

# MAINE STATE LEGISLATURE

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**Legislative Record**

OF THE

**One Hundred and Seventh Legislature**

(First Special Session)

OF THE

STATE OF MAINE

**1976**

KENNEBEC JOURNAL  
AUGUSTA, MAINE

**SENATE**

Wednesday, February 11, 1976

Senate called to order by the President.  
Prayer by the Rev. Howard Benton, Old Town Methodist Church, Old Town:

God, our Father, we pause in this moment to acknowledge how much we need your help and your guidance in our lives. We sincerely ask your blessing upon those here both in the Senate and in the House. And those others who are engaged in the government of this state, we ask, our Father, that you would give to them wisdom to know what decisions might be made for the common good of all, and courage to take sometimes a difficult position, but always acting out of good conscience for the good of all. And now may your blessing be upon these gathered here this day, in the name of Christ we pray. Amen.

Reading of the Journal of yesterday.

**Papers from the House  
Joint Resolution  
STATE OF MAINE**

In the Year of Our Lord One Thousand Nine Hundred and Seventy-six.

**IN MEMORIAM**

Having Learned of the Death of Carl B. Jensen of Westbrook, Maine

The Senate and House of Representatives of the State of Maine do hereby extend their sincere heartfelt condolences and sympathy to the 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. (H. P. 2026)

Comes from the House, Read and Adopted.

Which was Read and Adopted in concurrence.

**House Papers**

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

**Study Report—Liquor Control**

The Committee on Liquor Control to which was referred the study relative to the Liquor Laws of Maine, pursuant to H. P. 1499 of the 107th Legislature, have had the same under consideration, and ask leave to submit its findings and to report that the accompanying Bill, "An Act to Revise the Liquor Laws of Maine" (H. P. 2024) (L. D. 2199) be referred to this Committee for public hearing and printed pursuant to Joint Rule 3.

Comes from the House the report Read and Accepted and the Bill referred to the Committee on Liquor Control.

Which report was Read and Accepted and the Bill referred to the Committee on Liquor Control, in concurrence.

**Communications  
STATE OF MAINE**

**ONE HUNDRED AND SEVENTH  
LEGISLATURE  
COMMITTEE ON LIQUOR CONTROL**

February 9, 1976

Legislative Council  
107th Legislature  
State House

Augusta, Maine  
Gentlemen:

In accordance with H. P. 1499 which directed the Legislative Council, "through the Joint Standing Committee on Liquor Control to study the procedures, regulations and statutes governing the issuance of liquor licenses and the qualifications of liquor licensees," I enclose herein the final report of the Committee.

Respectfully submitted,

Signed: LINWOOD E. GRAFFAM  
Senate Chairman

Signed: SIDNEY D. MAXWELL  
House Chairman  
(H. P. 2025)

Comes from the House, Read and with accompanying papers Ordered Placed on File.

Which was Read and with accompanying papers Ordered Placed on file in concurrence.

**Senate Papers  
State Government**

Mr. Corson of Somerset presented, Resolution, Proposing an Amendment to the Constitution to Assure Revenues for Bond Service and Prohibit State Bonding of Current Expenditures. (S. P. 689)

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

Sent down for concurrence.

**Committee Reports  
House**

**Leave to Withdraw**

The Committee on Appropriations and Financial Affairs on, Bill, "An Act to Appropriate Funds to the Community Industrial Building Fund under the Maine Guarantee Authority." (H. P. 1827) (L. D. 1992)

Reported that the same be granted Leave to Withdraw.

Comes from the House, the report Read and Accepted.

Which report was Read and Accepted in concurrence.

**Ought to Pass—As Amended**

The Committee on Local and County Government on, Bill, "An Act to Clarify Provisions for County Jail and District Court Facilities in the County of Hancock." (H. P. 1819) (L. D. 1977)

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-872).

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

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

**Ought to Pass in New Draft**

The Committee on Education on, Bill, "An Act Relating to Monthly School Tax Payments by Municipal Treasurers to the Treasurer of State." (H. P. 1802) (L. D. 1961)

Reported that the same Ought to Pass in New Draft under Same Title (H. P. 2018) (L. D. 2187)

The Committee on Local and County Government on, Bill, "An Act Concerning the Transitions to County Commissioner District in Knox County." (H. P. 1867) (L. D. 2038)

Reported that the same Ought to Pass in

New Draft under New Title: "An Act Concerning the County Commissioner Districts in Penobscot, Kennebec, Lincoln, Franklin and Knox Counties" (H. P. 2011) (L. D. 2186)

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

Which reports were Read and Accepted in concurrence, the Bills 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 Authorizing the Department of Mental Health and Corrections to Purchase Residential Services." (H. P. 1880) (L. D. 2055)

Bill, "An Act to Clarify the Statutory Authority of the Board of Pesticide Control." (H. P. 1901) (L. D. 2088)

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

**Enactors**

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

An Act Relating to Movement of Overwide Farm Equipment. (H. P. 1857) (L. D. 2025)

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

**Emergency**

An Act Relating to the Holding of Property by the Home for Aged Women in Bangor. (H. P. 1931) (L. D. 2118)

This being an emergency measure, and having received the affirmative votes of 29 members of the Senate, was Passed to be Enacted and, having been signed by the President, was by the Secretary presented to the Governor for his approval.

**Emergency**

An Act to Appropriate Funds for Expenditures of the First Special Session of the 107th Legislature and to Provide for the Reduction and Transfer of Funds in Other Accounts. (S. P. 617) (L. D. 1949)

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

Mr. HUBER: Mr. President and Members of the Senate: I would simply like to point out that there is an inconsistency in the engrossed version of this bill. The intent and effect of this bill would be to appropriate \$675,000 for the expenses of the legislature, as well as a shift of funds from the Department of the Attorney General to the Department of Human Services. In the section entitled "Appropriation", the figure of \$700,000 remains in the printed bill. This will be corrected in a later bill, essentially in errors and inconsistencies, from the Appropriations Committee. The appropriation for the legislature will be \$675,000.

The PRESIDENT: Is the Senate ready for the question?

Thereupon, this being an emergency measure, and having received the affirmative vote of 30 members of the Senate, was Passed to be Enacted and, having been signed by the President, was by the Secretary presented to the Governor for his approval.

**Orders of the Day**

The President laid before the Senate the

following tabled and Specially Assigned matter:

House Report — from the Committee on Local and County Government — Bill, "An Act Relating to Fiscal Year Transitions for Municipalities (Emergency) (H. P. 1833) (L. D. 1998) Ought to Pass as amended with Committee Amendment "A" (H-871)

Tabled — February 9, 1976 by Senator Speers of Kennebec.

Pending — Acceptance of Report.

(In the House — Passed to be Engrossed as Amended with Committee Amendment "A")

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

(Off Record Remarks)

On motion by Mrs. Cummings of Penobscot,

Adjourned until 10 o'clock tomorrow morning.