

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Seventh
Legislature*

OF THE

STATE OF MAINE

1975

KENNEBEC JOURNAL
AUGUSTA, MAINE

SENATE

Wednesday, April 2, 1975

Senate called to order by the President.

Prayer by Rev. H. James Rains, Jr., of Rangeley:

Let us Pray. O God, the source of all wisdom, whose statutes are good and gracious, and whose law is truth, guide and support our Governor and the Senators and Representatives in the Legislature of this State, that by just and prudent laws they may promote the well-being of all our people. And grant, O Lord, to the people of the State of Maine represented here a discerning spirit to understand and sympathize with the difficult decisions and complex issues with which their Senators must struggle. And may Thy blessing be upon us all, through Jesus Christ our Lord. Amen.

Reading of the Journal of yesterday.

Papers from the House
Non-concurrent Matter

Bill, "An Act Exempting Solar or Wind Power Facilities from Sales Tax." (S. P. 56) (L. D. 125)

In the Senate March 27, 1975, the Minority report Read and Accepted and the Bill Passed to be Engrossed as Amended by Senate Amendment "A" (S-39).

Comes from the House, Bill and accompanying papers Indefinitely Postponed, in non-concurrence.

On motion by Mrs. Cummings of Penobscot, the Senate voted to Insist and Request a Committee of Conference.

House Papers

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

Bill, "An Act to Amend the General Assistance Laws." (H. P. 1032) (L. D. 1320)

Comes from the House referred to the Committee on Health and Institutional Services and Ordered Printed.

On motion by Mr. Huber of Cumberland, tabled and Tomorrow Assigned, pending Reference to Committee.

Communications

State of Maine
One Hundred and Seventh Legislature
House of Representatives
Office of the Clerk
Augusta, Maine 04330

April 1, 1975

Hon. Harry N. Starbranch
Secretary of the Senate
107th Legislature
Dear Mr. Secretary:

The House today voted to Insist and Join in a Committee of Conference on Bill "An Act to Remove Certain Provisions in the Motor Vehicle Statutes Concerning Unnecessary Tire and Brake Noises" (S. P. 100) (L. D. 378)

The Speaker appointed the following members of the House to the Committee:

Rep. GAUTHIER of Sanford
Rep. BENNETT of Caribou
Rep. MISKAVAGE of Augusta

Respectfully,
EDWIN H. PERT, Clerk
House of Representatives

Which was Read and Ordered Placed on File.

On the disagreeing action of the two branches of the Legislature on Bill, "An Act to Remove Certain Provisions in the Motor Vehicle Statutes Concerning

Unnecessary Tire and Brake Noises" (S. P. 100) (L. D. 378), the President appointed the following Conferees on the part of the Senate:

Senators:

GREELEY of Waldo
CLIFFORD of Androscoggin
MERRILL of Cumberland

State of Maine
One Hundred and Seventh Legislature
House of Representatives
Office of the Clerk
Augusta, Maine 04330

April 1, 1975

Hon. Harry N. Starbranch
Secretary of the Senate
107th Legislature
Dear Mr. Secretary:

The Speaker today appointed the following conferees to the Committee of Conference on the disagreeing action of the two branches of the Legislature on Bill "An Act to Deem the Municipality of Jay to be Part of the Northern Androscoggin District of the District Court" (H. P. 60) (L. D. 72):

Rep. MAXWELL of Jay
Rep. FAUCHER of Solon
Rep. FINEMORE of Bridgton

Respectfully,
EDWIN H. PERT, Clerk
House of Representatives

Which was Read and Ordered Placed on File.

Senate Papers

Judiciary

Mr. Collins of Knox presented, Bill, "An Act to Clarify Laws Relating to Corporations." (S. P. 421)

The same Senator presented, Bill, "An Act to Amend the Alcoholism Intoxication and Treatment Act." (S. P. 422)

Mr. Clifford of Androscoggin presented, Bill, "An Act to Create a Commission to Prepare a Revision of the Eminent Domain Statutes." (S. P. 426)

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

Sent down for concurrence.

Labor

Mr. Clifford of Androscoggin presented, Bill, "An Act to Provide that Experience Ratings be used to Determine Workmen's Compensation Insurance Premiums for Small Employers." (S. P. 425)

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

Sent down for concurrence.

State Government

Mr. O'Leary of Oxford presented, Bill, "An Act to Remove the Commissioner of the Department of Conservation from the Maine Land Use Regulation Commission." (S. P. 424)

Bill, "An Act Redesignating the Department of Health and Welfare as the Department of Human Services and the Bureau of Human Services as the Bureau of Resource Development." (S. P. 428)

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

Sent down for concurrence.

Education

Mr. Curtis of Penobscot presented Bill, "An Act to Provide for a Student Member of the Board of Trustees of the University of Maine and to Delete Certain Obsolete Transitional Provisions from the Statutes Governing Appointment of that Board of Trustees." (S. P. 427)

The Committee on Reference of Bills suggested that this Bill be referred to the Committee on State Government and Ordered Printed.

On motion by Mr. Katz of Kennebec, referred to the Committee on Education and Ordered Printed.

Sent down for concurrence.

Mr. Cianchette of Somerset presents Bill, "An Act Creating the Maine Industrial Authority." (S. P. 423)

The Committee on Reference of Bills suggested that this Bill be referred to the Committee on State Government and Ordered Printed.

Mr. Roberts of York then moved that the Bill be referred to the Committee on Energy and Ordered Printed.

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

Mr. CURTIS: Mr. President and Members of the Senate: Not having seen the bill itself, I am not sure what is included in the piece of legislation. If it is similar to legislation that has been handled by the State Government Committee for at least the past two regular sessions of the Legislature, I think it probably logically belongs there, if it indeed is creating a new agency of State Government. If it is something different, then it might very well logically belong in the Committee on Energy. I might ask if somebody would be willing to table that for one day.

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

Thereupon, on motion by Mr. Conley of Cumberland, tabled and Tomorrow Assigned, pending the motion by Mr. Roberts of York that the Bill be referred to the Committee on Energy.

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:

RESOLUTION, Proposing an Amendment to the Constitution to Provide for Annual Sessions of the Legislature. (H. P. 197) (L. D. 241)

RESOLUTION, Proposing an Amendment to the Constitution to Provide that all Judicial Officers be Elected by the Voting Electorate. (H. P. 717) (L. D. 893)

RESOLUTION, Proposing an Amendment to the Constitution to Provide for a Legislative Council. (H. P. 742) (L. D. 914)

Resolve, Authorizing the Director of the Bureau of Forestry to Convey by Sale the Interest of the State in Certain Land in Piscataquis County. (H. P. 754) (L. D. 974)

Bill, "An Act Relating to the Maine Milk Commission." (H. P. 519) (L. D. 636)

Bill, "An Act Relating to Telephone Service by New England Telephone and Telegraph Company and Continental Telephone Company of Maine in the City of Old Town, Maine." (H. P. 657) (L. D. 811)

Leave to Withdraw

The Committee on Legal Affairs on, Bill, "An Act to Require Fire Detection Systems in All New Residential Construction." (H. P. 95) (L. D. 114)

Reported that the same be granted Leave to Withdraw.

The Committee on Public Lands on, Bill, "An Act to Authorize the Board of Environmental Protection to Issue

Licenses, Permits or Approvals for Projects Involving Submerged Lands." (H. P. 465) (L. D. 567)

Reported that the same be granted Leave to Withdraw.

The Committee on Fisheries and Wildlife on, Bill, "An Act to Require Metal Registration Plates for Snowmobiles." (H. P. 726) (L. D. 901)

Reported that the same be granted Leave to Withdraw.

The Committee on Fisheries and Wildlife on, Bill, "An Act to Increase the Fees for Fishing Licenses Issued to Nonresidents." (H. P. 761) (L. D. 935)

Reported that the same be granted Leave to Withdraw.

The Committee on Fisheries and Wildlife on, Bill, "An Act to Establish Beaver, Coyote and Otter as Endangered Species." (H. P. 767) (L. D. 938)

Reported that the same be granted Leave to Withdraw.

Come from the House, the reports Read and Accepted.

Which reports were Read and Accepted, in concurrence.

Change of Reference

The Committee on Legal Affairs on, Bill, "An Act Relating to Ogunquit Village Corporation and the Ogunquit Sewer District." (H. P. 879) (L. D. 1053)

Reported that the same be referred to the Committee on Public Utilities.

Comes from the House, the report Read and Accepted and the Bill referred to the Committee on Public Utilities.

Which report was Read and Accepted and the Bill referred to the Committee on Public Utilities in concurrence.

Ought to Pass

The Committee on Education on, Bill, "An Act to Increase the Fee for Registration of Teachers." (H. P. 781) (L. D. 952)

Reported that the same Ought to Pass.

The Committee on Education on, Bill, "An Act Providing Funds for Payment to Residential Schools as an Alternative to Incarceration of Juvenile Offenders." (H. P. 655) (L. D. 809)

Reported that the same Ought to Pass.

The Committee on Education on, Bill, "An Act Relating to the Borrowing Capacity of School Administrative District No. 43." (H. P. 755) (L. D. 925)

Reported that the same Ought to Pass.

The Committee on Education on, Bill, "An Act to Create a Non-geographic School Administrative Unit for the Bureau of Corrections." (H. P. 645) (L. D. 797)

Reported that the same Ought to Pass.

The Committee on Education on, Bill, "An Act to Increase the Maximum Permitted Compensation of Directors of School Administrative Districts." (H. P. 570) (L. D. 706)

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.

Divided Report

The Majority of the Committee on Judiciary on, Bill, "An Act Relating to Hearing for Provisional Motor Vehicle Licensee on Suspension." (H. P. 333) (L. D. 405)

Reported that the same Ought to Pass.

Signed:

Senators:

CLIFFORD of Androscoggin

MERRILL of Cumberland
Representatives:

HUGHES of Auburn
BENNETT of Caribou
GAUTHIER of Sanford
SPENCER of Standish
HENDERSON of Bangor
HOBBINS of Saco
McMAHON of Kennebunk

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

Signed:

Senator:

COLLINS of Knox

Representatives:

HEWES of Cape Elizabeth
PERKINS of So. Portland
MISKAVAGE of Augusta

Comes from the House, the Majority report Read and Accepted and the Bill Passed to be Engrossed as Amended by House Amendment "B" (H-107).

Which reports were Read.

Mr. Collins of Knox then moved that the Bill and accompanying papers be Indefinitely Postponed.

The PRESIDENT: The Senator has the floor.

Mr. COLLINS: Mr. President and Members of the Senate: The present law concerning provisional licenses, and this of course is when a first time licensee receives their drivers license, contains provisions near the end of the statute that provide that if a person is convicted of a motor vehicle moving violation while in possession of a provisional license on the first offense the license shall be suspended for thirty days, second offense sixty days, third offense ninety days, and so on. This becomes an automatic procedure through the Office of the Secretary of State.

This bill, as originally presented, would permit the licensee to immediately request a hearing before the Secretary of State. If the Secretary of State did not give an immediate hearing, the result would be that the licensee would retain the license until the time of a hearing before the Secretary of State.

In the House this was amended by adding some further language that would permit the Secretary of State to continue the suspension of license if one of several conditions prevail, and it thereby reiterates the laundry list of conditions that appears earlier in the act.

I had the feeling that the objective of the proponents of the bill was simply to permit further opportunity for licensees to be heard before losing their license.

The reason that I oppose this bill is that, first, it applies to new drivers, the provisional licensees who generally have a license either up to one year or one year plus the time to take it to their next birthday. These in general, of course, are youngsters, and if they are convicted of a vehicle offense, it seems to me an appropriate automatic punishment that they have a suspension of license. What this bill would do would be to add to their court opportunity a second opportunity to be heard. It would compound the work of the Motor Vehicle Department of the Secretary of State. It would probably, in my judgment, require the expenditure of funds for additional personnel to keep up with the multitude of requests that would come in for these extra hearings, which in effect would be simply a delaying mechanism to keep the license a little longer.

I think it is good discipline for new drivers to know that they will lose their

licensee for a period of time if they are convicted of these offenses, and I do not see how we will be furthering the cause of highway safety or good administrative procedures by enacting this statute.

At the hearing this bill was opposed not only by the Department but by the State Highway Safety Committee, by the Maine Automobile Association, and others concerned with good driving procedures. I submit that, for all its noble aims of adding due process, it really is not needed in the due process system and it unnecessarily complicates the work of the Department.

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

Mr. CLIFFORD: Mr. President and Members of the Senate: I have no argument with much of what the good Senator from Knox, Senator Collins, says. In fact, provisional licensees are usually young people. The law provides now that if they are convicted of any moving violation, which can be a very minor offense, that there is an automatic thirty day suspension without the right to be heard in any way. Under any circumstances, under the present law, there is no right to be heard as to whether or not your license will be suspended.

I really don't quarrel with the basic philosophy of the original bill and the bill as it stands in the sense that it is good for the new licensee to have a law which is more strict than other licensees to teach them a lesson upon their first conviction. However, it seems to me that there are circumstances, there are exceptions, and always will be exceptions, and I think it is the business of government and of the legislature at least to provide a vehicle for persons who are under exceptional circumstances to be heard before the Secretary of State, so that if the circumstances are exceptional enough then the suspension need not apply to them.

Although it is true that most new licensees are young people, you also have the situation where the new licensee might be a widow who never has driven before, and upon the death of the husband is required to get a license and is required to go to work and to transport herself to and from work. To suspend her license for thirty day for a violation of failure to come to a complete stop or failure to yield, or for a late muffler on her automobile, and provide her with no right of appeal, or no hearing as to whether or not her license should be pulled, could result in severe economic hardship, I think in those cases.

So this bill does not provide for an automatic hearing. It provides for the opportunity of the person who comes under this law to request a hearing. I think it does not repeal the basic law and it does not violate the basic philosophy of the law or the basic provisions of the law. It does provide an opportunity to be heard, on request of the person affected. The Secretary of State can still continue the suspension, unless he finds circumstances which justify the relief from the provisions of the law of the suspension.

I would think that since it is not automatic, since it is only upon request, and I think the Secretary would grant the relief from the provision of the law only under exceptional circumstances, I would hope that the Senate could defeat the motion to accept the Minority Ought Not to Pass Report and go along with the Majority of the Committee which heard the testimony on this bill and pass the bill.

The House Amendment, I think, took care of the objections which people had that the bill would put the provisional licensee in a better position than other people. This is no longer the case. I think this is a reasonable situation where a person can request a hearing, it is not an automatic hearing, and I think that the request could be granted, the hearing could be granted, and the suspension lifted only under exceptional circumstances. I hope that you would defeat this motion and go along with the Majority of the Committee on Judiciary. Thank you, Mr. President.

The PRESIDENT: The Chair recognizes the Senator from Somerset, Senator Cianchette.

Mr. CIANCHETTE: Mr. President and Members of the Senate: I would just like to add a comment to this. I remember in the 106th we talked about this and it did not get enough support to pass. When I knew about this bill, I went down and talked with the Secretary of State and the Deputy Secretary of State as to their feelings about this sort of a provision in the law. They felt that this would not be a problem to the Office of the Secretary of State, but rather they feel it was their duty to offer this service to the constituents that had the exceptional problem, and it is my opinion that they support this bill. Again, it is an effort to provide a service so, therefore, I will vote against the motion and hope that we can pass the bill.

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

Mr. KATZ: Mr. President and Members of the Senate: The Senator is correct that it was before the 106th, and it was before the 105th, and it was before the 104th. The origin of this change in our attitude towards provisional licenses was the fact that we were killing off some pretty good people on the highway who were largely inexperienced drivers and immature drivers, so the legislature felt we wanted to establish a completely different kind of license for a provisional driver.

This same bill has been before us now, this is the third time as I recall it, and every time the arguments are fluent and every time they involve not necessarily elderly widows but other equally compassionate figures. But I think the Senator from Knox, Senator Collins, has explained why the Secretary of State's Office opposed the bill, and why the Maine Highway Safety people opposed the bill. And I think that if you really have compassion for the people you will have compassion for their ability to stay alive and vote along with the Senator from Knox, Senator Collins, to accept the Minority Ought Not to Pass Report.

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

Mr. MERRILL: Mr. President and Members of the Senate: I have to admit as a new member I am always amused by the argument that goes, "We have done this in the past and that should be some precedent." I have to admit a particular prejudice in that regard, I guess, not having been here in the past. The voters that I talked to in the last few months of the campaign weren't all that impressed with everything that had been done here in the past. I don't think we should necessarily accept that as precedent for everything that we should do this time, and I would hope that we wouldn't.

I think that this bill has some merit. I

think it would be very easy for this Senate to vote it down and in so doing make a general statement about its feelings about highway safety. I think because it is a bill that has a very narrow effect we can do so with very little political fear, but I think because the bill has such a narrow effect that it is good.

All this bill says is that under exceptional circumstances this provisional law can be set aside, that under exceptional circumstances which the Senator from Androscoggin described the person won't have their license suspended. I think that is a pretty narrow gap to make in what I think is a generally good provision as far as these provisional licenses are concerned.

As far as the great delay and the great floodgate that we are going to open, I would have to admit that I am a little skeptical about the great flood that is going to pour into our hearing system. We are talking about thirty day suspensions in most cases of young people who don't depend on their licenses for a living. It is hard for me to believe that under most of those circumstances those people would pursue this, with the extra cost that it would take to have a hearing before the Secretary of State. I think that where we do have these exceptional circumstances, those are the cases where it is going to be pursued.

It is very easy for us to look at a general situation, a general situation being everybody that has a provisional license, and say well, looking at that general situation, if those people get caught in a moving violation, they should have their license set aside. It is very easy for us to make that statement, but that is not the statement we are making here. The statement that we are saying here is that in every case, that reviewing every case that could be looked at, that should be set aside without any chance for review. I don't think that there is one member of this Senate, if he had to hear every one of those cases and decide them on an individual basis, that wouldn't set aside once in a while. I don't think there is one member of this Senate that, if you individually had to listen to those circumstances, would rigidly stick to the provision of the law as it presently is. So I think it is a little unfair to write that into the law with absolutely no chance for deviance. So I would ask that we defeat the motion of the good Senator from Knox, Senator Collins, and accept the Majority Report.

The PRESIDENT: Is the Senate ready for the question? The pending motion before the Senate is the motion of the Senator from Knox, Senator Collins, that this bill, L.D. 405, and all its accompanying papers be Indefinitely Postponed.

The Chair recognizes the Senator from Cumberland, Senator Merrill.

On motion by Mr. Merrill of Cumberland, a division was had: 16 having voted in the affirmative, and 16 having voted in the negative, the motion to Indefinitely Postpone did not prevail.

Thereupon, on motion by Mr. Katz of Kennebec, tabled and Tomorrow Assigned, pending acceptance of Either Committee Report.

Divided Report

The Majority of the Committee on Transportation on, Bill, "An Act to Change Weights and Related Provisions for Commercial Vehicles." (H. P. 571) (L. D. 725)

Reported that the same Ought to Pass in New Draft under Same Title (H. P. 1223) (L. D. 1211)

Signed:

Senators:

GREELEY of Waldo
McNALLY of Hancock
CYR of Aroostook

Representatives:

STROUT of Corinth
BERRY of Madison
KAUFFMAN of Kittery
FRASER of Mexico
JACQUES of Lewiston
BINNETTE of Old Town
WINSHIP of Milo

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

Signed:

Representatives:

JENSEN of Portland
LUNT of Presque Isle

Comes from the House, Bill and accompanying papers Indefinitely Postponed.

Which reports were Read.

On motion by Mr. Speers of Kennebec, tabled and Specially Assigned for April 9, 1975, pending acceptance of Either Committee Report.

Committee of Conference Report

The Committee of Conference on the disagreeing action of the two branches of the Legislature on, Bill, "An Act Relating to the Authority of Bail Commissioners." (H. P. 263) (L. D. 310) ask leave to report: that the Committee recommends that the House recede from its action whereby it passed the Bill to be Engrossed as amended by Committee Amendment "A" (H-61); recede from adoption of Committee Amendment "A"; Indefinitely Postpone Committee Amendment "A"; adopt Conference Committee Amendment "A" (H-111) submitted herewith and Pass the Bill to be Engrossed as amended by Conference Committee Amendment "A" (H-111); that the Senate recede and concur with the House and Pass the Bill to be Engrossed as amended by Conference Committee Amendment "A".

On the part of the House:

GAUTHIER of Sanford
McMAHON of Kennebunk
SILVERMAN of Calais

On the part of the Senate:

COLLINS of Knox
ROBERTS of York
CLIFFORD of Androscoggin

Comes from the House, the report Read and Accepted and the Bill Passed to be Engrossed as Amended by Conference Committee Amendment "A" (H-111).

Which report was Read.

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

Mr. CONLEY: Mr. President, I congratulate the Secretary of the Senate for the way all this language is drafted, but I wondered if perhaps one of the conferees on the part of the Senate might briefly explain what the report finally does?

The PRESIDENT: The Senator from Cumberland, Senator Conley, poses a question through the Chair which any Senator may answer if he so desires.

The Chair recognizes the Senator from Kennebec, Senator Speers.

Mr. SPEERS: Mr. President, I, like Senator Conley, went down through this morning to try and glean just exactly what

was being done, and I think if the Senate would look at Conference Committee Amendment "A", Filing No. H-111, that it will give the entire bill as it would be recommended by the Conference Committee. That would be the entire bill, if we accept the Conference Committee Report.

The PRESIDENT: Is it the pleasure of the Senate to accept the Conference Committee Report?

It is a vote.

Thereupon, the Senate voted to Recede and Concur.

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 Concerning Veteran's Preference in State Employment." (S. P. 166) (L. D. 549)

Ought to Pass—As Amended

Mr. Marcotte for the Committee on Appropriations and Financial Affairs on, Bill, "An Act Providing Funds for Treatment of Cystic Fibrosis." (S. P. 126) (L. D. 412)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-42).

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.

Ought to Pass in New Draft

Mr. Wyman for the Committee on State Government on, Bill, "An Act to Require Public Hearings on Appointments of Commissioners and Department Heads." (S. P. 45) (L. D. 97)

Reported that the same Ought to Pass in New Draft under New Title: An Act to Require Public Hearings on the Appointments of Departmental Commissioners" (S. P. 429) (L. D. 1377)

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

Second Readers

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

House

Bill, "An Act to Allow a Trade-in Credit on the Sales Tax on Boats." (H. P. 185) (L. D. 233)

Bill, "An Act to Provide Criminal Penalty for Tampering with Passenger Tramways." (H. P. 632) (L. D. 783)

Bill, "An Act Relating to Public Safety on Passenger Tramways at Ski Areas." (H. P. 633) (L. D. 784)

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

House — As Amended

Bill, "An Act Clarifying Sprinkler System Requirements in Boarding Homes and Existing Places of Assembly." (H. P. 531) (L. D. 649)

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

Senate

Bill, "An Act Relating to Liability of Natural Gas Distributors." (S. P. 419) (L. D. 1267)

Which was Read a Second Time and Passed to be Engrossed.
Sent down for concurrence.

Senate — As Amended

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 Read a Second Time.

Mr. Carbonneau of Androscoggin then moved that the Senate reconsider its prior action whereby Committee Amendment "A" was Adopted.

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

Mr. CONLEY: Mr. President, would the Secretary please read Committee Amendment "A"?

Committee Amendment "A" was read by the Secretary.

Mr. Hichens of York then requested a division on the motion.

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

Mr. SPEERS: Mr. President, I understand that the good Senator from Androscoggin, Senator Carbonneau, is requesting this motion in order to offer an amendment to the Committee Amendment. The debate, I think, was very clear yesterday that it would be advantageous for this Senate to have an opportunity to vote on the question of either 19 or 20 years of age. But I think that if we do reconsider the adoption of the Committee Amendment, which places the age at 20, that we will then have offered, I am sure, by the good Senator from Androscoggin an amendment to that amendment which would change the figure 20 to the figure 19. It will then afford us the opportunity that was suggested yesterday to vote directly on the question of whether it should be 20 or it should be 19.

I think that the Senate deserves this opportunity, and I would support the motion to reconsider, although I do not intend to change my position on the actual vote of the question of whether it should be 20 or 19.

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

Mr. MERRILL: Mr. President, a parliamentary inquiry: Is there a rule against amending an amendment that would prevent the Senator from Androscoggin from simply offering his amendment at this time, his amendment to amend the bill to 19? What rule of the Senate would prevent him from doing that without reconsidering the previous action?

The PRESIDENT: The Chair would answer that it is the Chair's understanding the amendment of the Senator from Androscoggin, Senator Carbonneau, is to Committee Amendment "A", so we would have to reconsider our action whereby we adopted Committee Amendment "A" to put the bill and the amendment in the proper posture to be amended by Senate Amendment "A" to Committee Amendment "A".

The Chair recognizes the Senator from Cumberland, Senator Conley.

Mr. CONLEY: Mr. President and Members of the Senate: I am going to support reconsideration of the adoption of Committee Amendment "A" yesterday. As the good Majority Floor Leader, the Senator from Kennebec, Senator Speers, stated, it would give those who are in favor of increasing the age to 19 an opportunity to vote on it. However, I intend to vote against the amendment when it is presented.

The PRESIDENT: Is the Senate ready

for the question? The pending question is reconsideration of the adoption of Committee Amendment "A". A division has been requested. Will all those in favor of the motion to reconsider please rise in their places until counted. Will all those opposed please rise in their places until counted.

A division was had. 25 having voted in the affirmative, and five having voted in the negative, the motion prevailed.

Mr. Carbonneau of Androscoggin then presented Senate Amendment "A" to Committee Amendment "A" and moved its Adoption.

Senate Amendment "A", Filing No. S-43, to Committee Amendment "A" was Read.

Mr. Conley of Cumberland then moved that Senate Amendment "A" to Committee Amendment "A" be Indefinitely Postponed and requested a Roll Call.

The PRESIDENT: In order for the Chair to order a roll call, it must be the expressed desire of more than one-fifth of those Senators present and voting. Will all those in favor of a roll call please rise and remain standing in their places until counted.

Obviously more than one-fifth having arisen, a roll call is ordered.

The Chair recognizes the Senator from York, Senator Danton.

Mr. DANTON: Mr. President and Members of the Senate: I would like to point out to you that yesterday we said we would offer this amendment to the age of 19 years old. I would also like to tell you that the State of Massachusetts just voted to bring their drinking age from 18 to 19 years old.

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

Mr. PRAY: Mr. President and Members of the Senate: When I spoke yesterday, I spoke out in opposition to an increase in age to 20 and also to 19. Since then I have gone into more detail in reading the bill and I also notice that this is going to increase the age on selling or holding a license.

Now, we are taking the American system of free enterprise and are going to start discriminating against adults by saying you can be in certain businesses but you can't be in other businesses, you can be a policeman and you can run a grocery store but you can't sell beer, if this is passed. The man next to you might be 20, and he can run a grocery store and sell beer. You can run a restaurant but you can't sell alcohol if you are 19 or, if this amendment is passed, if you are 18.

We have given them the adult rights, and now we are coming in and saying well, you know, you are old enough to be an adult, you are old enough to vote, you are old enough to vote on liquor referendum questions because you are old enough to vote, and under the criminal code if you are 17 you are going to be prosecuted by the adult law as an adult, but you can't drink.

I would urge my colleagues to vote in opposition to the motion.

The PRESIDENT: The pending question before the Senate is the motion of the Senator from Cumberland, Senator Conley, that Senate Amendment "A" be indefinitely postponed.

The Chair recognizes the Senator from York, Senator Hichens.

Mr. HICHENS: Mr. President and Members of the Senate: Seeing that the

good Senator from York, Senator Dantors, has referred to the Massachusetts Legislature, I would like to read a news item that was in the Boston Herald yesterday. It says, "A freshman legislator, Representative William G. Shaughnessy (D-Woburn), chose the occasion to deliver his maiden speech, one that put forth a somewhat ironic argument in favor of raising the age.

"I have owned a package store for 15 years," Shaughnessy said, "and when 18-year olds started to drink my business went up." In fact, he added, business got so good that he was able to run for the Legislature. He also said that when students leave from their work study programs, they head right for the package store."

The arguments that 20 percent of our students are 19 or older was disputed by those who want to lower the age to 19, saying that there are only a few 19-year olds in our schools. 19 does not take liquor out of the schools. Permission for one student to bring in liquor opens the door for all of them.

I would read to you a editorial that was recently in the Kennebec Journal entitled "Raise the Drinking Age". It says, "It is evident now in the clarity of hindsight that lowering the legal drinking age to 18 was a bad guess. The time itself contributed to the error. Vietnam was just behind us and the popular feeling that the young person who could don the uniform of his country should be adult enough to be able to buy liquor.

"The problems unleashed by our expansive mood were detailed at a legislative hearing in support of a bill to increase the legal drinking age to 20. Police chiefs, school teachers, social workers, related how teen drinking has increased below 18 years because the younger teens can prevail upon the others to buy it for them. The sponsor of the bill said that drunken driving arrests have risen among teenagers since 1972 and a police chief called it, 'one of the most asinine' laws ever passed.

"We had a letter a while ago that didn't get printed because it was signed anonymously by an irate father. 'Once those booze lobbyists go to work on our public servants, in fact, when the smoke clears, the liquor lobby may manage to get the drinking age down to 16. We now have Sunday booze, booze in every hash house, and every grocery store, so why is age 16 unattainable?

"You wonder why this writer rages against the liquor industry. Have you ever had your daughter dumped on your porch, dead drunk, clothes over half ripped off, and raped?

"Money will buy anything if you have enough of it. How do these pols sleep nights?"

"Well, father, we have a feeling there will be enough pols this time around who agree that it is not realistic to expect maturity and judgment from all 18-year olds. Enforcement of the 21-year old drinking age was a continuing headache, but it was nothing compared to the uninhibited drinking and abusive drinking we have encountered since the age was lowered."

I advocate raising the age to 20 years of age.

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

Mr. PRAY: Mr. President and Members of the Senate: Again I have heard the

mention of schools, and it bothers me a little bit that we are going to start telling our young adults because they are out of school that after hours when they are out of school we are going to dictate to them what they can do because of some problems that they have had in schools. It bothers me deeply.

As far as editorials and police chiefs, I have talked to police chiefs in my area and they see as an increasing problem if we raise it, that they are going to be busier. They are going to have more criminals in the younger adults because we are taking something away from them that they have now. As far as editorials, I have read a lot of editorials and I think we all know what editorials are.

The PRESIDENT: The Chair recognizes the Senator from Somerset, Senator Cianchette.

Mr. CIANCHETTE: Mr. President and Members of the Senate: I would just like to briefly reiterate my position. I am going to vote against this amendment, and the purpose of my voting against the amendment is that I think we are breaking a trust and an agreement. If we want to talk about the real issue of adult rights, I would be most happy to support legislation to increase the age of adult rights, but not this way.

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

Mr. CURTIS: Mr. President and Members of the Senate: There is also a Senate Amendment "B" before you, which is one that I asked to be drafted. I won't offer that Senate Amendment "B" if Senate Amendment "A" passes. The purpose of Senate Amendment "B" will be to try to solve part of the problem that will exist on the college campuses which we have now authorized to have one so-called pub on each campus. It would be a very difficult situation, and this question was addressed by several other Senators yesterday.

I have been in two of those pubs and they are real fine installations. They are very carefully handled and well managed. In both the administration of the two campuses, Unity and the University at Orono, people that I spoke to in the administration, and also the students, found that this was an asset in trying to cut down on any misuse of alcoholic beverages, namely, driving after drinking, so that it would be unfortunate if some of the students on those campuses weren't able to use the pubs. And of course many of them would be at least 19, and some would be 18 in their freshman and sophomore years on those campuses.

I am in a bit of a dilemma because I certainly agree with Senator Cianchette, the Senator from Somerset, that this is an illogical amendment to change one section of the adult rights to the age of 19 and leaving all the rest at the age of 18. I have supported in the past the 18-year old adult rights, and I think it is a logical provision to have, so as I said, I think it is a difficult position to be put in when somebody comes in with a proposal to have a bill changing just one little section of a major area of concern of state law.

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

Mr. MERRILL: Mr. President and Members of the Senate: I will be very brief because I am sure that most of the members, if not all the members, of the Senate have made up their minds.

I would like to simply start out by complimenting my colleagues in the Senate for what I think has been a very good debate over the last two days on this question. Just last week I had the pleasure of having lunch with the President of the Senate, and the general issue was discussed as to whether debate in the Senate ever made any difference, and I know that it has helped me to firm up my views on this question. I came into this debate with an open mind, at least to some extent, on this question and I have received more mail on this question than any other.

I don't think that there can be anybody who is in this body who has looked at the problem of teenage alcoholism that can't say that that is one of the great concerns of everyone here. I think the same thing could be said of teenage drug abuse.

The thing that really concerns me about this debate, and the thing that has firmed up my feeling in regards to what should or shouldn't be done, is the fact that so many members have suggested that changing the drinking age is going to have some real effect, that somehow we as the Senate, we as the representatives of the people, can't look at the problem of teenage drug abuse, and specifically the drug of alcohol, that we can vote to raise the age one or two years and then we can leave here with a good feeling thinking that we have done something about this serious problem. In fact, I think just the opposite is true.

As a society, we have been unwilling to commit our resources and our time even to the extent that we can carry on drug crisis centers in most of our major cities. Here we are, a society that is unwilling to commit our treasury even to that point in terms of helping people with these serious problems, and yet we can sit back after voting a raise in the age, which is going to have a very minimal effect, and think that we have actually done something to contribute to a very difficult problem. It is that possibly unintended but, nonetheless, I think hypocrisy that forces me to oppose this bill, in spite of the fact that I concur with all the debate that has gone on here about the seriousness of the problem.

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

Mr. PRAY: Mr. President and Members of the Senate: I would just like to reiterate to my colleagues here that before you vote on this, stop and think of the adult rights remaining that are still in the prerogative of the 18-year olds, those rights that we have given them; then stop and think about how we are going to start discriminating against them and start dictating to them on a particular right. True, a social problem has been expressed here, but just stop and think about those other rights that we are saying they are old enough for, and yet we say you know, in some cases we think you are not old enough so we are going to dictate to you adults what you are going to do.

The PRESIDENT: The Chair recognizes the Senator from York, Mr. Danton.

Mr. DANTON: Mr. President and Members of the Senate: Which amendment are we debating now? Are we debating Senate Amendment "A" or Senate Amendment "B"? "B" hasn't even been offered yet. Are we in order in debating this at this time? Shouldn't we be moving along with Senate Amendment "A"?

The PRESIDENT: The Chair would respond in the affirmative, but in this instance the amendments are reasonably closely associated. However, the Chair would agree with the Senator from York, Senator Danton, that the Senate should proceed and confine this debate to Senate Amendment "A".

The Chair recognizes the Senator from York, Senator Hichens.

Mr. HICHENS: Mr. President and Members of the Senate: The arguments have been given that we are taking away one of the rights which has been included in adult rights but we are giving them all the other adult rights. I mentioned yesterday and I mentioned before that when this adult right law was passed we amended it to give them a right to go to school until they were 20 years of age and they would not be adults under that ruling. The best way now to keep the liquor out of the schools is to lower that to 18 and make them pay their own way to go their senior year, and then we can accomplish the whole thing.

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

Mr. BERRY: Mr. President and Members of the Senate: I would like to accentuate the comments of Senator Cianchette and Senator Merrill. I think they are extremely apropos to the problem that we are facing, the taking away of rights which were originally granted by the people, in essence, that their vote is at stake here, and why are we picking on this particular group, and I think we shouldn't.

I think Senator Merrill, incidentally, in his rebuttal to Senator Katz brought up a very good point and proved it, of course, that we have been waiting now for three sessions for somebody to shed light on a subject, and he did and won his point quite convincingly in the previous item we debated. He also, and apropos of this particular issue, has brought up what some of us may remember, and that is prohibition. I think if we do change our standards here and go back to 20 that we are going to encourage everybody 20 years and younger to break the law. This was the lesson we learned from prohibition.

As Senator Merrill quite properly stated, we cannot legislate morals. And whose habits are we going to change if we pass this legislation? No one's. We are going to open up this whole Pandora's box of encouraging the breaking of the laws by people in high school and people in college.

So I think these two matters are very important in making up our minds, breaking faith with an important and vital segment of our population just coming into the area of adult responsibilities, and second, from the pragmatic standpoint, starting off a whole new era, the consequences of which I think are quite frightening.

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

Mr. CLIFFORD: Mr. President and Members of the Senate: I agree with those who say that we shouldn't take away the adult rights which have been given, and I would like to see the bill defeated. However, the issue before us now is, it seems to me, whether the age is going to be 20 or 19. I would prefer it to be 19 to 20, therefore, I am going to vote in favor of the amendment and hope I get another chance to vote on the bill itself. But I think the issue now is a narrow issue of whether or

not you want the age to be 20 or to be 19; that is the amendment before us. Thank you, Mr. President.

The PRESIDENT: Is the Senate ready for the question? The pending question before the Senate is the motion by the Senator from Cumberland, Senator Conley, that the Senate indefinitely postpone Senate Amendment "A" to Committee Amendment "A". A roll call has been ordered.

The Secretary will call the roll.

ROLL CALL

YEAS: Senators, Collins, Conley, Corson, Curtis, Cyr, Gahagan, Graffam, Greeley, Hichens, Jackson, Johnston, Katz, Marcotte, McNally, O'Leary, Roberts, Speers, Thomas, Wyman.

NAYS: Senators, Berry, E.; Berry, R.; Carbonneau, Cianchette, Clifford, Cummings, Danton, Graham, Huber, Merrill, Pray, Reeves, Trotzky.

Mrs. Cummings of Penobscot was granted leave to change her vote from Nay to Yea.

Mr. Marcotte of York was granted leave to change his vote from Yea to Nay.

Mr. Jackson of Cumberland was granted leave to change his vote from Yea to Nay.

Mr. Curtis of Penobscot was granted leave to change his vote from Yea to Nay.

A roll call was had. 17 Senators having voted in the affirmative, and 15 Senators having voted in the negative, Senate Amendment "A" to Committee Amendment "A" was Indefinitely Postponed and subsequently Committee Amendment "A" was Adopted.

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

Mr. CLIFFORD: Mr. President and Members of the Senate: It seems to me that the debate this morning was whether the Senate was going to change it from 20 to 19. Would it be in order now to move that the bill and all accompanying papers be indefinitely postponed?

The PRESIDENT: The Chair would answer in the affirmative.

Mr. CLIFFORD: I would so move.

The PRESIDENT: The Senator from Androscoggin, Senator Clifford, now moves that this bill and all accompanying papers be indefinitely postponed.

The Chair recognizes the Senator from Cumberland, Senator Conley.

Mr. CONLEY: Mr. President and Members of the Senate: I oppose the motion made by the Senator from Androscoggin, Senator Clifford, and once again I will ask for a roll call.

The PRESIDENT: A roll call had been requested. In order for the Chair to order a roll call, it must be the expressed desire of at least one-fifth of those members present and voting. Will all those Senators in favor of ordering a roll call please rise and remain standing in their places until counted.

Obviously more than one-fifth having arisen, a roll call is ordered. The pending motion before the Senate is the motion of the Senator from Androscoggin, Senator Clifford, that this bill, L. D. 4, and all its accompanying papers be indefinitely postponed. A "Yes" vote will be in favor of indefinite postponement; a "No" vote will be opposed.

The Secretary will call the roll.

ROLL CALL

YEAS: Senators Berry, E.; Berry, R.; Cianchette, Clifford, Curtis, Danton, Graham, Huber, Marcotte, Merrill, Pray, Reeves, Roberts, Trotzky.

NAYS: Senators Carbonneau, Collins, Conley, Corson, Cummings, Cyr, Gahagan, Graffam, Greeley, Hichens, Jackson, Johnston, Katz, McNally, O'Leary, Speers, Thomas, Wyman.

A roll call was had. 14 Senators having voted in the affirmative, and 18 Senators having voted in the negative, the motion did not prevail.

Mr. Curtis of Penobscot presented Senate Amendment "B" and moved its Adoption.

Senate Amendment "B", Filing No. S-45, was Read.

Mr. Conley of Cumberland then moved that Senate Amendment "B" be Indefinitely Postponed.

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

Mr. CURTIS: Mr. President and Members of the Senate: I think I explained a little bit perhaps when I ought not to have in the earlier debate on Senate Amendment "A", but at any rate, the purpose of this amendment is to exempt those people who are college students and who are presently using the existing pubs that are on campus and any that might be created in the future. I suggest that it is illogical enough perhaps to change the adult rights age, but it is even more illogical to suggest that one student using a pub who happens to be a freshman may not purchase a beer at that pub, whereas another student who happens to be either a sophomore or has already achieved what would then be the age of 19 would be able to purchase a beer at the pub.

Again, I suggest that there are important reasons beyond the simple logic of it. One of them is that this is proving to be a substantial means for keeping drinking drivers from the campus off the roads and staying on the campus nearby where it is convenient for them to take a break from their studying. I was at the Unity College campus about two weeks ago, and one fellow was sitting there by himself having a beer and was busy studying his notes apparently in preparation for an exam. So I would ask that you be willing to accept this amendment and add it to the bill. And when the vote is taken, Mr. President, I ask for the Yeas and Nays.

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

Mr. PRAY: Mr. President and Members of the Senate: I would like to pose a question through the Chair. Does this amendment mean that if you go to college taht you can drink, but if you are 18 and you don't go to college but work for a living that you can't drink?

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

The Chair recognizes the Senator from Somerset, Senator Corson.

Mr. CORSON: Mr. President and Members of the Senate: I will try to answer that. Unless I am misreading this thing, that is exactly what it says. It looks to me like this amendment is going to say that if you are a college student between the ages of 18 and 20 you are mature and responsible enough to drink, but if you are not a college student you are not. Certainly, are we going to start establishing classes in this society? I am totally opposed to this amendment; I think it is terrible, and I hope everyone will join me in defeating it.

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

Mr. CURTIS: Mr. President and Members of the Senate: Yes, that is what the amendment does, and it does the same thing, it carries the same kind of reasoning that has gone on here earlier this morning in establishing classes, to establish one more class. I would suggest that it is just as logical, and perhaps more so, and more in line with the safety factor than this previous change to 19 for one segment of the population for one particular adult right.

The PRESIDENT: Is the Senate ready for the question? The pending question before the Senate is the motion by the Senator from Cumberland, Senator Conley, that Senate Amendment "B" be indefinitely postponed.

The Chair recognizes the Senator from Penobscot, Senator Curtis.

Mr. CURTIS: Mr. President, in the interest of saving time, I would like to withdraw my request for a roll call.

The PRESIDENT: The Senator from Penobscot, Senator Curtis, withdraws his request for a roll call. The Chair will order a division. As many Senators as are in favor of the motion by the Senator from Cumberland, Senator Conley, to indefinitely postpone Senate Amendment "B" please rise in their places until counted. Those opposed will please rise in their places until counted.

A division was had. 23 having voted in the affirmative, and seven having voted in the negative, Senate Amendment "B" was Indefinitely Postponed.

Thereupon, the Bill, as Amended, was Passed to be Engrossed.

Sent down for concurrence.

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

Mr. CONLEY: Mr. President, having voted on the prevailing side, I now move that the Senate reconsider its action whereby this bill was Passed to be Engrossed, and I would ask the Senate to vote against reconsideration.

The PRESIDENT: The Senator from Cumberland, Senator Conley, now moves that the Senate reconsider its action whereby this bill was passed to be engrossed. Will all those in favor of the motion say "Yes"; those opposed "No".

A viva voce vote being taken, the motion did not prevail.

Enactors

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

An Act to Provide Funds to Pine Tree Legal Assistance, Inc., for Continued Legal Representation for those in Need. (S. P. 133) (L. D. 438)

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

An Act Relating to the Labeling of Shrimp. (S. P. 195) (L. D. 645)

An Act Relating to the Giving Away of Deer. (S. P. 221) (L. D. 734)

An Act to Provide for Marine Resource Education by the Department of Marine Resources. (S. P. 222) (L. D. 735)

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

An Act to Increase Fees for Overlimit Permits. (S. P. 255) (L. D. 831)

An Act to Delete the Requirement that

Taverns Serve Men Only. (H. P. 314) (L. D. 390)

An Act Relating to Interest on Awards in Workmen's Compensation Cases. (H. P. 487) (L. D. 606)

An Act to Place Certain Safeguards on the Proceedings of Medical Review Committees. (H. P. 490) (L. D. 609)

An Act to Ensure Equitable Billing Practices by Creditors Engaged in Open-end Credit Pursuant to Lender Credit Cards under the Consumer Credit Code. (H. P. 579) (L. D. 714)

An Act Relating to Town Maintenance of Highways in Compact Areas. (H. P. 581) (L. D. 720)

An Act to Repeal a Certain Provision in the Consumer Credit Code Concerning Relinquishment of the License of a Supervised Lender. (H. P. 609) (L. D. 752)

An Act to Clarify the Personnel Law as to Staff Attorneys in the Office of Attorney General. (H. P. 618) (L. D. 764)

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.

Emergencies

An Act to Reduce the Annual District Tax on Maine Forestry District Property Due to Increased Valuation. (H. P. 833) (L. D. 960)

An Act to Exempt Veterans from the Moratorium on Issuance of Lobster and Crab Fishing Licenses. (H. P. 604) (L. D. 747)

An Act to Clarify the Consumer Credit Code. (H. P. 599) (L. D. 742)

An Act Creating the Newport Water District. (S. P. 194) (L. D. 661)

An Act Authorizing the Department of Environmental Protection to License Privately-owned Septic Waste Disposal Sites. (H. P. 154) (L. D. 209)

There being emergency measures and having received the affirmative votes of 29 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 Specially Assigned matter:

House Report — from the Committee on Business Legislation — Bill, "An Act to Transfer Authority for Truth-in-Lending Examinations and Enforcement from the Bureau of Banks and Banking to the Bureau of Consumer Protection." (H. P. 323) (L. D. 454) Ought to Pass.

Tabled — March 26, 1975 by Senator Speers of Kennebec.

Pending — Acceptance of Report. (In the House — Passed to be Engrossed)

On motion by Mr. Speers of Kennebec, retabled pending Acceptance of the Committee Report.

The President laid before the Senate the second tabled and Specially Assigned matter:

House Report — from the Committee on Labor — Bill, "An Act Relating to Pulmonary and Cardiac Diseases under the Workmen's Compensation Act." (H. P. 230) (L. D. 286) Ought to Pass as amended by Committee Amendment "A" (H-85).

Tabled — March 26, 1975 by Senator Roberts of York.

Pending — Acceptance of Report.

(In the House — Passed to be Engrossed as amended by Committee Amendment "A")

On motion by Mr. Roberts of York, retabled and Tomorrow Assigned, pending Acceptance of the Committee Report.

The President laid before the Senate the third tabled and Specially Assigned matter:

House Reports — from the Committee on Human Resources — Bill, "An Act to Protect Families with Children and Recipients of Certain Benefits Against Discrimination in Rental Housing." (H. P. 273) (L. D. 327) Majority Report — Ought to Pass as amended by Committee Amendment "A" (H-58); Minority Report — Ought Not to Pass.

Tabled — March 27, 1975 by Senator Conley of Cumberland.

Pending — Acceptance of Either Report. (In the House — Bill and Accompanying Papers Indefinitely Postponed.)

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

Mr. CONLEY: Mr. President and Members of the Senate: As you will notice on the calendar, this bill is reported Ought to Pass by the Majority Report out of the Committee of Human Resources. A minority member of this body, having signed the Ought Not to Pass Report, is preparing an amendment to the bill which I think would be satisfactory to a large majority of both this body and the other. So at this time, Mr. President, I would ask the Senate to accept the Majority Ought to Pass Report and to await the amendment which will be presented by the good Senator from Penobscot, Senator Trotzky, tomorrow.

The PRESIDENT: Is it now the pleasure of the Senate to accept the Majority Ought to Pass as Amended Report of the Committee?

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

The President laid before the Senate the fourth tabled and Specially Assigned matter:

Bill, "An Act to Prohibit the Department of Inland Fisheries and Game from Issuing Licenses to Persons Convicted of Certain Offenses." (H. P. 1139) (L. D. 1139)

Tabled — March 27, 1975 by Senator Reeves of Kennebec.

Pending — Passage to be Engrossed. (In the House — Passed to be Engrossed.)

Thereupon, the Bill was Passed to be Engrossed in concurrence.

The President laid before the Senate the fifth tabled and Specially Assigned matter:

Bill, An Act to Revise the Laws Relating to the State Board for Registration of Architects. (H. P. 179) (L. D. 196)

Tabled — March 27, 1975 by Senator Reeves of Kennebec.

Pending — Enactment.

Thereupon, the Bill 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

The following Bill was held on April 1, 1975 at the request of Mr. Jackson of Cumberland, pending Consideration:

Bill, "An Act to Incorporate the Town of Rockwood." (H. P. 966) (L. D. 1218)

(The Committee on Reference of Bills suggests that this Bill be referred to the Committee on Legal Affairs.)

(In the House — Referred to the Committee on Local and County Government.)

(In the Senate — Referred to the Committee on Legal Affairs, in non-concurrence.)

On motion by Mr. Speers of Kennebec, the Senate voted to reconsider its action whereby the Bill was referred to the Committee on Legal Affairs in non-concurrence.

Thereupon, on further motion by the same Senator, referred to the Committee on Local and County Government and Ordered Printed in concurrence.

Committee Appointments

At this point, the President appointed to the Joint Select Committee on Jobs the following:

Senators:

REEVES of Kennebec

ROBERTS of York

DANTON of York

GAHAGAN of Aroostook

(Off Record Remarks)

On motion by Mrs. Cummings of Penobscot.

Adjourned until 10 o'clock tomorrow morning.