L. D. 10) The Committee on Reference of Bills suggests that this Bill be referred to the Committee on Business Legislation. For the Senate, under suspension of the rules, the Bill was given its First Reading. The PRESIDENT: The Chair recognizes the Senator from Kennebec, Senator Speers.

Mr. SPEERS: Mr. President, I believe a brief explanation of what is transpiring here would be in order for the record. This bill has been discussed in caucus, I believe, by both the parties, but I think that, for the record, we should clarify why it is necessary to pass and enact a measure on the first day of the session.

The Uniform Consumer Credit Code, when it was enacted in the 106th Legislature, contained a mistake within it that all parties concerned do agree was an honest error, and would have the effect of denying to automobile dealers the opportunity to sell automobiles and finance those automobiles, and this in turn contemplates a very undue hardship upon consumers in the State of Maine who are unable to obtain financing through banks. The amendment that is before us at the present time would correct this situation and would return the Uniform Consumer Credit Code to its form that was originally intended, and it would then alleviate this situation that we would otherwise see ourselves in and allow automobiles to be financed by the automobile dealers.

With that in mind, Mr. President, I would move that the rules be suspended and that this bill be given its second reading at this time.

The PRESIDENT: Is it the pleasure of the Senate that the rules be suspended and the bill be given its second reading at this time?

Thereupon, under suspension of the rules, the Bill was given its Second Reading and Passed to be Engrossed in concurrence.

Under further suspension of the rules, sent forthwith to the Engrossing Department.

Orders

On motion by Mr. Katz of Kennebec, ORDERED, that the Senate Series be directed to furnish each member and officer of the Senate, during the present session, with two daily newspapers printed in the State, as each member and officer may direct.

Which was Read and Passed.

On motion by Mr. Gony of Waldoboro, ORDERED, that the Secretary of the Senate prepare and have printed five hundred diagrams of the Senate Chamber for the use of the Senate. Which was Read and Passed.

On motion by Mr. Katz of Kennebec, ORDERED, that the Secretary of the Senate be directed to secure uniforms for the subordinate officers of the Senate. Which was Read and Passed.
that our congratulations and acknowledgment be extended; and further
Order and direct, while duly assembled in session at the Capitol in Augusta, under
the Constitution and Laws of the State of Maine, that this official expression of pride
be sent forthwith on behalf of the Legislature and the people of the State of
Maine, (S. P. 30)
Which was Read and Passed.
Sent down for concurrence.

On motion by Mr. Speers of Kennebec,
ORDERED, that the rules of the Senate
of the One Hundred and Sixth Legislature,
as amended, be the rules of this Senate.
Which was Read and Passed.

Mr. Speers of Kennebec was granted
unanimous consent to address the Senate.
Mr. SPEERS: Mr. President, pursuant
to the Senate Order passed earlier this
morning, I, as Majority Leader, would like
to report to the Senate that I have
appointed the following members to the
Committee on Senatorial Vote:
The Senator from Knox, Senator Collins,
to serve as Chairman; the Senator from
York, Senator Roberts; the Senator from
Aroostook, Senator Gahagan; the Senator
from Somerset, Senator Corson.

Mr. Conley of Cumberland was granted
unanimous consent to address the Senate.
Mr. CONLEY: Mr. President, again in
compliance with the order that was passed
this morning, the Minority Party wishes to
have serving on that Committee:
The Senator from Somerset, Senator
Cianchette; the Senator from
Androscoggin, Senator Clifford; and the
Senator from Penobscot, Senator Pray.

At this point the Senate retired to the
Hall of the House of Representatives
where a Joint Convention was formed.
(For proceedings of Joint Convention,
see House Report.)

After Joint Convention
Called to order by the President.
At this point, there being no objection,
the President appointed the following
members to Senate Standing Committees
(first named Senator to serve as
Chairman):

Bills in Second Reading
Senators:
SPEERS of Kennebec
WYMAN of Washington
DANTON of York
MARCOTTE of York

Engrossed Bills
Senators:
GREELEY of Waldo
HICHENS of York
TROTKY of Penobscot
CURTIS of Penobscot
CORSON of Somerset
JACKSON of Cumberland
COLLINS of Knox
CLIFFORD of Androscoggin
CUR of Aroostook
MERRILL of Cumberland
CIANCHETTE of Somerset
REEVES of Kennebec

Gubernatorial Vote
Senators:
McNALLY of Hancock
ROBERTS of York
THOMAS of Kennebec
GAHAGAN of Aroostook
GRAHAM of Cumberland
CARBONNEAU
of Androscoggin

Paper from the House
Out of order and under suspension of the
rules, the Senate voted to take up the
following:

Enactor
Emergency
An Act to Clarify Motor Vehicle Finance
Charges in the Maine Consumer Credit
Code. (H. P. 5) (L. D. 10)
This being an emergency measure and
having received the affirmative votes of 31
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.

On motion by Mrs. Cummings of
Penobscot,
Adjournd until 10:00 o'clock tomorrow
morning.