

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

***One Hundred and Eighth
Legislature***

OF THE

STATE OF MAINE

Volume I

January 5, 1977 to May 25, 1977

KJ PRINTING
AUGUSTA, MAINE

HOUSE

Tuesday, March 8, 1977

The House met according to adjournment and was called to order by the Speaker.

Prayer by the Reverend John F. Titus Oates of St. Thomas Episcopal Church, Camden.

The members stood for the Pledge of Allegiance.

The journal of the previous session was read and approved.

Papers from the Senate

Bill "An Act Revising the Maine Business Corporation Act" (S. P. 229) (L. D. 707)

Came from the Senate referred to the Committee on Judiciary and ordered printed.

In the House, referred to the Committee on Judiciary in concurrence.

Bill "An Act Providing Binding Arbitration for Certain Public Employees" (S. P. 223) (L. D. 703)

Bill "An Act Appropriating Funds for Increased Staff and Changing Certain Provisions Relating to the Appointment of the Executive Director of the Maine Labor Relations Board" (S. P. 227) (L. D. 705)

Came from the Senate referred to the Committee on Labor and ordered printed.

In the House, referred to the Committee on Labor in concurrence.

Bill "An Act Increasing the Amount of the Real Estate Transfer Tax to be kept by the Counties from 15% to 20%" (S. P. 228) (L. D. 706)

Came from the Senate referred to the Committee on Taxation and ordered printed.

In the House, referred to the Committee on Taxation in concurrence.

Bill "An Act Concerning Single Motor Vehicle Registration Plates and Placement of Motor Vehicle Inspection Stickers" (S. P. 224) (L. D. 704)

Came from the Senate referred to the Committee on Transportation and ordered printed.

In the House, referred to the Committee on Transportation in concurrence.

Reports of Committees

Ought to Pass in New Draft

Committee on Judiciary on Bill "An Act Relating to the Distribution of Statutes and Session Laws" (S. P. 26) (L. D. 39) reporting "Ought to Pass" in New Draft (S. P. 210) (L. D. 620)

Came from the Senate with the Report read and accepted and the New Draft passed to be engrossed as amended by Senate Amendment "A" (S-23).

In the House, the Report was read and accepted in concurrence, and the New Draft read once. Senate Amendment "A" (S-23) was read by the Clerk and adopted and the New Draft assigned for second reading tomorrow.

Divided Report

Majority Report of the Committee on Judiciary reporting "Leave to Withdraw" on Bill "An Act to Define Reasonable Compensation for Attorney Services" (S. P. 69) (L. D. 148)

Report was signed by the following members:

Messrs. MANGAN of Androscoggin
COLLINS of Knox
CURTIS of Penobscot

— of the Senate.

Messrs. TARBELL of Bangor
BENNETT of Caribou
NORRIS of Brewer
HOBBS of Saco
HUGHES of Auburn

DEVOE of Orono
SPENCER of Standish
BYERS of Newcastle

— of the House.

Minority Report of the same Committee reporting "Ought to Pass" on same Bill.

Report was signed by the following members:

Messrs. GAUTHIER of Sanford
HENDERSON of Bangor

— of the House.

Came from the Senate with the Majority "Leave to Withdraw" Report read and accepted.

In the House: Reports were read.

On motion of Mr. Hughes of Auburn, the Majority "Leave to Withdraw" Report was accepted in concurrence.

Non-Concurrent Matter
Tabled and Assigned

Bill "An Act to Amend the Statutes Relating to Airmobiles" (H. P. 527) (L. D. 657) which was referred to the Committee on Natural Resources in the House on February 1977.

Came from the Senate referred to the Committee on Fisheries and Wildlife in non-concurrence.

In the House: Mr. MacEachern of Lincoln moved that the House recede and concur.

On motion of Mr. Blodgett of Waldoboro, tabled pending the motion of Mr. MacEachern of Lincoln to recede and concur and tomorrow assigned.

Non-Concurrent Matter

Bill "An Act Pertaining to Town Ways" (H. P. 542) (L. D. 682) which was referred to the Committee on Transportation in the House on February 24, 1977.

Came from the Senate referred to the Committee on Local and County Government in non-concurrence.

In the House: The House voted to recede and concur.

Non-Concurrent Matter

Bill "An Act Raising the Age of Persons who may Purchase Alcoholic Beverages or Sell as Licensees" (S. P. 199) (L. D. 577) which was passed to be engrossed as amended by House Amendment "A" (H-39) in the House on March 1, 1977.

Came from the Senate passed to be engrossed as amended by Senate Amendment "A" (S-25) in non-concurrence.

In the House:
The SPEAKER: The Chair recognizes the gentleman from Auburn, Mr. Hughes.

Mr. HUGHES: Mr. Speaker, I move the House adhere and would speak briefly to my motion.

The SPEAKER: The gentleman from Auburn, Mr. Hughes, moves that the House adhere.

The gentleman may proceed.

Mr. HUGHES: Mr. Speaker, Men and Women of the House: I am under no illusions that we will be debating today the motion to adhere, because as we all know, the motion to recede and concur does take precedence, but I make that motion as an indication of where I at least hope the House will end in its debate today.

For those especially who are new members, I would explain the possibilities that are open to us. We have two motions that we can make, and as far as I know, the debate has really gotten down to those two motions. One motion would be to recede and concur, that motion takes precedence; the motion I am making would be to adhere. If we recede and concur, of course that means we agree with the other body and we would be voting for a bill which would set the drinking age at 20. If we adhere, then that means we are sticking with our previous deci-

sion on a bill which set the drinking age at 19. That decision made several days ago was by a comfortable margin, and added to that margin, I would hope at least today we would see those people who are voting against 19 because they favored 18.

Now, what are the options of another body in considering this if we vote to adhere? They have before them just two choices, the motion to adhere to their own position, which would have the effect of killing the entire bill, or the motion to recede and concur, which would have the effect of voting for 19. This is one of those marvelous incidents in which we don't have the last word, and that doesn't happen too often on these big issues.

It seems to me, Mr. Speaker and members of the House, that we have spoken in this body, we have made a decision, we have favored a bill which would set the drinking age at 19. I initially did not favor that position, but I do believe that there is a strong sentiment to make a change in the drinking age, that 19 does that, that 19 gets the problem out of the high schools, and that is what we were mostly concerned about and that is what most of the people, who have contacted me at least, have been concerned about.

We took our action. Whatever we do today will not kill the bill; indeed, it will be up to the other body to decide the fate of the 19-year-old drinking bill. So I would hope that whatever motions are made in the interim, we would arrive back at the position of the motion to adhere and that we would stick with our position of a 19-year-old drinking age as being a fair, honest attempt to draw that fine line between what is reasonable and what is unreasonable.

The SPEAKER: The Chair recognizes the gentleman from Bangor, Mr. Kelleher.

Mr. KELLEHER: Mr. Speaker, Ladies and Gentlemen of the House: To some degree, I concur with the remarks made by the gentleman from Auburn. However, I might remind this House that we initially accepted a 20-year-old bill and then it was amended and has gone back and forth between both branches. I feel this morning, if we do adhere, we will in fact, those of us who want to raise the drinking age, do probably what Mr. Hughes would like to do anyway, and that is to kill the bill between both branches.

I would urge this House this morning to accept the motion that I am going to make, which does have priority and does keep the bill alive, and that is, Mr. Speaker, I move that the House recede and concur.

The SPEAKER: The gentleman from Bangor, Mr. Kelleher, moves that the House recede and concur.

Whereupon, Mr. Nadeau of Sanford requested a roll call vote.

The SPEAKER: For the Chair to order a roll call, it must have the expressed desire of one fifth of the members present and voting. All those desiring a roll call vote will vote yes; those opposed will vote no.

A vote of the House was taken, and more than one fifth of the members present having expressed a desire for a roll call, a roll call was ordered.

The SPEAKER: The Chair recognizes the gentleman from Portland, Mrs. Nelson.

Mrs. NELSON: Mr. Speaker, I would like to pair my vote with the gentleman from South Berwick, Mr. Goodwin. If Mr. Goodwin were here, he would be voting no and I would be voting yes.

The SPEAKER: The gentlewoman from Portland, Mrs. Nelson, wishes to pair her vote with the gentleman from South Berwick, Mr. Goodwin, who has received permission from the Speaker to pair his vote. If the gentleman from South Berwick, Mr. Goodwin, were present, he would be voting nay, and the gentlewoman from Portland, Mrs. Nelson, if

she were voting, she would be voting yea.

The pending question is on the motion of the gentleman from Bangor, Mr. Kelleher, that the House recede and concur. All those in favor of that motion will vote yes; those opposed will vote no.

ROLL CALL

YEA — Ault, Austin, Bagley, Benoit, Birt, Blodgett, Boudreau, A.; Brown, K. C.; Bunker, Byers, Carrier, Carter, F.; Churchill, Clark, Conners, Cox, Cunningham, Devoe, Dexter, Drinkwater, Dudley, Durgin, Dutremble, Fenlason, Flanagan, Garsoe, Gauthier, Gill, Gillis, Gould, Gray, Greenlaw, Higgins, Huber, Hunter, Hutchings, Immonen, Jackson, Jensen, Joyce, Kane, Kelleher, Kerry, Kilcoyne, Laffin, Lewis, Littlefield, Lizotte, Locke, Lougee, Lunt, Lynch, Marshall, Masterman, Masterton, McBreairty, McMahon, McPherson, Mills, Mitchell, Moody, Morton, Najarian, Nelson, N.; Palmer, Pearson, Peltier, Peterson, Prescott, Quinn, Rollins, Shute, Silsby, Smith, Sprowl, Stover, Strout, Stubbs, Tarr, Theriault, Tierney, Torrey, Tyndale, Whittemore, Wyman.

NAY — Alopous, Bachrach, Beaulieu, Bennett, Berry, Berube, Biron, Boudreau, P.; Brenerman, Brown, K.L.; Burns, Bustin, Carroll, Carter, D.; Chonko, Connolly, Curran, Davies, Diamond, Elias, Fowle, Goodwin, K.; Green, Hall, Henderson, Hickey, Hobbins, Howe, Hughes, Jacques, Jalbert, Kany, LaPlante, LeBlanc, MacEachern, Martin, A.; Maxwell, McHenry, McKean, Nadeau, Norris, Post, Raymond, Rideout, Spencer, Talbot, Tarbell, Teague, Tozier, Trafton, Truman, Valentine, Wilfong, Wood, The Speaker.

ABSENT — Carey, Cote, Dow, Mackel, Mahany, Peakes, Perkins, Twitchell.

PAIRED — Goodwin, H.; Nelson, M.
Yes, 85; No, 55; Absent, 8, Paired, 2; Vacant, 1.

The **SPEAKER**: Eighty five having voted in the affirmative and fifty five in the negative, with eight being absent and two paired, the motion does prevail.

The Chair recognizes the gentleman from Bangor, Mr. Kelleher.

Mr. **KELLEHER**: Mr. Speaker, having voted on the prevailing side, I now move that the House reconsider its action and I urge the House to vote against my motion.

The **SPEAKER**: The gentleman from Bangor, Mr. Kelleher, now moves that the House reconsider its action whereby it voted to recede and concur. All those in favor will say aye; those opposed will say nay.

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

Petitions, Bills and Resolves

Requiring Reference

The following Bills, Resolves and Resolution were received and referred to the following Committees:

Agriculture

Bill "An Act to Increase the License Fee for Unspayed Female Dogs to \$15" (H. P. 603) (Presented by Mr. Dow of West Gardiner)

Bill "An Act Concerning the Bee Industry Law" (H. P. 604) (Presented by Mr. Rollins of Dixfield)

(Ordered Printed)

Sent up for concurrence.

Appropriations and Financial Affairs

Bill, "An Act to Maintain General Assistance Reimbursements to Municipalities" (H. P. 605) (Presented by Mrs. Nelson of Portland)

Bill "An Act Increasing the Mileage Allowance for State Employees on State Business" (Emergency) (H. P. 606) (Presented by Mrs. Kane of Augusta) (Cosponsor: Mr. Higgins of Scarborough)

(Ordered Printed)

Sent up for concurrence.

Business Legislation

Bill "An Act Relating to Innkeepers, Victualers and Lodging Houses" (H. P. 607) (Presented by Mrs. Hutchings of Lincolnville)

Bill "An Act Relating to Examinations for Registration of Public Accountants" (H. P. 608) (Presented by Mr. Carter of Winslow)

Bill "An Act Concerning Fees of Board of Examiners of Psychologists" (H. P. 609) (Presented by Mrs. Kany of Waterville)

(Ordered Printed)

Sent up for concurrence.

Education

Bill "An Act Relating to the Right of Public and Private Residential Care Facilities to Provide Special Education" (H. P. 610) (Presented by Mr. Lynch of Livermore Falls)

Bill "An Act to Authorize the Towns of Litchfield, Sabattus and Wales to form a new School Supervisory Union" (Emergency) (H. P. 611) (Presented by Mr. LaPlante of Sabattus)

Bill "An Act to Remove the Spending Ceiling on the Raising of Educational Funds by Municipalities" (H. P. 612) (Presented by Mr. Jackson of Yarmouth) (Cosponsor: Mrs. Masterton of Cape Elizabeth)

Bill "An Act to Authorize Bond Issue in the Amount of \$5,470,000 for the Construction and Renovations of Higher Education Facilities at the University of Maine" (H. P. 613) (Presented by Mr. Morton of Farmington) (Cosponsors: Mrs. Boudreau of Portland, Mr. Devoe of Orono, Mr. Kelleher of Bangor)

Bill "An Act Concerning the Purchase of School Books" (H. P. 614) (Presented by Mr. Cunningham of New Gloucester) (Cosponsor: Mrs. Lewis of Auburn)

Bill "An Act to Provide Alternatives to the Compulsory Attendance Law" (H. P. 615) (Presented by Mrs. Lewis of Auburn)

Bill "An Act Changing the Formula for State Subsidy of Education" (H. P. 616) (Presented by Mr. Birt of East Millinocket)

(Ordered Printed)

Sent up for concurrence.

Election Laws

Bill "An Act Requiring the Commission on Governmental Ethics and Election Returns to Transmit a Copy of Its Findings of Fact and Opinion to the Governor" (H. P. 617) (Presented by Mr. Cunningham of New Gloucester)

Bill "An Act to Require that Absentee Ballots be Counted so that they may be seen by those Viewing the Count" (H. P. 618) (Presented by Mr. Jacques of Lewiston) (Cosponsors: Mr. Carey of Waterville, Mr. Truman of Biddeford)

Bill "An Act Relating to the Marking of Ballots at a Primary or General Election" (H. P. 619) (Presented by Mrs. Masterton of Cape Elizabeth)

Bill "An Act Pertaining to the Recount of Ballots in a Disputed Election" (H. P. 620) (Presented by Mr. Cunningham of New Gloucester)

Bill "An Act to Amend the Law Creating the Commission on Governmental Ethics and Election Practices" (H. P. 621) (Presented by Mr. Birt of East Millinocket)

(Ordered Printed)

Sent up for concurrence.

Fisheries and Wildlife

Bill "An Act to Provide for Reduced Fishing License Fees for Nonresidents paying more than \$150 in Property Taxes to a Municipality" (H. P. 622) (Presented by Mr. Immonen of West Paris)

Bill "An Act Concerning Possession of Spruce Grouse" (H. P. 623) (Presented by Mr. McKean of Limestone)

Bill "An Act to Remove Weight Restriction

on Black Bass During a Sanctioned Bass Tournament" (H. P. 624) (Presented by Mr. Dow of West Gardiner)

Bill "An Act to Establish a Bounty on Northeastern Coyote" (H. P. 625) (Presented by Mr. Immonen of West Paris) (Cosponsors: Mr. Rollins of Dixfield, Miss Brown of Bethel, Mr. Pearson of Old Town)

(Ordered Printed)

Sent up for concurrence.

Marine Resources

Bill "An Act to Repeal the Ban on Otter or Beam Trawls in Washington County Territorial Waters" (H. P. 626) (Presented by Mr. Mills of Eastport)

Committee on Fisheries and Wildlife was suggested.

On motion of Mr. Greenlaw of Stonington, was referred to the Committee on Marine Resources, ordered printed and sent up for concurrence.

Fisheries and Wildlife Con't.

Bill "An Act Concerning Hunting and Fishing License Fees for Foreign Exchange Students" (H. P. 627) (Presented by Mr. Sprowl of Hope)

(Ordered Printed)

Sent up for concurrence.

Health and Institutional Services

Bill "An Act to Facilitate Return of Children to their Parents" (H. P. 628) (Presented by Mr. Talbot of Portland)

(Ordered Printed)

Sent up for concurrence.

Judiciary

Bill "An Act Concerning the Crime of Prostitution" (H. P. 629) (Presented by Mr. Joyce of Portland)

Bill "An Act Concerning Warrantless Arrests by a Law Officer" (H. P. 630) (Presented by Mr. Joyce of Portland)

Bill "An Act Relating to the use of Force In Property Offenses" (H. P. 631) (Presented by Mr. Drinkwater of Belfast) (Cosponsor; Mrs. Hutchings of Lincolnville)

Bill "An Act to Amend the Criminal Trespass Law to Include the Act of Unauthorized Entry upon Conspicuously Posted Property" (H. P. 632) (Presented by Mr. Drinkwater of Belfast) (Cosponsors: Mr. Tozier of Unity, Mr. Shute of Stockton Springs, Mrs. Hutchings of Lincolnville)

Bill "An Act Relating to the use of Force in Defense of Premises" (H. P. 633) (Presented by Mr. Drinkwater of Belfast) (Cosponsors: Mr. Shute of Stockton Springs, Mrs. Hutchings of Lincolnville)

Bill "An Act Relating to Public Compensation to the Victims of Crime" (H. P. 634) (Presented by Mr. Henderson of Bangor)

Bill "An Act Concerning Administration of the Judicial Department" (H. P. 635) (Presented by Mr. Dudley of Enfield) (Cosponsor: Mr. Kelleher of Bangor)

(Ordered Printed)

Sent up for concurrence.

Labor

Bill "An Act Relating to Defining the Term 'Camp Counselor' under the Minimum Wage Law" (H. P. 636) (Presented by Mr. Hobbins of Saco)

Bill "An Act Relating to Unfair Labor Agreements" (H. P. 637) (Presented by Mrs. Hutchings of Lincolnville)

Bill "An Act to Revise and Clarify Portions of the Workmen's Compensation Act" (H. P. 638) (Presented by Mr. Higgins of Scarborough)

(Ordered Printed)

Sent up for concurrence.

Legal Affairs

Bill "An Act Permitting Sunday Operation of

Bowling Alleys" (H. P. 639) (Presented by Mr. Green of Auburn)

(Ordered Printed)

Sent up for concurrence.

Local and County Government

Bill "An Act to Revise Fees Which may be Charged by Towns for Licensing Innkeepers, Victualers or Tavernkeepers" (Emergency) (H. P. 640) (Presented by Mrs. Huber of Falmouth)

RESOLVE, Appropriating Funds for Fire Protection Equipment in the vicinity of State Owned Facilities and the Unorganized Territories at Greenville (H. P. 641) (Presented by Mr. Masterman of Milo)

Bill "An Act to Appropriate Funds for the Purchase of Maine Communities and the war for Independence — A Guide for the Study of Local Maine History as Related to the American Revolution" (H. P. 642) (Presented by Mr. Birt of East Millinocket)

Resolve, Allowing Cumberland County the Authority to Appropriate Funds from the Fiscal Year 1976 Surplus to Pay the Deficit from the 1976 Fiscal Year (Emergency) (H. P. 643) (Presented by Mr. Curran of South Portland)

Bill "An Act to Require a Mandatory Transition Period for Certain County Officials" (H. P. 644) (Presented by Mr. Talbot of Portland)

Bill "An Act Appropriating Funds for the Purchase of 200 Copies of 'A History of Casco, Maine: 1976' and 'Casco, Maine: A Bicentennial Album, 1976'" (H. P. 645) (Presented by Mrs. Tarr of Bridgton)

Bill "An Act to Require County Commissioners to Notify Municipal Legislative Bodies of County Budget Hearings" (H. P. 646) (Presented by Mr. Shute of Stockton Springs) (Ordered Printed)

Sent up for concurrence.

Marine Resources

Bill "An Act to Prohibit Gill Netting in Spruce Creek, York County" (H. P. 647) (Presented by Mr. Valentine of York)

Bill "An Act Limiting Three Lobster Traps to One Warp" (Emergency) (H. P. 648) (Presented by Mr. Greenlaw of Stonington) (Ordered Printed)

Sent up for concurrence.

Natural Resources

Bill "An Act to Redefine the Storm and Sanitary Sewer Purposes Affected by Municipal Debt Limitations" (H. P. 649) (Presented by Mr. Curran of South Portland) (Ordered Printed)

Sent up for concurrence.

Public Utilities

Bill "An Act Requiring the Public Utilities Commission to Order a Community of Interest Study upon Petition by 10% of the Service Customers in a Telephone Exchange and to Promulgate Rules and Regulations Relating to the Establishment of Extended Area Service" (H. P. 650) (Presented by Mr. LaPlante of Sabattus)

Bill "An Act to Repeal the Annual Dam Registration" (H. P. 651) (Presented by Mr. Burns of Anson) (Ordered Printed)

Sent up for concurrence.

Tabled and Assigned

Bill "An Act Relating to Public Utility Gas Pipelines" (H. P. 652) (Presented by Mr. Hall of Sangerville)

Committee on Public Utilities was suggested. (On motion of Mr. Kelleher of Bangor, tabled pending reference and tomorrow assigned.)

Public Utilities cont'd.

Bill "An Act Protecting Consumers from Termination of Certain Utility Services when such Termination may be Dangerous to their Health" (H. P. 653) (Presented by Mr. Henderson of Bangor) (Ordered Printed)

Sent up for concurrence.

State Government

Bill "An Act to Terminate Administration of the Industrialized Housing Law" (H. P. 654) (Presented by Mrs. Najarian of Portland)

Resolution, Proposing an Amendment to the Constitution to Eliminate the Office of Justice of the Peace as a Constitutional Office (H. P. 655) (Presented by Mr. Valentine of York)

Bill "An Act to Establish Procedures for Promulgation of Regulations Governing Travel Expense Reimbursement" (H. P. 656) (Presented by Mr. Burns of Anson)

Bill "An Act to Create a Manufactured Housing Act" (H. P. 657) (Presented by Mrs. Najarian of Portland) (Ordered Printed)

Sent up for concurrence.

Taxation

Bill "An Act Exempting Clothing for Children under 16 from the Sales Tax and Increasing the Cigarette Tax to Offset the Loss in Revenue" (H. P. 658) (Presented by Mr. Biron of Lewiston) (Cosponsors: Mr. Diamond of Windham, Mr. Wyman of Pittsfield)

Bill "An Act Increasing the Real Estate Transfer Tax" (H. P. 659) (Presented by Mr. Carey of Waterville)

Bill "An Act Exempting Sales to Community Action Agencies From the Sales Tax" (H. P. 660) (Presented by Mr. Valentine of York)

Bill "An Act to Exempt Certain Nonprofit Boarding Care Facilities from the Sales Tax" (H. P. 661) (Presented by Mr. Flanagan of Portland) (Cosponsors: Mr. Blodgett of Waldoboro, Mrs. Kane of Augusta)

Bill "An Act to Exempt Certain Nonprofit Charitable Organizations from the Sales Tax at Fairs and Municipal Events" (H. P. 662) (Presented by Mr. Stubbs of Hallowell) (Cosponsor: Mrs. Mitchell of Vassalboro)

Bill "An Act to Revise the Real Estate Transfer Tax Law" (H. P. 663) (Presented by Mr. Stubbs of Hallowell) (Cosponsors: Mr. Peterson of Caribou, Mr. Whittemore of Skowhegan)

Bill "An Act to Remove the Town of Carrabassett Valley from the Maine Forestry District" (H. P. 664) (Presented by Mr. Dexter of Kingfield) (Ordered Printed)

Sent up for concurrence.

Veterans and Retirement

Bill "An Act Relating to Military Service Credit of State Employees under the State Retirement System" (H. P. 665) (Presented by Mr. Henderson of Bangor)

Bill "An Act to Base Adjustments of Teacher and State Employee Retirement Allowances on the Consumer Price Index" (H. P. 666) (Presented by Mr. Laffin of Westbrook)

Bill "An Act to Provide an Increase in Retiree and Survivor Benefits" (Emergency) (H. P. 667) (Presented by Mr. Jalbert of Lewiston)

Bill "An Act to Improve the Retirement Benefits for Teachers Under the State Retirement System" (H. P. 668) (Presented by Mr. Laffin of Westbrook) (Ordered Printed)

Sent up for concurrence.

Orders

Mr. Jalbert of Lewiston was granted unanimous consent to address the House.

Mr. JALBERT: Mr. Speaker and Members of the House: In that I would certainly congratulate our Assistant Clerk for having acted as Clerk very capably for the last two weeks, my real purpose for rising this morning is to welcome a young man who I would call a protege of mine way back when he was in his teens who has been unable to be with us because of illness. He is an affable young man, pleasant, willing to do anything for you any time you ask him to do it. We are sure happy that you are back with us, Edwin. (Applause)

An Expression of Legislative Sentiment (H. P. 602) recognizing that: the Sanford High School Boys' Wrestling Team has won the State Championship for the Academic Year 1977

Presented by Mr. Gauthier of Sanford. (Cosponsors: Mr. Nadeau of Sanford, Mr. Wood of Sanford)

The Order was read and passed and sent up for concurrence.

On Motion of Mr. Nadeau of Sanford, it was ORDERED, that Thomas Perkins of Blue Hill be excused March 8th, 9th and 10th for personal reasons

AND BE IT FURTHER ORDERED, that Richard Carey of Waterville be excused March 8th, and 9th for legislative business.

House Reports of Committees

Leave to Withdraw

Mr. Bennett from the Committee on Judiciary on Bill "An Act to Delete Certain Religious Requirements for Adoption Proceedings" (H. P. 272) (L. D. 342) reporting "Leave to Withdraw"

Report was read and accepted and sent up for concurrence.

Divided Report

Later Today Assigned

Majority Report of the Committee on Performance Audit reporting "Ought Not to Pass" on Bill "An Act to Provide Funds to the Department of Inland Fisheries and Wildlife" (H. P. 129) (L. D. 163)

Report was signed by the following members:

Messrs. MORRELL of Cumberland
WYMAN of Washington
— of the Senate.

Ms. BENOIT of South Portland
Messrs. WILFONG of Stow
AUSTIN of Bingham
LIZOTTE of Biddeford

Mrs. BERUBE of Lewiston
Messrs. SHUTE of Stockton Springs
BRENERMAN of Portland
AULT of Wayne

— of the House.

Minority Report of the same Committee reporting "Ought to Pass" on same Bill.

Report was signed by the following members:

Mr. MINKOWSKY of Androscoggin
— of the Senate.

Mr. DOW of West Gardiner
— of the House.

Reports were read.
Mrs. Berube of Lewiston moved that the House accept the Majority "Ought Not to Pass" Report.

The SPEAKER: The Chair recognizes the gentleman from Lincoln, Mr. MacEachern.

Mr. MacEACHERN: Mr. Speaker, because of the absence of the House Chairman, Mr. Dow, I would request that someone table this at least until later in the session.

Whereupon, on motion of Mr. Birt of East Millinocket, tabled pending the motion of Mrs. Berube of Auburn to accept the Majority Report and later today assigned.

Consent Calendar First Day

In accordance with House Rule 49, the following items appeared on the Consent Calendar for the First Day:

(H. P. 68) (L. D. 98) Bill "An Act to Provide Accessible Polling Places for the Physically Handicapped and the Elderly" — Committee on Election Laws reporting "Ought to Pass" as amended by Committee Amendment "A" (H-54)

No objection being noted, the above item was ordered to appear on the Consent Calendar of March 9, under listing of the Second Day.

(H. P. 331) (L. D. 422) Bill "An Act Eliminating the Requirement of January Annual Meetings by the Parishes of the Protestant Episcopal Churches of the Diocese of Maine" — Committee on Legal Affairs reporting "Ought to Pass"

On the request of Mr. Lynch of Livermore Falls, was removed from the Consent Calendar.

The SPEAKER: The Chair recognizes the gentleman from Livermore Falls, Mr. Lynch.

Mr. LYNCH: Mr. Speaker, Ladies and Gentlemen of the House: This bill has disturbed me. Three years ago, there was a bill in the legislature dealing with a change in the Charter of the Protestant Episcopal Church. It was a change that was voted under their charter by those qualified to vote. It was referred to a committee. It came out with an "ought not to pass" and was reconsidered and turned around. That action disturbed me. As a result of that, the legislature passed a law that said all religious bodies operating under private and special laws would only have to make their changes in a legal manner authorized by their charter, referred to the Attorney General to see that it does not violate state or federal laws and then simply filed with the Secretary of State.

I hate to see any legislation coming into this chamber that deals with religious organizations in the State of Maine. We, as members of various religious groups, should not have any powers to decide how a religion should operate itself, as long as it conforms with legal statutes.

The SPEAKER: The Chair recognizes the gentleman from Brunswick, Mrs. Martin.

Mrs. MARTIN: Mr. Speaker and Members of the House: I was disturbed with this bill, too. I didn't understand why we as legislators should dictate to the church. We were told one day last week by one of our leaders that state and church should be separated, and I agree with him as far as that goes. This bill is really something that I don't know; I would hate to think that the Catholic Church had to come to the legislature to legislate its business.

The SPEAKER: The Chair recognizes the gentleman from Lewiston, Mr. Biron.

Mr. BIRON: Mr. Speaker and Members of the House: As a member of the Legal Affairs Committee, I think there is some question here as to what the intent of this bill is and what we are trying to do.

If your concern is that we don't want to legislate to churches what they can and cannot do, this is exactly what the law we are trying to repeal right now is doing. They are saying that they shall have their meetings in January of each year, and they are saying that it is very difficult for them to do that, the church itself, and they are requesting us to change that, saying that they have an annual meeting but it not be in January. That is simply what the intent of this bill is. I hope you support the "ought to pass" report.

The SPEAKER: The Chair recognizes the gentleman from Livermore Falls, Mr. Lynch.

Mr. LYNCH: Mr. Speaker and Members of the House: This is part, I believe, of the Charter of the Protestant Episcopal Church. They have changed their meeting date. When they vote to

change their meeting date, isn't it being done under their charter? If it is being done under their charter, there is no need to come to the State of Maine Legislature for endorsement.

The SPEAKER: The Chair recognizes the gentleman from Portland, Mr. Connolly.

Mr. CONNOLLY: Mr. Speaker and Members of the House: I am the sponsor of this particular piece of legislation. In response to the question posed by Mr. Lynch, I would just answer that there was a private and special law that was enacted in 1869 and again it was amended in 1922 that required the Episcopal Church to hold its annual meeting at a specific time during the year. That law still is on the books. This particular bill that is before us would amend the law and say that instead of being required to hold their annual meetings in the month of January; the Episcopal Church can hold their annual meeting any time during the year.

When I sponsored the bill and spoke before the committee, I raised the question of church and state separation. The committee listened to that and we got into a little bit of a discussion. It was felt that there were several laws on the books that were very similar to this and that perhaps they should all be repealed, but that would involve a study of some kind by the committee, and that perhaps this bill was okay and that the committee should at some point look into all the laws that are involved in the question of separation of church and state.

But just to reiterate, there is a law on the books now that requires the Episcopal Church to hold its annual meeting in the month of January. This bill would say that they don't have to hold it in January, they can hold it anytime of the year that they want to.

Mr. Lynch of Livermore Falls was granted permission to speak a third time.

Mr. LYNCH: Mr. Speaker, Ladies and Gentlemen of the House: I don't believe this is the route that ought to be taken. If there is a change in the time of their annual meeting as desired by the Protestant Episcopal Church, they should incorporate that into their charter and eliminate this private and special law so that it does not come back in the future for legislative consideration.

The SPEAKER: The Chair recognizes the gentleman from Stonington, Mr. Greenlaw.

Mr. GREENLAW: Mr. Speaker, Men and Women of the House: I believe that the issue the gentleman from Livermore Falls raises is a valid one, and unless someone from the Committee on Legal Affairs can suggest some valid reason why we should enact this bill, I think perhaps the wise thing to do is let it go to second reading where an amendment could be attached that would perhaps repeal the entire private and special law that dates back to 1869.

I would hope that perhaps we would accept the committee report today and at second reading could perhaps amend the bill accordingly.

Thereupon, the Report was accepted, the Bill read once and assigned for second reading tomorrow.

Consent Calendar cont'd. Second Day

Bill "An Act to Make Allocations from the Maine Coastal Protection Fund for the Fiscal Years Ending June 30, 1978 and June 30, 1979" (S. P. 105) (L. D. 234)

No objections being noted, the above items were ordered to appear on the Consent Calendar of March 9, under listing of the Second Day.

Consent Calendar Second Day

In accordance with House Rule 49, the following item appeared on the Consent Calendar for

the Second Day:

Bill "An Act Concerning those Buildings which must be made Accessible to Physically Handicapped" (C. "A" S-20) (S. P. 41) (L. D. 84)

Bill "An Act Relating to Public Utilities Commission Declarations of Public Convenience and Necessity Required by Statute" (C. "A" S-19) (S. P. 81) (L. D. 189)

Bill "An Act Relating to Cruelty to Animals" (S. P. 114) (L. D. 273)

Bill "An Act Relating to Livestock Disease Control" (S. P. 119) (L. D. 278)

No objections having been noted at the end of the Second Legislative Day, the Senate Papers were passed to be engrossed in concurrence.

Passed to Be Engrossed Amended Bill

Bill "An Act to Provide that the First 5 Days of Deer Season Shall be for Maine Residents Only" (H. P. 11) (L. D. 20) (C. "A" H-51)

Was reported by the Committee on Bills in the Second Reading, read the second time, passed to be engrossed as amended and sent up for concurrence.

Emergency Measure Tabled and Assigned

An Act to Exempt Turbojet Fuel used for International Flights from Sales Tax (S. P. 9) (L. D. 14) (C. "A" S-15)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed.

The SPEAKER: The Chair recognizes the gentleman from Portland, Mrs. Najarian.

Mrs. NAJARIAN: Mr. Speaker, I wonder if someone on the Taxation Committee could give us an explanation of this bill, its emergency nature, and why it isn't being placed on the Appropriations Table.

The SPEAKER: The gentleman from Portland, Mrs. Najarian, has posed a question through the Chair to anyone who may care to answer.

The Chair recognizes the gentleman from Bangor, Mr. Henderson.

Mr. HENDERSON: Mr. Speaker, since I didn't see anyone from the Taxation Committee rising and the chairman is not here, I will give you an explanation of this bill. The bill has to do with, as is indicated, turbojet fuel, and it applies primarily to the Bangor International Airport.

Several years ago, the fuel that was used at Bangor International Airport was so-called bonded fuel. That is, it was, technically speaking, never in the country. As the result of that, it never paid any taxes whatsoever, either state excise taxes or state sales taxes. It was used because it was a lower cost fuel than the domestic fuel that was then available.

As the result of the Arab oil boycott several years ago, the cost of that bonded fuel, which was technically foreign fuel, went up, and it went up so high that it became more expensive than the domestic fuel. So Bangor International Airport slowly changed from that bonded fuel to the domestic fuel. In doing so, it not only paid the domestic rate, it also paid, and still does pay, an excise tax of one cent per gallon to the State of Maine, which it hadn't been paying before. In addition, it also pays a 5 percent sales tax, just as we have sales tax on other items.

What has happened is that Bangor International has now become, relatively speaking, non-competitive with other airports of similar nature because the competitive airports in other states and in Canada do not have sales tax, with one exception, that being Bradley Field in Connecticut, which does have a sales tax. Most of the other states do not have an excise tax. What this has done, it has put Bangor

in a very precarious, competitive position.

This proposal is to exempt the sales tax, which was really never meant to be on international fuel in the first place. It is not something that is used in the State of Maine. It just sets there and a plane comes down and goes out and that is about all there is to it. But it would maintain the excise tax, so the State of Maine would be getting more tax than it did when we were using bonded fuel — that is the excise tax. It would not be getting sales tax. It is hoped that by having the fuel at a more competitive price that it will attract more business into the State of Maine through this system and the State of Maine will in fact be gaining.

I would like to point out that the business that is generated at the airport also has a spill-over effect into the state's economy through sales taxes generated by food and other items, crew changes and use of motels and restaurants while they are in the area and also by the employment that is created by the airport itself through income taxes and property taxes.

So in terms of the total tax impact, I think it is fair to say that by generating extra business we'll balance out the benefits and losses that might be incurred from this particular bill.

The SPEAKER: The Chair recognizes the gentleman from Bath, Ms. Goodwin.

Ms. GOODWIN: Mr. Speaker and Members of the House: While this is not being placed on the Appropriations Table, I feel it is my duty to point out that there will be a loss of revenue in each year of the biennium of at least \$312,000, possibly \$325,000, for a total of \$650,000 loss to the General Fund for the coming biennium.

The SPEAKER: The Chair recognizes the gentleman from Bangor, Mr. Tarbell.

Mr. TARBELL: Mr. Speaker and Members of the House: I really wish some of the members of the Taxation Committee had risen to speak on this issue, particularly the gentleman from Waterville, Mr. Carey. It is my understanding that fiscal experts came down to the Taxation Committee on the hearing and testified for some four to five hours and gave them a literal seminar with flip charts and all of the specifics which we do not have the opportunity to see here today.

I would like to point out just a couple of facts that have been omitted thus far on this issue. One is, this is the only airport in the State of Maine that imposes this sales tax on international flight fuel, — it is the only one, because it is the only one we have the international traffic at.

Secondly, it costs somewhere, I believe, between \$200 and \$300 extra for each plane to land and fuel at Bangor International Airport as opposed to its competitors on our eastern seaboard in other states. It costs them more to come to our particular airport in this state.

The reason for the emergency nature of this bill is that the operators of the Bangor International Airport now feel that it is imminent that if we do not pass a bill at this time, we will start to lose the traffic that the airport now has. As that traffic starts to dwindle off, it also will dwindle this \$300,000 to \$325,000 sales tax revenue that we have the benefit of each year.

If Bangor International Airport ultimately loses because of competitive disadvantage, all of the international traffic, then we are not going to have this \$300,000 a year, or \$600,000 over the biennium.

If we do repeal the 5 percent sales tax, there is a good possibility, and this was argued, I believe, before the Taxation Committee, that not only will the airport maintain the traffic that it has now, but it will increase its customers from other European airlines, and this increase will also manifest itself in the one percent excise tax, which will increase revenue in addition to general development of the region with respect to jobs and the economy. The

economy should develop through an economic multiplier effect. We had hoped through income, sales tax, corporate tax, from general economic development, it will more than supplant this loss of \$300,000 a year. If we do not repeal the 5 percent sales tax, we are going to lose the \$300,000 that we have now, we are going to lose jobs, we are going to depreciate the economy, which is going to have a multiplier effect negatively downward. We not only are going to lose \$300,000 a year from the sales tax, but we are going to lose more from loss of income, corporate and other business' taxes. I think that is essentially the argument.

On motion of Mr. Palmer of Nobleboro, tabled pending passage to be enacted and specially assigned for Thursday, March 10.

Emergency Measure

An Act Appropriating Funds for the Save Loring Committee (S. P. 48) (L. D. 97) (C. "A" S-11)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a total was taken. 123 voted in favor of same and 6 against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

By unanimous consent, ordered sent forthwith.

Emergency Measure

An Act to Authorize the Commissioner of Public Safety to Empower Local and County Law Enforcement Officials with Statewide Jurisdiction (H. P. 102) (L. D. 126) (C. "A" H-45 to C. "A" H-15)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a total was taken. 112 voted in favor of same and 7 against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Emergency Measure

Resolve, Reimbursing Certain 1976 County Taxes on Account of Insufficient Appropriation (H. P. 82) (L. D. 102)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed.

On motion of Ms. Goodwin of Bath, was placed on the House Appropriation Table.

Passed to Be Enacted

An Act to Amend the Duties of the Commissioner of Educational and Cultural Services Relating to Bilingual Education (S. P. 52) (L. D. 109) (S. "A" S-16)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed, passed to be enacted, signed by the Speaker and sent to the Senate.

Enactor

Tabled and Assigned

An Act Relating to Licensing of Theaters and Motion Picture Houses (S. P. 152) (L. D. 269)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed.

On motion of Mr. Curran of South Portland, tabled pending passage to be enacted and tomorrow assigned.

An Act to Provide for a Trade-in Credit for Self-propelled Vehicles used in Lumbering or Agriculture (H. P. 61) (L. D. 82) (C. "A" H-25)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed.

Ms. Goodwin of Bath moved that this Bill be placed on the House Appropriation Table.

The SPEAKER: The Chair recognizes the

gentleman from Stonington, Mr. Greenlaw.

Mr. GREENLAW: Mr. Speaker, could I raise a parliamentary inquiry? Does this bill comply with Joint Rule 12, which requires that a fiscal note be placed on it?

The SPEAKER: In reference to the question posed by the gentleman from Stonington, Mr. Greenlaw, the Chair would respond in the affirmative, since the statement of fact carries the amount of money that this would affect the General Fund.

Thereupon, on motion of Ms. Goodwin of Bath, was placed on the House Appropriation Table.

An Act to Increase the Number of Teachers Allowable in Certain Administrative Units under the Education Laws (H. P. 67) (L. D. 92) (C. "A" H-21)

An Act to Advance the Schedule for Legislative Approval of County Budgets and to Change the Interest Charges on Delinquent County Taxes (H. P. 73) (L. D. 63)

Were reported by the Committee on Engrossed Bills as truly and strictly engrossed, passed to be enacted, signed by the Speaker and sent to the Senate.

Enactor

Tabled and Assigned

An Act to Clarify the Role of the Department of Educational and Cultural Services Relating to Local School Systems (H. P. 99) (L. D. 123) (H. "A" H-35)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed.

On motion of Mr. Quinn of Gorham, tabled pending passage to be enacted and tomorrow assigned.

An Act to Clarify the Education Laws (H. P. 123) (L. D. 156)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed, passed to be enacted, signed by the Speaker and sent to the Senate.

Orders of the Day

The Chair laid before the House the first tabled and today assigned matter:

Bill, "An Act to Allocate \$50,000 for the Support of Northeast Combat, Inc., in Order that it may Continue its Comprehensive Program of Service to Maine Consumers, including Individual Assistance, Education and Public Information" (H. P. 513) (Committee on Business Legislation suggested)

Tabled — March 2, 1977 by Mr. Kelleher of Bangor.

Pending — Reference.

Thereupon, the Bill was referred to the Committee on Business Legislation, ordered printed and sent up for concurrence. (Later Reconsidered)

The Chair laid before the House the second tabled and today assigned matter:

Bill, "An Act to Clarify Procedures Concerning the Issuance of General Obligation Bonds for Indian Housing Mortgage Insurance" (H. P. 594) (Committee on State Government suggested)

Tabled — March 3, 1977 by Mr. Pearson of Old Town.

Pending — Reference.

On motion of Mr. Pearson of Old Town, retabled pending reference and tomorrow assigned.

The Chair laid before the House the third tabled and today assigned matter:

Bill, "An Act Relating to the Regulation of the Blueberry Industry" (H. P. 598) (Committee on Taxation suggested)

Tabled — March 3, 1977 by Mr. Carey of Waterville.

Pending — Reference.

On motion of Mr. Curran of South Portland, the Bill was referred to the Committee on State Government, ordered printed and sent up for concurrence.

Subsequently, on motion of Mr. MacEachern of Lincoln, the House reconsidered its action whereby this Bill was referred to the Committee on State Government.

The SPEAKER: The Chair recognizes the gentleman from Lincoln, Mr. MacEachern.

Mr. MacEACHERN: Mr. Speaker, I notice on the calendar that Mr. Carey is the one who asked to have this tabled and he is in Washington and won't be back until the end of the week. So I would hope that somebody would table this for two days.

The SPEAKER: The Chair recognizes the gentleman from South Portland, Mr. Curran.

Mr. CURRAN: Mr. Speaker, I have spoken with Mr. Carey about this particular piece of legislation. Originally he thought it was a taxation bill, but the main substance of the bill deals with changing the commission which regulates the blueberry industry; therefore, it would be a state government bill and Mr. Carey is in agreement.

Thereupon, the Bill was referred to the Committee on State Government, ordered printed and sent up for concurrence.

The Chair laid before the House the fourth tabled and today assigned matter:

Bill "An Act to Correct Errors and Inconsistencies in Laws of Maine" (Emergency) (S. P. 186) (L. D. 531) (H. A. "B" H-52 and H. A. "C" H-53)

Tabled — March 3, 1977 by Mr. Tierney of Lisbon Falls.

Pending — Passage to be Engrossed as amended by House Amendments "B" and "C".

Thereupon, the Bill was passed to be engrossed as amended in non-concurrence and sent up for concurrence.

On motion of Mr. Jalbert of Lewiston, the House reconsidered its action whereby Bill "An Act to Allocate \$50,000 for the Support of Northeast COMBAT, Inc., in Order that it may Continue its Comprehensive Program of Service to Maine Consumers, including Individual Assistance, Education and Public Information," House Paper 513, was referred to the Committee on Business Legislation.

On further motion of the same gentleman, tabled pending reference and tomorrow assigned.

The following papers appearing on Supplement No. 1 were taken up out of order by unanimous consent:

Bill "An Act to Implement the Recommendations of the Pomeroy Commission on Medical and Hospital Malpractice Insurance" (S. P. 205) (L. D. 727)

Came from the Senate referred to the Committee on Judiciary and ordered printed.

In the House, referred to the Committee on Judiciary in concurrence.

An Expression of Legislative Sentiment (H. P. 669) recognizing that: The Crusaderettes of Van Buren District High School have won the State Class "B" Girls' Basketball Championship for the academic year, 1977

Presented by Mr. LeBlanc of Van Buren.

The SPEAKER: The Chair recognizes the gentleman from Van Buren, Mr. LeBlanc.

Mr. LeBLANC: Mr. Speaker, Ladies and Gentlemen of the House: For the record, I would like to publicly congratulate the Van Buren Crusaderettes for winning the girls Class "B" basketball championship. My thanks also

to the over 300 fans who made the long, long trip to the Civic Center and yelled themselves hoarse. The girls reacted and played their hearts out and won over the Lakers of Lake Region, who themselves played a whale of a ball game.

I watched the game on the edge of my seat, it was that close, and enjoyed every minute of it. I am amazed at the caliber and the skill these girls have acquired in the relatively short time they have been participating in tournaments. Seeing is believing.

Thereupon, the Order received passage and was sent up for concurrence.

An Act Concerning a Limitation for Imposing a Penalty for Violations of the Public Utility Regulatory Law (S. P. 80) (L. D. 188)

An Act to Clarify the Laws Governing Vehicles Overtaking and Passing (H. P. 17) (L. D. 26) (S. "A" S-22)

An Act Relating to School Age under the Education Laws (H. P. 100) (L. D. 124) (C. "A" H-32)

Were reported by the Committee on Engrossed Bills as truly and strictly engrossed, passed to be enacted, signed by the Speaker and sent to the Senate.

Mr. Tarbell of Bangor was granted unanimous consent to address the House.

Mr. TARBELL: Mr. Speaker, Ladies and Gentlemen of the House: I apparently misunderstood and should bring to the attention of the House members the posture of the Save Loring Bill. I favored but voted no on the Save Loring Bill, which started quite a flurry of notes my way and pointed out the obvious contradiction between Bangor International Airport and Loring. I misunderstood the posture of the bill. I thought the question before us was whether or not we were prepared to vote on the bill at this time. I voted no because I was not prepared to vote on it today. I would like to, on the record, apologize to the members of the House and for the record change my vote to yes favoring overwhelmingly the Save Loring Bill.

The SPEAKER: The Chair would point out that it was not a roll call vote. Therefore, there is no vote per se except the obvious way which the gentleman might have voted when the lights were on.

The Chair laid before the House the following matter: Bill "An Act to Provide Funds to the Department of Inland Fisheries and Wildlife" (H. P. 129) (L. D. 163) which was tabled earlier in the day and later today assigned pending the motion of the gentlewoman from Lewiston, Mrs. Berube, that the House accept the Majority "Ought Not to Pass" Report.

The SPEAKER: The Chair recognizes the gentleman from Orland, Mr. Churchill.

Mr. CHURCHILL: Mr. Speaker, I would like to request that this be tabled for one legislative day.

Thereupon, on motion of Mrs. Berube of Lewiston, tabled pending the acceptance of the Majority "Ought Not to Pass" Report and tomorrow assigned.

(Off Record Remarks)

The following Senate Paper appearing on Supplement No. 2 was taken up out of order by unanimous consent:

Committee on Appropriations and Financial Affairs on Bill "An Act Making Additional Appropriations from the General Fund for the Current Fiscal Year Ending June 30, 1977, and Changing Certain Provisions of the Law Necessary to the Proper Operation of State Government" (Emergency) (S. P. 56) (L. D. 112) reporting "Ought to Pass" in New Draft

under New Title Bill "An Act Making Additional Appropriations from the General Fund for the Current Fiscal Year Ending June 30, 1977" (Emergency) (S. P. 238) (L. D. 728)

Came from the Senate with the Report read and accepted and under suspension of the rules the New Draft read twice and passed to be engrossed.

In the House, the Report was read and accepted in concurrence and the New Draft read once. Under suspension of the rules, the New Draft was read the second time and passed to be engrossed in concurrence.

By unanimous consent, ordered sent forthwith to the Senate.

On motion of Mr. Bustin of Augusta, Adjourned until nine thirty tomorrow morning.