

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

LEGISLATIVE RECORD

OF THE

*One Hundred and Seventh
Legislature*

OF THE

STATE OF MAINE

1975

KENNEBEC JOURNAL
AUGUSTA, MAINE

SENATE

Senate called to order by the President.
Prayer by The Honorable Alton E. Cianchette of Pittsfield:

Dear Lord, as another legislative week ends, I would like to share with you and my fellow Senators a thought which is excellently stated in an old and familiar poem entitled "The Man in the Glass":

When you get what you want in your struggle for self

And the world makes you king for a day,
Just go to the mirror and look at yourself,

And see what that man has to say.
For it isn't your father or mother or wife
Whose judgment upon you must pass;
The fellow whose verdict counts most in your life

Is the one staring back from the glass.
You may be like Jack Horner and chisel a plum

And think you're a wonderful guy,
But the man in the glass says you're only a bum

If you can't look him straight in the eye.
He's the fellow to please, never mind all the rest,

For he's with you clear up to the end,
And you've passed your most dangerous, difficult test

If the man in the glass is your friend.
You may fool the whole world down the pathway of years

And get pats on the back as you pass,
But your final reward will be heartaches and tears

If you've cheated the man in the glass.
Amen.

Reading of the Journal of yesterday.

Mr. Speers of Kennebec was granted unanimous consent to address the Senate:

MR. SPEERS: Mr. President and Members of the Senate: I rise today under this unusual procedure to bring up a matter of rather grave importance not only to the legislature but the people of the State of Maine. It is certainly no secret in these halls today that a rather grave problem has arisen, a very serious impasse between the two branches of this legislature. I am referring of course to the bill, L. D. 1834, An Act to Increase the Minimum Wage to \$2.30 an Hour.

Very briefly, I would like to review the history of this particular document. This bill came from the House originally passed to be engrossed as L. D. 1833, and the Senate passed to be engrossed L. D. 1834 with no amendments. The bill then went back down to the other body and they insisted, and it was returned to this body and the Senate, with full knowledge of the import of the motion that was made, and full understanding of the meaning of that motion, voted to adhere to its action whereby L. D. 1834 was passed to be engrossed with no amendments. The majority party of this body took a firm position and stated its firm position and sent a message of its firm position to the other body that it favored the passage of L. D. 1834 with no amendments on it, and that it stood ready to enact L. D. 1834, raising the minimum wage to \$2.30 an hour, ninety days after the adjournment of this legislature. That was the import of the motion to adhere, and that was the import of the majority after a constitutional and democratic vote of this branch of the legislature, and the message could not have been more clear.

Mr. President, the other branch saw fit to ignore that message, and they saw fit to

fail to enact that particular bill and to attempt to send it back to this body with an amendment on it, and this body, quite properly, has refused to accept that bill in return. And we have actually gotten down to the point, Mr. President, where the presiding officer of that other body came up and placed the bill on the desk of the presiding officer of this body, and the President of this Senate, quite wisely and quite maturely, did not give it back to him. But, Mr. President, the situation remains quite grave, and this body does not feel that it should undertake to again consider this matter once it has voted the will of the majority of the Senate to pass this bill as it stands without any amendments, and it would seem to me that it would be incumbent upon the other branch to take this bill and to accept the message that was very clearly sent to it from this body, and pass that bill to be enacted or to pass no bill whatever. That unmentionable body has not seen fit to undertake its responsibilities in that regard.

Now, we could simply ignore this situation and once again refuse to consider this matter, and the result would be, Mr. President, that this bill most unfortunately would fail to be enacted whatever. And the charges would be made, the press would be called in, and once again political games would be played with this particular matter, as they have been right from the very beginning with numerous amendments being offered, and now with another amendment being offered in the other body. And the charge would be made that the Senate of the State of Maine was responsible for not enacting a minimum wage bill, and believe me, Mr. President, the countercharge would be made that the House of Representatives was responsible for failing to enact a bill that this branch has stated it wants to enact and stands ready to enact. But I would submit that under those circumstances neither the Senate nor the House of Representatives could be regarded as winning or could even be regarded as being responsible. The only individuals who would stand to lose from that kind of a situation would be those individuals who are the citizens of this state and whose livelihoods and very lives are affected by this piece of legislation.

I believe that we have an obligation to look beyond these halls and to look at the effect of our actions, not stubbornly as to whether we feel that under parliamentary procedure we may be right or the other branch may be right, and for both branches to be so stubborn as to let a piece of major legislation as this fall between the two houses. So consequently, Mr. President, I would move that the rules be suspended at this point so that this body, unencumbered by the rules which I feel indicate we do not need to accept this piece of legislation at the present time, can indeed once again pick up this piece of legislation and can indeed again send a message to that other unmentionable branch as to what we would like to have done with this bill.

The Republican Party stands ready, as it has from the time that this bill came before us, to enact an increase in the minimum wage to \$2.30 effective ninety days after the end of the legislature. We are ready to do that, Mr. President, we want to do it, and we implore the other branch to enact the legislation so that we may then go ahead and do that. And if we do not in this session enact the \$2.30 minimum wage effective ninety days after

the end of the legislature, let it be very clear to all as to whose responsibility that failure will be.

So I do now move, Mr. President, that the rules be suspended so that we may take up this piece of legislation and once again send our own message.

The PRESIDENT: The Senator from Kennebec, Senator Speers, now moves that the rules be suspended. Is this the pleasure of the Senate?

The motion prevailed.

Thereupon, out of order, the Senate voted to take up the following:

**Papers From The House
House Paper**

Non-concurrent Matter

Bill, "An Act to Increase the Minimum Wage to \$2.50 an Hour." (H. P. 148) (L. D. 173)

In the House April 23, 1975, Passed to be Engrossed in New Draft (H. P. 1520) (L. D. 1833).

In the Senate April 29, 1975, Passed to be Engrossed in New Draft (H. P. 1521) (L. D. 1834), in non-concurrence.

In the House May 7, 1975, the House having Insisted.

In the Senate May 8, 1975, the Senate having Adhered.

In the House May 9, 1975, the House Receded and Concurred.

Comes from the House, Passed to be Engrossed as Amended by House Amendment "A" (H-316) — (H. P. 1521) (L. D. 1834), in non-concurrence.

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

MR. CONLEY: Mr. President and Members of the Senate: I would like to say that I enjoyed the remarks of the majority floor leader here this afternoon of his very deep and sincere concern for the working men and women of this state. If I may be so presumptuous as to paraphrase Winston Churchill, when his opponents sought to silence him in the British House of Commons, and I quote: "If the Senate resists my claim, it will only add more importance to any words that I may use."

The majority floor leader is well aware of the fact that I, as the minority floor leader here this morning, was going to offer an order that this body consider the bill that is presently before us. And I submit that this order would have been entirely proper and in accordance with parliamentary procedure. According to Section 387-D of the Hughes American Parliamentary Guide, I quote: "when one house has adhered, it may reconsider its action and recede from its disagreement and agree to amendments from the other house with amendments."

I would also like to refer to Section 54 of Mason's Manual of Parliamentary Procedure. Again I quote: "The purpose of parliamentary law is to secure an orderly procedure in conducting the business of an organization and to eliminate confusion. Purely technical rules are to be applied only when they will aid in the deliberations of the body. They are not to be applied merely because they are available for the use in case of need."

Finally, a reference from the Sturgis Standard Code of Parliamentary Procedure, and again I quote: "Parliamentary Procedure is not to be used for dilatory purposes. Its aim is not to confuse, to mislead, or to thwart an honest expression of the majority's will."

All of these parliamentary quotations aside, what is really at stake here is this: Are we going to hide behind parliamentary

tactics to deny the working people of Maine a minimum wage which has been promised them by the legislative leadership of Maine's Republican Party, and in which my own party heartily concurs?

As you will note from the newspaper articles which I would herewith ask to have distributed among the members of this body, at the end of March the President and the majority leader called for enactment of a \$2.30 minimum wage in Maine as an emergency measure. This measure would have gone into effect on May 5th of this year. And let me remind you that today is May 16th. If the other party no longer believes in putting the increased minimum wage into effect as soon as possible, the people of Maine are owed an explanation. If we fail to recede and concur with the other body, the working people of this state will not have the opportunity for this explanation to be discussed on the floor of the Senate and within the legislative halls. They are entitled to a minimum wage now.

Mr. President, I would move that the Senate recede and concur with the House.

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

Mr. SPEERS: Mr. President and Members of the Senate: I want to assure every member here that I was not aware of an order to be placed before this branch before any such time as I determined upon the course of action which I have urged the Senate to take this morning.

I was very interested in the quotes that the minority floor leader was reading to the Senate and one which the presiding officer of the unmentionable body quoted numerous times in the last two days, "A parliamentary procedure is not to be used to thwart an honest expression of the majority's will." I would ask this Senate what is being done here today? What has been being done in the last two days by the House of Representatives sending this bill back if it is not to use parliamentary procedure to thwart an honest expression of the majority of this body's will? When we sent a message to the House that the Senate had adhered to its actions of passing the bill without any amendments, what was that if it was not an honest expression of the majority's will? And I would hope that we would express that very same expression of the majority's will here this afternoon, and if need be to keep this bill alive, to continue to send an honest expression of the majority's will of this body.

Mr. President, it is quite true, of course, the leadership of the Republican Party earlier this spring had suggested an increase in the minimum wage to be effective immediately. Now, I am not quite sure how the caucuses and the decisions are made in the minority part of this body, but I know how they are made in the majority party, and they are not made unilaterally by the leadership either of this Senate or the elected leadership of the party itself, but are rather arrived at by a democratic means, through discussion and an expression of the will of the party itself. And through this process the decision was made that the Republican Party would support an increase to \$2.30 an hour in the minimum wage to be effective ninety days after the end of the legislature. That has been the decision from the beginning when this bill came before these two bodies. That is the decision now. And I simply say again that

if this bill is not enacted the responsibility for its failure will not lie upon the Republican Party but upon that other branch. And by our action here this morning of suspending the rules and agreeing to again consider this matter, Mr. President and Members of this Senate, let us make no mistake about it, the Senate has saved this bill from extinction.

I would certainly oppose the suggestion of the minority leader of this body that we recede and concur so that we may once again send another message down to the House as to what the position of this body is.

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

Mr. MERRILL: Mr. President, there has been in the course of the debate about this bill partisan overtones, partisan suggestions, and I rise today as a Senator from Portland and as a Democrat, a person who is proud to be both. I stand here today not to praise my party but to admit its shortcomings. I am afraid that we stand exposed of many of our weaknesses, and I have to admit to them, because as we stand here today it is obvious to all, I think, that we are guilty of the failing of putting the welfare of the people ahead of petty procedural concerns. And I think as we stand here and debate this measure today we are obviously guilty of putting the concern of the working people ahead of saving a little time here for the Senate.

But we don't push this position today as the position of the Democratic Party. The position of the Democratic Party was for \$2.50. What we seek is to find a compromise, a compromise first suggested by the Republican leadership of this legislature.

Now, there have been references made as to how we work in our conferences and our caucuses and how the other party works. Well, I will tell you one thing about the way we work. After we have had the caucus and we have talked about our position, we all go out and vote our conscience. That is why the Democratic Party didn't stand united to amend when we voted on the \$2.50 minimum wage, because when we come out finally we voted the way we feel as individual Senators.

And I stand here today ready to tell the Republican leadership that in a spirit of non-partisanship I, as a Democrat, will stand with the position they put forth publicly, and together, the Republican leadership of this Senate, which has already spoken on the issue as being in favor of the emergency position, and we Democrats who are willing to compromise, can pass this bill so our working people can have the \$2.30 minimum wage right now. We will vote our conscience instead of some position that has been worked out in some party caucus. And there has been nothing said here today to suggest that those Republican leaders have changed their minds, so I think we may be willing here today to possibly put together an alliance that will work to the benefit of Maine's working people.

The PRESIDENT: Is the Senate ready for the question? The pending motion before the Senate is the motion by the Senator from Cumberland, Senator Conley, that the Senate recede and concur with the House.

The Chair recognizes the Senator from Penobscot, Senator Pray.

Mr. PRAY: Mr. President, I request the vote be taken by the "Yeas" and "Nays".

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

Obviously more than one-fifth having arisen, a roll call is ordered. The Chair will restate the question. The pending question before the Senate is the motion of the Senator from Cumberland, Senator Conley, that the Senate recede and concur with the House. A "Yes" vote will be in favor of receding and concurring; a "No" vote will be opposed.

The Secretary will call the roll.

The Chair recognizes the Senator from Somerset, Senator Cianchette.

Mr. CIANCHETTE: Mr. President, Senator Johnston from Aroostook had to leave, and just before he left he asked if there were an important vote coming up today that his vote be paired, and I wonder if there would be someone who would be voting against the motion to recede and concur who would volunteer to pair with Senator Johnston?

The PRESIDENT: The Senator from Somerset, Senator Cianchette, has posed a question through the Chair to any Senator who may care to answer.

The Secretary will call the roll.

ROLL CALL

YEAS: Senators E. Berry, Cianchette, Clifford, Conley, Graham, Merrill, O'Leary, Pray, Reeves.

NAYS: Senators Carbonneau, Collins, Corson, Cummings, Curtis, Gahagan, Graffam, Greeley, Hichens, Huber, Jackson, Katz, McNally, Roberts, Speers, Thomas, Trotzky, Wyman.

ABSENT: Senators R. Berry, Cyr, Danton, Johnston, Marcotte.

A roll call was had. Nine Senators having voted in the affirmative, and 18 Senators having voted in the negative, with five Senators being absent, the motion did not prevail.

Thereupon, the Senate voted to Adhere.

On motion by Mr. Speers of Kennebec, and under suspension of the rules, sent forthwith to the House.

Papers from the House Non-concurrent Matter

Bill, "An Act Designating Family Day Care as a Priority Social Service." (H. P. 1207) (L. D. 1500)

In the House May 13, 1975, the Minority report Read and Accepted and the Bill Passed to be Engrossed.

In the Senate May 14, 1975, the Majority Ought Not to Pass report Read and Accepted, in non-concurrence.

Comes from the House, that Body having Insisted and Asked for a Committee of Conference.

Mr. Katz of Kennebec moved that the Senate Insist and Join in a Committee of Conference.

Mr. Graham of Cumberland then moved that the Senate Recede and Concur.

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

Mr. KATZ: Mr. President, I might ask my colleague on my committee if he might reconsider making that motion. I think that we have a meeting of the mind with the other body, that there is room to sit down and that a conference committee is the proper way to do it. I think that the matter is flexible and might be resolved.

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

Mr. Graham of Cumberland then withdrew his motion to Recede and Concur.

Thereupon, the Senate voted to Insist and Join in a Committee of Conference.

Non-concurrent Matter

Bill, "An Act to Restrict the Possession of Radio Receiver Crystals Used to Receive Certain Governmental Frequencies." (S. P. 188) (L. D. 622)

In the Senate May 9, 1975, the Majority report Read and Accepted and the Bill Passed to be Engrossed as Amended by Committee Amendment "A" (S-129).

Comes from the House, the Minority Ought Not to Pass report Read and Accepted, in non-concurrence.

On motion by Mr. Speers of Kennebec, the Senate voted to Insist and ask for a Committee of Conference.

Non-concurrent Matter

Bill, "An Act to Require Bicycle Safety Education in Public Schools." (H. P. 1079) (L. D. 1359)

In the House May 17, 1975, the Majority report Read and Accepted and the Bill Passed to be Engrossed.

In the Senate May 9, 1975, the Minority Ought Not to Pass report Read and Accepted, in non-concurrence.

Comes from the House, that Body having Insisted.

On motion by Mr. Katz of Kennebec, the Senate voted to Adhere.

Non-concurrent Matter

Bill, "An Act Concerning the Power of the Lewiston Parking District to Mortgage Certain Properties and Permitting the Taxation of Real Property of the District Which is Not Used for Parking." (S. P. 498) (L. D. 1845)

In the Senate April 25, 1975, Passed to be Engrossed.

Comes from the House, Passed to be Engrossed as Amended by House Amendment "A" (H-249), in non-concurrence.

On motion by Mr. Conley of Cumberland, tabled and Specially Assigned for May 22, 1975, pending Consideration.

Joint Order

WHEREAS, the Legislature, much like a book, cannot be considered complete without pages; and

WHEREAS, it is common knowledge that the Legislature of this State operates as well as it does because of the swift, cheerful and efficient service of the pages of the House and Senate; and

WHEREAS, the week of May 11th through May 17th has been declared the "First Annual Pages' Week," with the slogan of "Take a Page to Lunch Today;" now, therefore, be it

ORDERED, the Senate concurring, that our membership hereby recognizes the hard work and constant dedication of the House and Senate pages of the One Hundred and Seventh Legislature and takes this opportunity to declare its support of the First Annual Pages' Week and of its slogan; and be it further

ORDERED, that a suitable copy of this Order be sent by the Clerk of the House to the chief page of the House of Representatives and by the Secretary of the Senate to the chief page of the Senate in behalf of each page of the One Hundred and Seventh Maine Legislature in token of our esteem. (H. P. 1590)

Comes from the House, Read and Passed.

Which was Read and Passed in concurrence.

Joint Order

WHEREAS, the selectmen of the Town of Montville have taken a position in opposition to the expansion of nuclear generating facilities on behalf of the residents of the town; and

WHEREAS, they firmly oppose construction of a nuclear power plant on Sears Island in Penobscot Bay; and

WHEREAS, it is their belief that strict, conscientious programs of energy conservation and more extensive and efficient use of natural resources will resolve energy problems without having an adverse effect on the environment; now, therefore, be it

ORDERED, the Senate concurring, that the Members of the 107th Legislature do hereby acknowledge receipt of Article 62 of the 1975 annual town warrant of Montville offered by the selectmen on behalf of the town expressing the foregoing preamble and by this Order assure the selectmen and residents of the town that their message has been brought to the attention of all Members of the Maine Legislature for their consideration; and be it further

ORDERED, that a suitable copy of this Order be prepared and presented to the selectmen of the Town of Montville as notice of this acknowledgement. (H. P. 1591)

Comes from the House, Read and Passed.

Which was Read and Passed in concurrence.

Joint Order

WHEREAS, there has been widespread interest in this State in the question of whether or not to permit state-regulated casino gambling within Maine; and

WHEREAS, it has been estimated that casino gambling in Maine, if properly regulated and taxed, could result in an increase in revenues to the State of up to \$100,000,000; and

WHEREAS, the subjects of the proper forms of regulation and taxation of casino gambling; of the advantages and disadvantages of state ownership of casinos versus private ownership; and of the geographical limitation of casino gambling to one portion of the State demand careful investigation and study; now, therefore, be it

ORDERED, the Senate concurring, that the Legislative Council be authorized, through the Joint Standing Committee on Legal Affairs, to study the desirability and feasibility of establishing some form of state-regulated casino gambling in this State and of state operation or taxation of that gambling, with special study to be devoted to proposals advanced in the State of New Jersey; and be it further

ORDERED, that the Council report the results of its findings, together with any proposed recommendations and necessary implementing legislation, to the next special or regular session of the Legislature; and be it further

ORDERED, upon passage in concurrence, that suitable copies of this Order be transmitted forthwith to said agencies as notice of this directive. (H. P. 1586)

Comes from the House, Read and Passed.

On motion by Mr. Speers of Kennebec, tabled, pending Passage.

Joint Resolution State of Maine

In the year of our Lord one thousand nine hundred and seventy-five

Joint Resolution Memorializing the Congress of the United States to change the proposed federal regulations for Title XX, The Social Services Act of 1974

WE, your Memorialists, the House of Representatives and the Senate of the State of Maine of the One Hundred and Seventh Legislative Session assembled, most respectfully present and petition the Congress of the United States, as follows:

WHEREAS, the United States Congress has passed the Social Services Act of 1974 and federal regulations have now been issued for Title XX of this Act; and

WHEREAS, Title XX affects many social services within this State; and

WHEREAS, the Human Service Council of Maine and the Maine Committee on Aging have reviewed the proposed regulations for Title XX; and

WHEREAS, many of these regulations have been found to be overly restrictive and overly bureaucratic and will increase the cost of administering these programs; and

WHEREAS, these regulations tend to override the intent of Congress in passing this Act, will contribute to a slowdown in the delivery of needed human services and furthermore, and run counter to efforts to simplify federal-state programs; now, therefore, be it

RESOLVED: That we, your Memorialists, do petition the Congress of the United States to prevail upon the United States Department of Health, Education and Welfare to revise and simplify the complicated regulations of Title XX that will prevent proper service to Maine's elderly and poor; and be it further

RESOLVED: That a copy of this resolution, duly authenticated by the Secretary of State, be transmitted by the Secretary of State to the Speaker of the House and to the President of the Senate of the Congress of the United States, to each Member of the Maine Congressional Delegation and to the Secretary of the Department of Health, Education and Welfare of the United States. (H. P. 1592)

Comes from the House, Read and Adopted.

Which was Read and Adopted in concurrence.

Communications

State of Maine

One Hundred and Seventh Legislature

House of Representatives

Office of The Clerk

Augusta, Maine 04330

May 15, 1975

Honorable Harry N. Starbranch

Secretary of the Senate

107th Legislature

Augusta, Maine

Dear Mr. Secretary:

The Speaker appointed the following conferees to the Committee of Conference on the disagreeing action of the two branches of the Legislature on Bill, "An Act Providing for the Observance of Memorial Day on May 30th" (S. P. 371) (L. D. 1198)

Representatives:

MILLS of Eastport

JOYCE of Portland

CONNERS of Franklin

The Speaker also appointed the following conferees to the Committee of Conference on Bill, "An Act Providing

Minimum Retirement Benefits for Certain Teachers" (H. P. 991) (L. D. 1255):

Representatives:
 KELLEHER of Bangor
 POWELL of Wallagrass Pkt.
 LAVERTY of Millinocket

Respectfully,
 EDWIN H. PERT
 Clerk of the House

Which was Read and Ordered Placed on File.

Committee of Conference

On the disagreeing action of the two branches of the Legislature on Bill, "An Act Providing for the Observance of Memorial Day on May 30th" (S. P. 371) (L. D. 1198), the President appointed the following Conferees on the part of the Senate:

Senators:
 KATZ of Kennebec
 CLIFFORD of Androscoggin
 DANTON of York

Committee of Conference

On the disagreeing action of the two branches of the Legislature on Bill, "An Act Providing Minimum Retirement Benefits for Certain Teachers", (H. P. 991) (L. D. 1255), the President appointed the following Conferees on the part of the Senate:

Senators:
 COLLINS of Knox
 CURTIS of Penobscot
 O'LEARY of Oxford

Committee of Conference

On the disagreeing action of the two branches of the Legislature on Bill, "An Act to Increase the Veteran's Property Tax Exemption," (H. P. 1174) (L. D. 1172), the President appointed the following Conferees on the part of the Senate:

Senators:
 WYMAN of Washington
 COLLINS of Knox
 MERRILL of Cumberland

Orders

On motion by Mr. Berry of Androscoggin,

STATE OF MAINE

In the Year Of Our Lord One Thousand Nine Hundred And Seventy-five.

WHEREAS, The Legislature has learned of the Outstanding Achievement and Exceptional Accomplishment of

Auburn Senior Little League
 1974 New England
 Little League Champions

We the Members of the Senate and House of Representatives do hereby Order 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. 520)

Which was Read and Passed.
 Sent down for concurrence.

On motion by Mr. Berry of Androscoggin,

STATE OF MAINE

In the Year Of Our Lord One Thousand Nine Hundred And Seventy-five.

WHEREAS, The Legislature has learned of the Outstanding Achievement and Exceptional Accomplishment of

James Chaplin, Coach
 Dennis Sweetser, Manager
 Auburn Senior Little League
 1974 New England
 Little League Champions

We the Members of the Senate and House of Representatives do hereby Order 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. 521)

Which was Read and Passed.
 Sent down for concurrence.

On motion by Mr. Huber of Cumberland, ORDERED, the House concurring, that the Joint Standing Committee on Appropriations and Financial Affairs report out a bill making additional appropriations for the expenditures of State Government and for other purposes for the fiscal year ending June 30, 1975. (S. P. 522)

Which was Read and Passed.
 Sent down for concurrence.

On motion by Mr. Wyman of Washington (Cosponsor: Mr. Greeley of Waldo).
 State of Maine

In The Year Of Our Lord One Thousand Nine Hundred and Seventy-five.

In Memoriam

Having Learned Of The Death Of The Honorable Earle M. Hillman of Bangor Former President of the Maine Senate

The Senate and House of Representatives of the State of Maine do hereby extend their sincere heartfelt condolences and sympathy to be bereaved family and friends of the deceased; and further

While duly assembled in session at the State Capitol in Augusta under the Constitution and Laws of the State of Maine, do herein direct that this official expression of sorrow be forthwith sent to the family of the deceased on behalf of the Legislature and the people of the State of Maine. (S. P. 523)

Which was Read and Adopted.
 Sent down for concurrence.

Committee Reports
House

The following Ought Not to Pass reports shall be placed in the legislative files without further action pursuant to Rule 17-A of the Joint Rules:

Resolution, Proposing an Amendment to the Constitution to Provide for Gubernatorial Run-off Elections. (H. P. 1194) (L. D. 1490)

Bill, "An Act to Allow Municipal Approval of Routine Wetlands Permits." (H. P. 317) (L. D. 395)

Bill, "An Act to Permit Local Plumbing Inspectors to Approve and Issue Permits for Holding Tanks that Require Pumping." (H. P. 1535) (L. D. 1856)

Bill, "An Act Concerning the Use of Coin-operated Telephones." (H. P. 1156) (L. D. 1450)

Leave to Withdraw

The Committee on Election Laws on, Resolution, Proposing an Amendment to the Constitution to Require that the Governor be Elected by Majority Vote. (H. P. 455) (L. D. 619)

Reported that the same be granted Leave to Withdraw.

The Committee on Taxation on, Bill, "An Act to Establish the Maine Forestry District Fire Protection Fund." (H. P. 778) (L. D. 949)

Reported that the same be granted Leave to Withdraw.

The Committee on Public Utilities on, Bill, "An Act to Establish the Maine Safe Drinking Water Act." (H. P. 654) (L. D. 812)

Reported that the same be granted Leave to Withdraw.

The Committee on Labor on, Bill, "An Act to Except from the Definition of Employee in the Workmen's Compensation Law Persons Engaged in Commercial Fishing-Related Activities while Engaged in Work Ashore." (H. P. 1337) (L. D. 1623)

Reported that the same be granted Leave to Withdraw.

The Committee on Education on, Bill, "An Act Providing for a Comprehensive State-wide Program of Primary Prevention of Alcohol and Drug Abuse and Other Forms of Socially Disruptive and Potentially Self-Destructive Human Behavior." (H. P. 881) (L. D. 1081)

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.

Ought to Pass — As Amended

The Committee on Local and County Government on, Bill, "An Act to Authorize Oxford County to Raise Money for the Development of an Airport in the Northern Oxford County Area." (H. P. 1094) (L. D. 1372)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-257).

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

Which report was Read and Accepted in concurrence and the Bill Read Once.

Committee Amendment "A" was Read.

On motion by Mr. O'Leary of Oxford, Committee "A" was Indefinitely Postponed in non-concurrence and the Bill Tomorrow Assigned for Second Reading.

The Committee on Judiciary on, Bill, "An Act to Increase Costs and Fees Taxed and Allowed in the District Court." (H. P. 852) (L. D. 1041)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-319).

Comes from the House, the Bill Passed to be Engrossed as Amended by Committee Amendment "A" and House Amendment "A" (H-344).

Which report was Read and Accepted in concurrence and the Bill Read Once, Committee Amendment "A" and House Amendment "A" (H-344).

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

The Committee on Election Laws on, Bill, "An Act Concerning the Furnishing of Updated Voting Lists by Registrars." (H. P. 1020) (L. D. 1299)

Reported that the same Ought to Pass as

Amended by Committee Amendment "A" (H-268).

Comes from the House, the Bill Passed to be Engrossed as Amended by House Amendment "A" (H-304).

Which report was Read and Accepted in concurrence and the Bill Read Once. Committee Amendment "A" was Read and, on motion by Mr. Corson of Somerset, Indefinitely Postponed in concurrence.

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

Divided Report

The Majority of the Committee on Labor on, Bill, "An Act Relating to Negotiated Salaries for Teachers." (H. P. 1242) (L. D. 1543)

Reported that the same Ought Not to Pass.

Signed:

Senators:

ROBERTS of York
PRAY of Penobscot

Representatives:

SPROWL of Hope
SNOW of Falmouth
TIERNEY of Durham
FLANAGAN of Portland
MARTIN of St. Agatha
CHONKO of Topsham
TARR of Bridgton
TEAGUE of Fairfield

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

Signed:

Senator:

McNALLY of Hancock

Representative:

LAFFIN of Westbrook

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

Which reports were Read and the Majority Ought Not to Pass Report of the Committee Accepted in concurrence.

Divided Report

The Majority of the Committee on Legal Affairs on, Bill, "An Act Amending Certain Laws Relating to Games of Chance." (H. P. 483) (L. D. 602)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-279).

Signed:

Senators:

CORSON of Somerset
CIANCHETTE of Somerset

Representatives:

GOULD of Old Town
PERKINS of Blue Hill
DUDLEY of Enfield
COTE of Lewiston
CAREY of Waterville
FAUCHER of Solon

The Minority of the same Committee on the same subject matter reported that the same Ought to Pass as Amended by Committee Amendment "B" (H-280).

Signed:

Representatives:

BURNS of North Anson
JOYCE of Portland
SHUTE of Stockton Springs
HUNTER of Benton

Comes from the House, the Majority report read and Accepted and the Bill Passed to be Engrossed as Amended by Committee Amendment "A" (H-279).

Which reports were Read.
On motion by Mr. Speers of Kennebec, tabled and Specially Assigned for May 20,

1975, pending Acceptance of Either Report.

Divided Report

The Majority of the Committee on Legal Affairs on, Bill, "An Act Concerning the Purchase of Tax Delinquent Land by Municipal Officials." (H. P. 941) (L. D. 1180)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-284).

Signed:

Senators:

CORSON of Somerset
CIANCHETTE of Somerset
DANTON of York

Representatives:

GOULD of Old Town
CAREY of Waterville
BURNS of North Anson
HUNTER of Benton
COTE of Lewiston
FAUCHER of Solon
PERKINS of Blue Hill

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

Signed:

Representatives:

JOYCE of Portland
SHUTE of Stockton Springs

Comes from the House, the Majority report Read and Accepted and the Bill Passed to be Engrossed as Amended by House Amendment "A" (H-334).

Which reports were Read.

Thereupon, the Majority Ought to Pass as Amended Report of the Committee was Accepted in concurrence and the Bill Read Once. Committee Amendment "A" was Read and, on motion by Mr. Corson of Somerset, Indefinitely Postponed in concurrence.

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

Divided Report

The Majority of the Committee on Transportation on, Bill, "An Act to Repeal Provision for Lighted Headlamp on Motorcycles Using the Highway." (H. P. 901) (L. D. 1088)

Reported that the same Ought to Pass.

Signed:

Senators:

McNALLY of Hancock
CYR of Aroostook

Representatives:

FRASER of Mexico
WEBBER of Belfast
ALBERT of Limestone
STROUT of Corinth
BERRY of Madison
LUNT of Presque Isle
KAUFFMAN of Kittery
JENSEN of Portland
JACQUES of Lewiston

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

Signed:

Senator:

GREELEY of Waldo

Representative:

WINSHIP of Milo

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

Which reports were Read.

Thereupon, on motion by Mr. Greeley of Waldo, the Minority Ought Not to Pass

Report of the Committee was Accepted in non-concurrence.

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

Mr. SPEERS: Mr. President, I move the Senate reconsider its action whereby it just accepted the Minority Ought Not to Pass Report of the Committee, and urge the Senate to vote against the motion.

The PRESIDENT: The Senator from Kennebec, Senator Speers, now moves that the Senate reconsider its action whereby it accepted the Minority Ought Not to Pass Report of the Committee. Will all those in favor of the Senate reconsidering its action please say "Yes"; those opposed, "No".

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

Sent down for concurrence.

Divided Report

The Majority of the Committee on Fisheries and Wildlife on, Bill, "An Act to Permit Hunting with Muzzle-loading Rifle." (H. P. 311) (L. D. 374)

Reported that the same Ought Not to Pass.

Signed:

Senators:

McNALLY of Hancock
PRAY of Penobscot

Representatives:

WALKER of Island Falls
KAUFFMAN of Kittery
PETERSON of Caribou
MARTIN of St. Agatha
DOW of West Gardiner
MILLS of Eastport
MacEACHERN of Lincoln

The Minority of the same Committee on the same subject matter reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-276).

Signed:

Senator:

GRAFFAM of Cumberland

Representatives:

TOZIER of Unity
USHER of Westbrook
CHURCHILL of Orland

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

Which reports were Read.

Mr. Pray of Penobscot then moved that the Senate accept the Majority Ought Not to Pass Report of the Committee.

Thereupon, on motion by Mr. Speers of Kennebec, tabled and Specially Assigned for May 20, 1975, pending the motion by Mr. Pray of Penobscot, to Accept the Majority Ought Not to Pass Report of the Committee.

Divided Report

The Majority of the Committee on Taxation on, Bill, "An Act Amending the Elderly Householders Tax and Rent Refund Act to Expand Eligibility to Recipients of Supplemental Security Income." (H. P. 104) (L. D. 101)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-343).

Signed:

Senator:

MERRILL of Cumberland

Representatives:

MORTON of Farmington
DRIGOTAS of Auburn
COX of Brewer
DAM of Skowhegan

SUSI of Pittsfield
MULKERN of Portland
MAXWELL of Jay

The Minority of the same Committee on the same subject matter reported that the same Ought to Pass in New Draft under New Title: "An Act Amending the Elderly Householders Tax and Rent Refund to Expand Eligibility to Recipients of Supplemental Security Income and Funding the Cost of this Wider Eligibility through an Increase in the State Personal Income Tax Rates" (H. P. 1585) (L. D. 1882)

Signed:
Senators:

WYMAN of Washington
JACKSON of Cumberland

Representatives:

TWITCHELL of Norway
FINEMORE of Bridgewater
IMMONEN of West Paris

Comes from the House, the Majority report Read and Accepted and the Bill Passed to be Engrossed as Amended by Committee Amendment "A" (H-343) and House Amendment "A" (H-356)

Which reports were Read.

Mr. Merrill of Cumberland moved that the Senate Accept the Majority Ought to Pass as Amended Report of the Committee.

The PRESIDENT: The Chair recognizes the Senator from Washington, Senator Wyman.

Mr. WYMAN: Mr. President, I oppose that motion. I think the good Senator from Cumberland and I have the same purpose, which is to get additional money for these SSI recipients, which apparently are among the very low paid people whom we help. We are both aiming for the same purpose. My route would be to increase the income tax in the upper brackets and let it go to referendum, where I think it might have a good chance to pass. The good Senator from Cumberland, if I understand correctly his route, it is to have something like 2 million dollars taken out of the general fund, and—I just don't think the 2 million dollars is going to be available. So I would hope, on the chance that the citizens might support this in a referendum, that we would defeat the motion to accept Report "A" and then in turn accept Report "B".

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

Thereupon, on motion by Mr. Speers of Kennebec, tabled and Specially Assigned for May 21, 1975, pending the motion by Mr. Merrill of Cumberland that the Senate Accept the Majority Ought to Pass as Amended Report of the Committee.

Divided Report

The Majority of the Committee on Legal Affairs on, Bill, "An Act to Allow Nonprofit Volunteer and Educational Organizations to Operate Games of Chance without a License from the Maine State Police." (H. P. 316) (L. D. 394)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-269).

Signed:

Senators:

CORSON of Somerset
CIANCHETTE of Somerset
DANTON of York

Representatives:

GOULD of Old Town

PERKINS of Blue Hill
HUNTER of Benton
SHUTE of Stockton Springs
CAREY of Waterville
COTE of Lewiston

The Minority of the same Committee on the same subject matter reported that the same Ought to Pass as Amended by Committee Amendment "B" (H-270).

Signed:

Representatives:

BURNS of Anson
JOYCE of Portland

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

Which reports were Read.

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

Divided Report

The Majority of the Committee on Legal Affairs on, Bill, "An Act Relating to State, County and Municipal Procurement of Engineering, Architectural and Construction Consultant Services." (H. P. 1342) (L. D. 1770)

Reported that the same Ought Not to Pass.

Signed:

Representatives:

GOULD of Old Town
PERKINS of Blue Hill
HUNTER of Benton
SHUTE of Stockton Springs
BURNS of Anson
COTE of Lewiston

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

Signed:

Senators:

CORSON of Somerset
CIANCHETTE of Somerset

Representatives:

CAREY of Waterville
JOYCE of Portland
FAUCHER of Solon

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

Which reports were Read.

On motion by Mr. Jackson of Cumberland, the Majority Ought Not to Pass Report of the Committee was Accepted.

(See Action Later in Today's Session)

Divided Report

The Majority of the Committee on State Government on, Bill, "An Act to Insure Citizen Participation in the Promulgation, Amendment and Repeal of Agency Rules." (H. P. 1379) (L. D. 1775)

Reported that the same Ought Not to Pass.

Signed:

Senators:

CURTIS of Penobscot
GRAHAM of Cumberland

Representatives:

PELOSI of Portland
KANY of Waterville
COONEY of Sabattus
QUINN of Gorham
FARNHAM of Hampden
CARPENTER of Houlton
WAGNER of Orono

The Minority of the same Committee on

the same subject matter reported that the same Ought to Pass.

Signed:

Senator:

WYMAN of Washington

Representatives:

LEWIN of Augusta
STUBBS of Hallowell
SNOWE of Auburn

Comes from the House, the Minority report Read and Accepted and the Bill Passed to be Engrossed as Amended by House Amendment "A" (H-363).

Which reports were Read.

On motion by Mr. Wyman of Washington, tabled and Specially Assigned for May 20, 1975, pending Acceptance of Either Committee Report.

Reconsidered Matter

Mr. Conley of Cumberland moved that the Senate reconsider its action of earlier in today's session whereby it accepted the Majority Ought Not to Pass Report of the Committee on Bill, "An Act Relating to State, County and Municipal Procurement of Engineering, Architectural and Construction Consultant Services." (H. P. 1342) (L. D. 1770)

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

Mr. CONLEY: Mr. President, I hope the Senate would vote against reconsideration.

The PRESIDENT: The Senator from Cumberland, Senator Conley, now moves that the Senate reconsider its action in reference to 6-19 whereby the Senate accepted the Majority Ought Not to Pass Report of the Committee. Is this the pleasure of the Senate? Will all those Senators in favor of reconsideration please say "Yes"; those opposed "No".

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

Divided Report

The Majority of the Committee on Transportation on, Bill, "An Act to Increase Certain Weight Limits for Class 2 and Class 3 Motor Vehicle Licenses." (H. P. 1369) (L. D. 1650)

Reported that the same Ought Not to Pass.

Signed:

Senators:

GREELEY of Waldo
CYR of Aroostook

Representatives:

LUNT of Presque Isle
FRASER of Mexico
JACQUES of Lewiston
JENSEN of Portland
ALBERT of Lineston

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

Signed:

Senator:

McNALLY of Hancock

Representatives:

BERRY of Madison
STROUT of Corinth
WEBBER of Belfast
KAUFFMAN of Kittery
WINSHIP of Milo

Comes from the House, the Minority report Read and Accepted and the Bill Passed to be Engrossed.

Which reports were Read.

Thereupon, on motion by Mr. Greeley of Waldo, the Majority Ought Not to Pass Report of the Committee was Accepted in non-concurrence.

(See Action Later in Today's Session)

Divided Report

The Majority of the Committee on Education on, Bill, "An Act Providing for the Establishment of a Pilot Project in Bilingual Education." (H. P. 1428) (L. D. 1779)

Reported that the same Ought to Pass.
Signed:
Senator:

BERRY of Androscoggin

Representatives:

LEWIS of Auburn
CONNALLY of Portland
MITCHELL of Vassalboro
POWELL of Wallgrass Plt.
INGEGNERI of Bangor
CARROLL of Limerick
TYNDALE of Kennebunkport

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

Signed:

Senators:

KATZ of Kennebec
THOMAS of Kennebec

Representatives:

LYNCH of Livermore Falls
FENLASON of Danforth
BAGLEY of Portland

Comes from the House, the Majority report Read and Accepted and the Bill Passed to be Engrossed as Amended by House Amendment "B" (H-337).

Which reports were Read.

Mr. Berry of Androscoggin then moved that the Senate accept the Majority Ought to Pass Report of the Committee.

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

Mr. KATZ: Mr. President, I oppose the motion of the gentleman from Androscoggin, Senator Berry, to accept the Majority Committee Report and urge the Senate to vote against it, and I ask for a division.

This bill which carries a \$73,000 price tag seeks to set up some pilot project in bilingual education. Certainly it is a noble motive and I support bilingual education. We presently have bilingual education in the State of Maine, it is in our statutes, and a community which wants to get involved, which has a significant number of minority people within the borders of the school unit, may presently establish and pursue bilingual education. My hang-up with this particular bill is that it seeks to funnel \$73,000 additional onto the educational system of the state at a time when we are trying very hard to get by with what we have. It is not a very high priority expenditure, and I could suggest that I could think of a dozen more places to put \$73,000, where kids are dropping out of school, kids are being dislocated, and we have an awful lot of problems really more pressing than this.

The PRESIDENT: The pending question before the Senate is the motion by the Senator from Androscoggin, Senator Berry, that the Senate accept the Majority Ought to Pass Report of the Committee. A division has been requested. Will all those Senators in favor of accepting the Majority Ought to Pass Report will please rise in their places until counted.

A division was had. Seven having voted in the affirmative, and 18 having voted in the negative, the motion did not prevail.

Thereupon, the Minority Ought Not to Pass Report of the Committee was Accepted in non-concurrence.

Sent down for concurrence.

Senate

The following Ought Not to Pass report shall be placed in the legislative files without further action pursuant to Rule 17-A of the Joint Rules:

Bill, "An Act Relating to Dog Licenses and Dog License Fees." (S. P. 337) (L. D. 1125)

Leave to Withdraw

Mr. Jackson for the Committee on Agriculture on, Bill, "An Act to Provide for the Approval by the Commissioner of Agriculture of all Exhibition Dates of Agricultural Fairs." (S. P. 333) (L. D. 1119)

Reported that the same be granted Leave to Withdraw.

Which report was Read and Accepted.

Sent down for concurrence.

Ought to Pass

Mr. Marcotte for the Committee on Appropriations and Financial Affairs on, Bill, "An Act to Provide a Cost-of-living Increase to Supplemental Security Income Recipients." (S. P. 349) (L. D. 1149)

Reported that the same Ought to Pass.

Which report was Read and Accepted, the Bill Read once and Tomorrow assigned for the Second Reading.

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

Mr. SPEERS: Mr. President, in reference to L. D. 1650, Bill, "An Act to Increase Certain Weight Limits for Class 2 and Class 3 Motor Vehicle Licenses," whereby the Senate accepted the Majority Ought Not to Pass Report, I move the Senate reconsider its action and urge the Senate to vote against the motion.

The PRESIDENT: The Senator from Kennebec, Senator Speers, now moves that L. D. 1650, that the Senate reconsider its action whereby it accepted the Majority Ought Not to Pass Report of the Committee. Will all those in favor of reconsideration please say "Yes"; those opposed will say "No".

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

Ought to Pass — As Amended

Mr. Jackson for the Committee on Agriculture on, Bill, "An Act Relating to the Statutes Concerning Licensing of Dogs." (S. P. 351) (L. D. 1151)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-155).

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

Divided Report

The Majority of the Committee on Marine Resources on, Bill, "An Act Relating to the Sale of Crawfish." (S. P. 104) (L. D. 359)

Reported that the same Ought Not to Pass.

Signed:

Senator:

REEVES of Kennebec

Representatives:

BLODGETT of Waldoboro
JACKSON of Yarmouth
MILLS of Eastport
JENSEN of Portland
GREENLAW of Stonington
CURTIS of Rockland

CONNERS of Franklin
MACKEL of Wells
WEBBER of Belfast

The Minority of the same Committee on the same subject matter reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-154).

Signed:

Senators:

BERRY of Cumberland
CUMMINGS of Penobscot

Which reports were Read.

Mr. Reeves of Kennebec then moved that the Senate Accept the Majority Ought Not to Pass Report of the Committee.

Thereupon, on motion by Mr. Speers of Kennebec, Tabled and Specially Assigned for May 20, 1975, pending the motion by Mr. Reeves of Kennebec to Accept the Majority Ought not to Pass Report of the Committee.

Divided Report

The Majority of the Committee on Health and Institutional Services on, Bill, An Act Relating to the Maintenance of Vital Records." (S. P. 322) (L. D. 1099)

Reported that the same Ought Not to Pass.

Signed:

Senator:

HICHENS of York

Representatives:

GOODWIN of So. Berwick
MORIN of Old Orchard Beach
HENNESSEY of West Bath
CURRAN of So. Portland
KENNEDY of Gray
LOVELL of Sanford
SPROWL of Hope
LAVERTY of Millinocket

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

Signed:

Senator:

BERRY of Androscoggin

Representatives:

LaPOINTE of Portland
POST of Owl's Head

Which reports were Read.

On motion by Mr. Speers of Kennebec, tabled and Tomorrow Assigned, pending Acceptance of Either Committee Report.

Second Readers

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

House

Bill, "An Act Relating to License Requirements and Fees for Trapping." (H. P. 440) (L. D. 547)

Bill, "An Act to Insure the Conservation of Endangered Species in the State of Maine." (H. P. 1204) (L. D. 1767)

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

Bill, "An Act to Increase the Property Tax Exemption for Property Used by a Religious Society as a Parsonage." (H. P. 894) (L. D. 1083)

Which was Read a Second Time.

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

Mr. KATZ: Mr. President, earlier this session I sponsored legislation to require that all communities must print in the annual report a list of all the property within a community which is tax-exempt. I have a feeling that we are placing increasing burdens on local property taxpayers by giving exemptions at state level which are borne by property

taxpayers at local level. I wonder if someone from the committee might explain the nature of the cost of this particular bill.

The PRESIDENT: The Senator from Kennebec, Senator Katz, has posed a question through the Chair to any Senator who may answer if he so desires.

The Chair recognizes the Senator from Kennebec, Senator Katz.

Thereupon, on motion by Mr. Katz of Kennebec, tabled and Tomorrow Assigned, pending Passage to be Engrossed.

House - As Amended

Bill, "An Act to Require a Second Election on Any Adoption, Revision or Amendment of a Municipal Charter Invalidated Because of Procedural Error." (H. P. 116) (L. D. 152)

Bill, "An Act to Facilitate the Entrance of Municipalities into the Federal Flood Insurance Program." (H. P. 675) (L. D. 850)

Bill, "An Act to Make Allocations from the Maine Coastal Protection Fund for the Fiscal Years Ending June 30, 1976 and June 30, 1977." (H. P. 706) (L. D. 885)

Bill, "An Act Establishing a Fee for Approved Blanks and Forms Furnished by Registers of Probate." (H. P. 785) (L. D. 956)

Bill, "An Act to Establish 2-year Terms for County Commissioners." (H. P. 937) (L. D. 1179)

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

(On motion by Mr. Corson of Somerset, tabled and Specially Assigned for May 22, 1975, pending Passage to be Engrossed.)

Bill, "An Act to Establish County Commissioner Districts in Lincoln County." (H. P. 997) (L. D. 1260)

Bill, "An Act Creating Franklin County Commissioner Districts." (H. P. 1002) (L. D. 1281)

Bill, "An Act to Include Village Corporations under the Provisions for Home Rule." (H. P. 974) (L. D. 1314)

Bill, "An Act Relating to Retention of Certain Charges by the Register of Probate of Aroostook County." (H. P. 1056) (L. D. 1340)

Bill, "An Act Relating to the Revised Enforcement of Foreign Judgments Act." (H. P. 1161) (L. D. 1460)

Bill, "An Act to Improve the Enforcement of the Federal Flammable Fabrics Act." (H. P. 1293) (L. D. 1600)

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

Senate

Bill, "An Act to Provide an Agricultural Education Consultant within the Department of Educational and Cultural Services." (S. P. 202) (L. D. 669)

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

Sent down for concurrence.

Enactors

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

An Act Relating to Minimum Finance Charges Under the Maine Consumer Credit Code. (S. P. 219) (L. D. 718)

An Act Relating to a Third Fifty-two Week Extension for Vocational Rehabilitation under the Workmen's Compensation Statutes. (S. P. 292) (L. D. 1017)

An Act to Improve the Management of the Public Lands. (H. P. 703) (L. D. 930)

An Act to Enable the State to Recover 100% of the Cost of Extended Benefits under Certain Conditions as Provided by Federal Legislation. (H. P. 758) (L. D. 932)

An Act to Restrict Liquor Control Commission Records of Liquor Violations to Violations which are Less than 5 Years Old. (H. P. 981) (L. D. 1244)

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

Resolve, to Reimburse Norman Call of Levant for Loss of Cattle Destroyed by Bear. (H. P. 959) (L. D. 1207)

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

Emergency

An Act Appropriating Funds to the Attorney General for the Purpose of Participating in Proceedings before the Public Utilities Commission. (H. P. 702) (L. D. 882)

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

On motion by Mr. Speers of Kennebec, recessed until the sound of the bell.

(After Recess)

Called to order by the President.

Orders of the Day

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

Bill, "An Act Clarifying the Right to Appeal from Final Decisions of the Public Utilities Commission." (S. P. 379) (L. D. 1230)

Tabled — May 15, 1975 by Senator Speers of Kennebec.

Pending — Adoption of Committee Amendment "A" (S-150).

Mr. Wyman of Washington then presented Senate Amendment "A" to Committee Amendment "A" and moved its Adoption.

Senate Amendment "A", Filing No. S-156, to Committee Amendment "A" was Read and Adopted and Committee Amendment "A", as Amended by Senate Amendment "A", Thereto, was Adopted and the Bill, as Amended, Tomorrow Assigned for Second Reading.

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

SENATE REPORTS — from the Committee on Public Utilities — Bill, "An Act Relating to Utility Deposit Practices." (S. P. 358) (L. D. 1162) Majority Report — Ought Not to Pass; Minority Report — Ought to Pass.

Tabled — May 15, 1975 by Senator Graham of Cumberland.

Pending — Acceptance of Either Report.

On motion by Mr. Conley of Cumberland, retabled and Tomorrow Assigned, pending Acceptance of Either Report.

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

JOINT ORDER — Relative to recalling from Governor (H. P. 1128) (L. D. 1404); "An Act to Provide a Uniform Filing Deadline for Candidates for State and National Office within the State of Maine." (H. P. 1593)

Tabled — May 15, 1975 by Senator Speers of Kennebec.

Pending — Passage.

(In the House — Read and Passed)

Thereupon, the Joint Order received Passage in concurrence.

On motion by Mrs. Cummings of Penobscot, Adjourned until May 19, 1975, at 10 o'clock in the morning.