

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Fourth
Legislature*

OF THE

STATE OF MAINE

1969

KENNEBEC JOURNAL
AUGUSTA, MAINE

HOUSE

Thursday, February 13, 1969

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

Prayer by the Rev. Mr. Richard Ryder of Bangor.

The journal of yesterday was read and approved.

Papers from the Senate

Bills from the Senate requiring reference were disposed of in concurrence.

Reports of Committees Ought to Pass

Report of the Committee on Appropriations and Financial Affairs reporting "Ought to pass" on Resolve Reimbursing Certain Municipalities on Account of Property Tax Exemptions of Veterans (S. P. 75) (L. D. 236)

Report of the Committee on Inland Fisheries and Game reporting same on Bill "An Act relating to Open Season for the Trapping of Foxes" (S. P. 80) (L. D. 238)

Came from the Senate with the Reports read and accepted and the Bill and Resolve passed to be engrossed.

In the House, Reports were read and accepted in concurrence, the Bill read twice, Resolve read once, and assigned the next legislative day.

Ought to Pass with Committee Amendment

Report of the Committee on Appropriations and Financial Affairs on Bill "An Act Providing for an Additional District Court Judge at Large" (S. P. 64) (L. D. 186) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Came from the Senate with the Report read and accepted and the Bill passed to be engrossed as amended by Committee Amendment "A".

In the House, the Report was read and accepted and the Bill read and accepted in concurrence and the Bill read twice. Committee Amendment "A" (S-10) was read by the Clerk and adopted in concurrence, and the Bill assigned

for third reading the next legislative day.

From the Senate: The following Order:

ORDERED, the House concurring, that when the House and Senate adjourn, they adjourn to Tuesday, February 18, at 10 o'clock in the morning. (S. P. 249)

Came from the Senate read and passed.

In the House, the Order was read and passed in concurrence.

Petitions, Bills and Resolves Requiring Reference

The following Bills and Resolves were received and, upon recommendation of the Committee on Reference of Bills, were referred to the following Committees:

Appropriations and Financial Affairs

Bill "An Act relating to Working Capital of State Liquor Commission" (H. P. 619) (Presented by Mr. Benson of Southwest Harbor)

Bill "An Act relating to Increased Board Payments for State Wards" (H. P. 620) (Presented by Mrs. Boudreau of Portland)

Resolve Authorizing Construction of Connecting Building Between Shops at Maine State Prison from Prison Industries Account (H. P. 621) (Presented by Mr. MacPhail of Owls Head)

(Ordered Printed)
Sent up for concurrence.

Business Legislation

Bill "An Act relating to Contracts of Loans under Small Loan Agency Law" (H. P. 622) (Presented by Mr. Cox of Bangor)

(Ordered Printed)
Sent up for concurrence.

Claims

Resolve to Reimburse Elwood A. Jepson of Norridgewock for Well Damage by Highway Maintenance (H. P. 623) (Presented by Mr. Corson of Madison)

(Ordered Printed)
Sent up for concurrence.

Education

Bill "An Act Permitting the Municipalities of Old Orchard Beach and Saco to Form a School Admin-

istrative District and Contract for Part of its Students with Thornton Academy" (H. P. 624) (Presented by Mr. Danton of Old Orchard Beach)

Bill "An Act to Permit Public School Education of All Handicapped or Exceptional Children" (H. P. 625) (Presented by Mr. Richardson of Stonington)

Bill "An Act relating to Military Leave of Absence of Teachers" (H. P. 626) (Presented by Mr. Soulas of Bangor)

Bill "An Act relating to Tuition and Transportation of Regional Vocational-Technical Centers" (H. P. 627) (Presented by Mr. Waxman of Portland)

(Ordered Printed)
Sent up for concurrence.

Election Laws

Bill "An Act Repealing Certain Procedure for Registration of Voters" (H. P. 628) (Presented by Mr. Ross of Bath)

(Ordered Printed)
Sent up for concurrence.

Health and Institutional Services

Bill "An Act Adding Services to Alcoholics and Drug Addicts to the Responsibilities of the Bureau of Mental Health" (H. P. 629) (Presented by Mr. Carrier of Westbrook)

Bill "An Act relating to Definition of Demonstrator under Hairdresser and Beautician Law" (H. P. 630) (Presented by Mr. Noyes of Limestone)

(Ordered Printed)
Sent up for concurrence.

Highways

Bill "An Act relating to Short Term Permits for Trucks to Haul Loads" (H. P. 631) (Presented by Mr. Stillings of Berwick)

(Ordered Printed)
Sent up for concurrence.

Inland Fisheries and Game

Bill "An Act relating to the Effective Date for Game Laws" (H. P. 632) (Presented by Mr. Lewin of Augusta)

Resolve relating to Fishing in Howard Pond, Oxford County (H. P. 633) (Presented by Mrs. Lincoln of Bethel)

(Ordered Printed)
Sent up for concurrence.

Judiciary

Bill "An Act to Give the Commissioner of Veterans Services Power to Acquire Land by Eminent Domain" (H. P. 634) (Presented by Mr. Lewin of Augusta)

Bill "An Act relating to Reasonable Counsel Fees under Uniform Act on Paternity" (H. P. 635) (Presented by Mr. Moreshead of Augusta)

(Ordered Printed)
Sent up for concurrence.

Labor

Bill "An Act Establishing the Municipal Public Employees Labor Relations Law" (H. P. 636) (Presented by Mr. Ross of Bath)

(Ordered Printed)
Sent up for concurrence.

Legal Affairs

Bill "An Act Amending Certain Provisions of the Charter of the Town of Old Orchard Beach" (H. P. 637) (Presented by Mr. Danton of Old Orchard Beach)

Bill "An Act Providing for a Council-Manager Charter for the Town of Vassalboro" (H. P. 638) (Presented by Mr. Hanson of Vassalboro)

(Ordered Printed)
Sent up for concurrence.

Natural Resources

Bill "An Act relating to Classifying Certain Waters of the St. John River Basin" (H. P. 639) (Presented by Mr. Snow of Caribou)

Bill "An Act to Classify Certain Minor Tributaries of the Androscoggin River" (H. P. 640) (Presented by same gentleman)

(Ordered Printed)
Sent up for concurrence.

Public Utilities

Bill "An Act Changing the Time and Manner of Election of the Trustees of Orrington Water District" (H. P. 641) (Presented by Mrs. Baker of Orrington)

Bill "An Act to Increase the Borrowing Capacity of Richmond Utilities District" (H. P. 642) (Pre-

sented by Mr. Curtis of Bowdoinham)

(Ordered Printed)

Sent up for concurrence.

State Government

Bill "An Act relating to Deposit of State Funds" (H. P. 643) (Presented by Mr. Scott of Presque Isle)

Bill "An Act relating to Cutting of Brown Ash by Indians" (H. P. 644) (Presented by Mr. Starbird of Kingman Township)

(Ordered Printed)

Sent up for concurrence.

Taxation

Bill "An Act relating to Motor Fuel Tax on Fuels Sold to or Used by Jet and Turbo Jet Aircraft" (H. P. 645) (Presented by Mr. Benson of Southwest Harbor)

Bill "An Act Exempting Sales to Incorporated Nonprofit Bible Conferences from the Sales Tax" (H. P. 646) (Presented by Mr. Hardy of Hope)

(Ordered Printed)

Sent up for concurrence.

Towns and Counties

Bill "An Act Increasing Salaries of County Officials of Penobscot County" (H. P. 647) (Presented by Mrs. Baker of Orrington)

Bill "An Act Increasing Salaries of County Officials of Knox County" (H. P. 648) (Presented by Mr. Hardy of Hope)

Bill "An Act Increasing Payments to Piscataquis County Law Library" (H. P. 649) (Presented by Mr. Meisner of Dover-Foxcroft)

Bill "An Act relating to County Inventory of Property and Bids" (H. P. 650) (Presented by Mr. Page of Fryeburg)

Bill "An Act to Increase Salary of County Treasurer of Penobscot County" (H. P. 651) (Presented by Mr. Soulas of Bangor)

Bill "An Act relating to Expend- ing York County Funds for Waban Project, Inc." (H. P. 652) (Presented by Mr. Tyndale of Kenne- bunkport) (Later Reconsidered and Tabled)

(Ordered Printed)

Sent up for concurrence.

Transportation

Bill "An Act relating to Lights on Vehicles used for Snow Plow- ing" (H. P. 653) (Presented by Mr. Crommett of Millinocket)

Bill "An Act Requiring Marking of Trailers Carrying Dangerous Liquids" (H. P. 654) (Presented by Mr. Lewin of Augusta)

(Ordered Printed)

Sent up for concurrence.

Orders

On motion of Mr. Ross of Bath, it was

ORDERED, that Mrs. COFFEY of Topsham be excused from at- tendance due to a domestic emer- gency caused by fire.

House Reports of Committees Ought Not to Pass

Miss Watson from the Commit- tee on State Government reported "Ought not to pass" on Bill "An Act Permitting Designation of House of Representative Districts by Numbers" (H. P. 179) (L. D. 218)

Report was read and accepted and sent up for concurrence.

Ought to Pass Printed Bills

Mr. Hewes from the Committee on Judiciary reported "Ought to pass" on Bill "An Act relating to Jurisdiction of Juvenile Courts over Offenses in Operating Boats" (H. P. 193) (L. D. 233)

Mr. Lawry from the Commit- tee on Public Utilities reported same on Bill "An Act relating to the Registration of Interstate Motor Carriers" (H. P. 184) (L. D. 223)

Mr. Mosher from same Com- mittee reported same on Bill "An Act relating to Cooperative Agree- ments by the Public Utilities Com- mission" (H. P. 175) (L. D. 214)

Reports were read and accepted, the Bills read twice and assigned the next legislative day.

Ought to Pass with Committee Amendment

Mr. D'Alfonso from the Com- mittee on State Government on Bill "An Act relating to Appoint- ment and Duties of Deputy At- torneys General and Assistant At- torneys General" (H. P. 180) (L.

D. 219) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice. Committee Amendment "A" (H-31) was read by the Clerk and adopted, and the Bill assigned for third reading the next legislative day.

Divided Report

Tabled and Assigned

Majority Report of the Committee on State Government reporting "Ought to pass" on Resolve Proposing an Amendment to the Constitution Repealing the Provisions which Establish the Treasurer of State as a Constitutional Officer (H. P. 14) (L. D. 14)

Report was signed by the following members:

Messrs. LETOURNEAU of York
BELIVEAU of Oxford
— of the Senate.

Miss WATSON of Bath
Messrs. RIDEOUT of Manchester
D'ALFONSO of Portland
STARBIRD

of Kingman Township
DENNETT of Kittery
— of the House.

Minority Report of same Committee reporting "Ought not to pass" on same Resolve.

Report was signed by the following members:

Mr. WYMAN of Washington
— of the Senate.

Messrs. MARSTALLER
of Freeport
DONAGHY of Lubec
— of the House.

Reports were read.

(On motion of Mr. Rideout of Manchester, tabled pending acceptance of either Report and specially assigned for Wednesday, February 19.)

On motion of Mr. Bragdon of Perham, the House reconsidered its action of earlier in today's session whereby Bill "An Act relating to Expending York County Funds for Waban Project, Inc." (H. P. 652) was referred to the Committee on Towns and Counties, ordered printed and sent up for concurrence.

On further motion of the same gentleman, tabled pending refer-

ence and specially assigned for Tuesday, February 18.

Passed to Be Engrossed

Bill "An Act relating to Nonlapsing Funds for Armory Construction" (H. P. 2) (L. D. 2)

Bill "An Act to Clarify Absentee Voting under the Charter of the Town of Kittery" (H. P. 276) (L. D. 352)

Bill "An Act Providing for Clinical Treatment and Rehabilitation of Alcoholics" (H. P. 280) (L. D. 356)

Bill "An Act Appropriating Funds to Office of Chief Medical Examiner" (H. P. 403) (L. D. 514)

Were reported by the Committee on Bills in the Third Reading, read the third time, passed to be engrossed and sent to the Senate.

Third Reader

Amended

Bill "An Act Providing Funds for the Official Observance of the 150th Anniversary of the Formation of the State of Maine" (H. P. 590) (L. D. 732)

Was reported by the Committee on Bill in the Third Reading and read the third time.

Mr. Bragdon of Perham offered House Amendment "A" and moved its adoption.

House Amendment "A" (H-33) was read by the Clerk and adopted, the Bill passed to be engrossed as amended and sent to the Senate.

Resolve Appropriating Funds for Ramp and Docking Facilities at Long Island Plantation" (H. P. 589) (L. D. 731)

Was reported by the Committee on Bills in the Third Reading, read the second time, passed to be engrossed and sent to the Senate.

Amended Bill

Bill "An Act Increasing Entry Fee under Small Claims Law" (S. P. 90) (L. D. 252)

Was reported by the Committee on Bills in the Third Reading, read the third time, passed to be engrossed as amended by Committee Amendment "A" and sent to the Senate.

**Passed to Be Enacted
Emergency Measure**

An Act Converting the Plantation of Grand Lake Stream into the Town of Grand Lake Stream (H. P. 39) (L. D. 40)

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. 132 voted in favor of same and none against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Passed to Be Enacted

An Act relating to Injury or Incapacity of State Police Officer (S. P. 58) (L. D. 166)

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
Amended**

An Act relating to the Executive Secretary and Procedure of Actuarial Computations under State Retirement System (S. P. 59) (L. D. 167)

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

On motion of Mrs. Lincoln of Bethel, under suspension of the rules, the House reconsidered its action of February 11 whereby the Bill was passed to be engrossed.

The same gentlewoman then offered House Amendment "A" and moved its adoption.

House Amendment "A" (H-32) was read by the Clerk and adopted, the Bill passed to be en-

grossed as amended by House Amendment "A" in non-concurrence and sent up for concurrence.

An Act relating to the Authority to Regulate Motor Vehicle Speeds (H. P. 60) (L. D. 62)

An Act relating to Sales Tax on Sales of Boats to Nonresidents (H. P. 126) (L. D. 142)

An Act Changing Name of Methodist Church to United Methodist Church (H. P. 146) (L. D. 172)

An Act to Clarify the Law for the Establishment of Veterans Memorial Cemetery (H. P. 156) (L. D. 182)

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.

Orders of the Day

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

HOUSE REPORT — "Ought to pass" as amended by Committee Amendment "A" (H-29) — Committee on Towns and Counties on Bill "An Act relating to Annual Reports of Counties" (H. P. 109) (L. D. 117)

Tabled — February 11, by Mr. Dyar of Strong.

Pending — Acceptance.

On motion of Mr. Dyar of Strong, recommitted to the Committee on Towns and Counties and sent up for concurrence.

(Off Record Remarks)

On motion of Mr. Carey of Waterville,

Adjourned until Tuesday, February 18, at ten o'clock in the morning.