

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

Tuesday, March 11, 1969

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

Prayer by the Rev. Mr. Valton V. Morse of Cumberland.

The members stood at attention during the playing of the National Anthem by the Westbrook High School Band.

The journal of the previous session was read and approved.

Bills from the Senate requiring reference, appearing on Supplement number one, were disposed of in concurrence.

Senate Reports of Committees Ought Not to Pass

Report of the Committee on Transportation reporting "Ought not to pass" on Bill "An Act relating to Towing of Golf Carts on Public Highways" (S. P. 284) (L. D. 917)

Came from the Senate read and accepted.

In the House, the Report was read and accepted in concurrence.

Ought to Pass in New Draft

Report of the Committee on Inland Fisheries and Game on Bill "An Act relating to Shooting Domestic Animals While Hunting" (S. P. 163) (L. D. 538) reporting same in a new draft (S. P. 355) (L. D. 1127) under title of "An Act relating to Shooting Domestic Animals or Birds While Hunting" and that it "Ought to pass"

Came from the Senate with the Report read and accepted and the New Draft passed to be engrossed.

In the House, the Report was read and accepted in concurrence, the New Draft read twice and tomorrow assigned.

Ought to Pass with Committee Amendment

Report of the Committee on Inland Fisheries and Game on Bill "An Act relating to Wild Animals in Captivity" (S. P. 221) (L. D. 661) 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 in concurrence and the Bill read twice, Committee Amendment "A" (S-23) was read and adopted in concurrence, and tomorrow assigned for third reading of the Bill.

Non-Concurrent Matter Tabled and Assigned

Bill "An Act relating to Taking Smelts for Bait Purposes" (H. P. 235) (L. D. 291) which was passed to be engrossed as amended by Committee Amendment "A" in the House on February 20.

Came from the Senate indefinitely postponed in non-concurrence.

In the House: On motion of Mr. Lewin of Augusta, tabled pending further consideration and specially assigned for Thursday, March 13.

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 Providing a Bond Issue in the Amount of Six Hundred and Fifty Thousand Dollars for a Vocational Institute in Knox County" (H. P. 976) (Presented by Mr. MacPhail of Owls Head)

Resolve Providing Moneys for Cerebral Palsy Clinics for Home Care Programs (H. P. 977) (Presented by Mr. Soulas of Bangor)

(Ordered Printed)

Sent up for concurrence.

Business Legislation

Bill "An Act Creating the Uniform Limited Partnership Act" (H. P. 978) (Presented by Mr. Hewes of Cape Elizabeth)

Bill "An Act relating to Exception in Filing to Perfect Security Interest under Uniform Commer-

cial Code" (H. P. 979) (Presented by Mr. Soulas of Bangor)

Bill "An Act relating to Use of False or Unauthorized Credit Devices" (H. P. 980) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

Education

Bill "An Act relating to Membership on the Board of School Directors" (H. P. 981) (Presented by Mr. Binnette of Old Town)

Bill "An Act relating to Interest on Ministerial and School Funds" (H. P. 982) (Presented by Mr. Dudley of Enfield)

Bill "An Act Providing Increased Reimbursement for High School Diploma Programs in Maine's General Adult Evening Schools" (H. P. 983) (Presented by Mrs. Kilroy of Portland)

Bill "An Act Entering into the Interstate Agreement on Qualifications of Educational Personnel and for Related Purposes" (H. P. 984) (Presented by same member)

Bill "An Act relating to School Attendance of Pupils over Sixteen Years of Age" (H. P. 985) (Presented by Mr. Marstaller of Freeport)

Bill "An Act relating to Election of Trustees of Maine Central Institute" (H. P. 986) (Presented by Mr. Susi of Pittsfield)

Bill "An Act Permitting the Maine School Building Authority Member from the Education Committee of the Legislature to Continue in Office until Replaced by a Qualified Successor" (H. P. 987) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

Legal Affairs

Bill "An Act relating to Elections in City of Biddeford" (H. P. 988) (Presented by Mr. Nadeau of Biddeford)

Committee on Reference of Bills suggested that the Bill be referred to the Committee on Election Laws and printing.

On motion of Mr. Fecteau of Biddeford, referred to the Committee on Legal Affairs, ordered

printed and sent up for concurrence.

Industrial and Recreational Development

Bill "An Act relating to Preservation of the Economy, and to Service Enterprises under the Maine Industrial Building Authority Act" (H. P. 989) (Presented by Mr. Rideout of Manchester)

Committee on Reference of Bills suggested that the Bill be referred to the Committee on Health and Institutional Services and printing.

On motion of Mr. Farnham of Hampden, referred to the Committee on Industrial and Recreational Development, ordered printed and sent up for concurrence.

Inland Fisheries and Game

Bill "An Act Revising the Boundaries of the Northern and Southern Hunting Zones" (H. P. 990) (Presented by Mr. Faucher of Solon)

(Ordered Printed)

Sent up for concurrence.

Judiciary

Bill "An Act to Clarify the State Records Law" (H. P. 991) (Presented by Mr. Dennett of Kittery)

Bill "An Act to Integrate Activities of the Probate Court into the Superior Court" (H. P. 992) (Presented by Mr. Richardson of Cumberland)

Bill "An Act relating to the State Probation and Parole Board" (H. P. 993) (Presented by Mr. Susi of Pittsfield)

(Ordered Printed)

Sent up for concurrence.

Legal Affairs

Bill "An Act to Amend the Charter of the City of Saco" (H. P. 994) (Presented by Mr. Bedard of Saco)

Bill "An Act relating to Powers and Duties of the Civil Service Commission of the Town of Old Orchard Beach" (H. P. 995) (Presented by Mr. Danton of Old Orchard Beach)

Bill "An Act Revising the Charter of the City of Biddeford" (H. P. 996) (Presented by Mr. Fecteau

of Biddeford)

Bill "An Act relating to Fiscal Year for City of Biddeford" (H. P. 997) (Presented by same gentleman)

Bill "An Act Amending the Charter of Portland Relating to Title of Chairman of the City Council" (H. P. 998) (Presented by Mrs. Kilroy of Portland)

Bill "An Act Providing for Regulating Water Well Construction and Pump Installation" (H. P. 999) (Presented by Mr. Lewis of Bristol)

Bill "An Act relating to Civil Service Commission in City of Auburn" (H. P. 1000) (Presented by Mr. Rocheleau of Auburn)

Bill "An Act relating to Exception to Plumbers Law because of Municipal Requirements" (H. P. 1001) (Presented by Mrs. Wheeler of Portland)

(Ordered Printed)

Sent up for concurrence.

Liquor Control

Bill "An Act relating to Amount of Food Sold by Class A Restaurants under Liquor Law" (H. P. 1002) (Presented by Mr. Faucher of Solon)

Bill "An Act relating to Persons Found Intoxicated in Liquor Licensed Premises" (H. P. 1003) (Presented by same gentleman)

Bill "An Act relating to Services of Private Clubs under Liquor Laws" (H. P. 1004) (Presented by same gentleman)

Bill "An Act Increasing Certain Liquor License Fees" (H. P. 1005) (Presented by Mr. Starbird of Kingman Township)

(Ordered Printed)

Sent up for concurrence.

State Government

Bill "An Act to Allow Interstate Commerce of Rifles and Shotguns between Contiguous States" (H. P. 1006) (Presented by Mr. Dennett of Kittery)

Bill "An Act relating to a Full-time Chaplain for the Legislative Session" (H. P. 1007) (Presented by Mr. Donaghy of Lubec by request)

Bill "An Act relating to Time of Payment of Salaries of Members of the Legislature" (H. P.

1008) (Presented by Mr. Dudley of Enfield)

Bill "An Act Adjusting State Employees' Pay" (H. P. 1009) (Presented by Mr. Hardy of Hope)

Bill "An Act Establishing a Full-time Administrative Hearing Commissioner" (H. P. 1010) (Presented by Mr. Jalbert of Lewiston)

Bill "An Act Creating a Maine Medical School Commission" (H. P. 1011) (Presented by same gentleman)

Bill "An Act relating to Accrued Sick Leave of State Employees" (H. P. 1012) (Presented by Mr. Lewin of Augusta)

(Ordered Printed)

Sent up for concurrence.

Tabled Until Later in Today's Session

Bill "An Act to Provide for Full-time County Attorneys" (H. P. 1013) (Presented by Mr. Moreshead of Augusta)

Committee on Reference of Bills suggested that the Bill be referred to the Committee on State Government and printing.

The SPEAKER: The Chair recognizes the gentleman from Augusta, Mr. Moreshead.

Mr. MORESHEAD: Mr. Speaker, I would like item 38 referred to the Committee on Judiciary.

Whereupon, on motion of Mr. Benson of Southwest Harbor, tabled pending the motion of Mr. Moreshead of Augusta and assigned for later in today's session.

Bill "An Act relating to Administrative Leave by State Employees" (H. P. 1014) (Presented by Mr. Soulas of Bangor)

Resolve Proposing an Amendment to the Constitution Affecting the Apportionment of the House of Representatives (H. P. 1015) (Presented by Mr. Starbird of Kingman Township)

Resolve Proposing an Amendment to the Constitution to Abolish the Council and Make Changes in the Matter of Gubernatorial Appointments and their Confirmation (H. P. 1016) (Presented by Mr. Susi of Pittsfield)

(Ordered Printed)

Sent up for concurrence.

Taxation

Bill "An Act to Relieve Certain Elderly Householders from Extraordinary Property Tax Burdens" (H. P. 1017) (Presented by Miss Watson of Bath)

(Ordered Printed)

Sent up for concurrence.

Towns and Counties

Bill "An Act to Provide for a Second Assistant County Attorney for Kennebec County" (H. P. 1018) (Presented by Mr. Moreshead of Augusta)

(Ordered Printed)

Sent up for concurrence.

ORDERS

On motion of Mr. Ross of Bath, it was

ORDERED, that Mr. Clark of Jefferson be excused from attendance for this week because of business.

Mr. Jalbert of Lewiston presented the following Joint Order and moved its passage:

ORDERED, the Senate concurring, that the Joint Standing Committee on State Government report out a bill defining the duties and responsibilities of the Department of Economic Development.

The Joint Order received passage and was sent up for concurrence.

Mrs. Payson of Falmouth presented the following Order and moved its passage:

WHEREAS, the House has been informed of the birth of a son on March 5, 1969, to Representative Barbara J. Coffey and Mr. Coffey;

AND WHEREAS, the members of the House are much pleased and wish to extend their heartiest congratulations to Mr. and Mrs. Coffey;

BE IT ORDERED, that the baby boy be named John Patrick, and that the Clerk of the House be directed to send to Representative Coffey an attested copy of this Order; and be it further

ORDERED, that Mrs. Coffey be excused from attendance during her convalescence.

The Order received passage by acclamation. (Applause)

**House Reports of Committees
Leave to Withdraw**

Mr. Kelley from the Committee on Inland Fisheries and Game on Bill "An Act relating to Protection of Black Back Gulls" (H. P. 15) (L. D. 18) reported Leave to Withdraw.

Mr. Thompson from same Committee reported same on Bill "An Act relating to Open Season for Bass by Ice Fishing" (H. P. 665) (L. D. 852)

Mr. Huber from the Committee on Labor reported same on Bill "An Act relating to Definition of Week under the Employment Security Law" (H. P. 566) (L. D. 747)

Mr. Starbird from the Committee on State Government reported same on Bill "An Act Limiting Municipal Indebtedness to Twelve and One-Half Per Cent of Most Recent State Valuation Adjusted to Fair Market Value" (H.P. 672) (L. D. 858)

Reports were read and accepted and sent up for concurrence.

Ought Not to Pass

Mr. Scott of Presque Isle from the Committee on Business Legislation reported "Ought not to pass" on Bill "An Act relating to the Retention of Trading Stamps on Retail Purchases" (H. P. 313) (L. D. 400)

Mrs. Lincoln from the Committee on Claims reported same on Resolve to Compensate Mary Ann Blaisdell for Loss Due to Lack of Adequate Accident Liability Insurance on State Contracted Vehicles" (H. P. 457) (L. D. 594)

Mr. Kelley from the Committee on Inland Fisheries and Game reported same on Bill "An Act Repealing All Game Preserves and Sanctuaries" (H. P. 663) (L. D. 850)

Mr. Rideout from the Committee on State Government reported same on Bill "An Act to Provide for Conversion of Accumulated Sick Leave for State Employees" (H. P. 396) (L. D. 506)

Miss Watson from same Committee reported same on Bill "An Act to Create a Crime Laboratory" (H. P. 485) (L. D. 639)

Mr. Lebel from the Committee on Transportation reported same

on Bill "An Act relating to Operation of Motor Vehicles After Dark by Certain Minors" (H. P. 753) (L. D. 971)

Reports were read and accepted and sent up for concurrence.

Referred to Committee on Judiciary

Mr. Dennett from the Committee on State Government on Bill "An Act relating to Neglect of Official Duty by Municipal Officers" (H. P. 528) (L. D. 699) reported that it be referred to the Committee on Judiciary.

Report was read and accepted, the Bill referred to the Committee on Judiciary and sent up for concurrence.

Ought to Pass Printed Bills

Mr. Hall from the Committee on Agriculture reported "Ought to pass" on Bill "An Act relating to Definition of Agricultural Societies to Qualify for Stipend" (H. P. 365) (L. D. 475)

Mr. Mitchell from same Committee reported same on Bill "An Act relating to Killing Rodents in Orchards" (H. P. 451) (L. D. 588)

Mr. Benson from the Committee on Appropriations and Financial Affairs reported same on Bill "An Act Providing for Maintenance of a Certain Road Leading to Baxter State Park" (H. P. 229) (L. D. 285)

Reports were read and accepted, the Bills read twice and tomorrow assigned.

Tabled and Assigned

Mr. Benson from the Committee on Appropriations and Financial Affairs reported "Ought to pass" on Bill "An Act Closing the Military and Naval Children's Home and Disposing of the Property" (H. P. 757) (L. D. 977)

Report was read.

The SPEAKER: The Chair recognizes the gentleman from Bath, Mr. Ross.

Mr. ROSS: Mr. Speaker and Ladies and Gentlemen: I move that item 15, L. D. 977, be tabled until Tuesday, March the 18th, pending the acceptance of the Committee Report.

The SPEAKER: The Chair recognizes the gentleman from Augusta, Mr. Lund and inquires for what purpose does the gentleman rise.

Mr. LUND: Mr. Speaker, to inquire whether the gentleman from Bath would care to table to an earlier date.

The SPEAKER: The gentleman is debating the time. Is the House ready for the question?

The Chair recognizes the gentleman from Lewiston, Mr. Jalbert.

Mr. JALBERT: Mr. Speaker, I am going to walk the wire rope of—

The SPEAKER: The gentleman may not debate; he may debate the time of tabling.

Mr. JALBERT: I am debating the time of tabling.

The SPEAKER: The gentleman may proceed.

Mr. JALBERT: The reason, as I presume, that the gentleman from Augusta, Mr. Lund gave is because the Current Services Act is coming out and will probably be before you very shortly and it would be a great help on time if the gentleman from Bath, Mr. Ross would change his timing of the motion to table until a week from Tuesday and say table the time until tomorrow, and then if he wants to tomorrow he can get up and table again until the next day and then table again until the next day. I am sure for the sake of expediency it would prove very helpful if he would do this in the interest of time saving.

The SPEAKER: The Chair recognizes the gentleman from Bath, Mr. Ross.

Mr. ROSS: Mr. Speaker, I am willing to change that time until Thursday, the 13th.

The SPEAKER: The gentleman withdraws his motion for Tuesday, March 18 and now moves that the matter be tabled until Thursday, March 13 pending the acceptance of the Report. Is this the pleasure of the House?

The motion prevailed.

Mr. Lund from the Committee on Appropriations and Financial Affairs reported "Ought to pass"

on Resolve in favor of the City of Augusta (H. P. 3 (L. D. 3)

Mr. Sahagian from same Committee reported same on Bill "An Act relating to Tuberculosis Sanatoriums" (H. P. 686) L. D. 885)

Mr. Croteau from the Committee on Claims reported same on Resolve to Reimburse Kermit Sanborn of South Portland for Damage by Escapees from Boys Training Center (H. P. 595) (L. D. 776)

Mr. Rideout from the Committee on State Government reported same on Resolve Proposing an Amendment to the Constitution Providing for Regulation by the Legislature of Municipal Borrowing (H. P. 673) (L. D. 859)

Reports were read and accepted, the Bill read twice, the Resolves read once, and tomorrow assigned.

Ought to Pass with Committee Amendment

Mr. D'Alfonso from the Committee on State Government on Bill "An Act Changing Name of State Soil and Water Conservation Committee" (H. P. 353) (L. D. 461) reported "Ought to pass" as amended by Committee Amendment "A" (H-88) submitted therewith.

Report was read and accepted and the Bill read twice. Committee Amendment "A" was read by the Clerk and adopted, and tomorrow assigned for third reading of the Bill.

Divided Report

Majority Report of the Committee on Labor reporting "Ought not to pass" on Bill "An Act Amending the Application of the Occupational Safety Law and the Reporting Requirements" (H. P. 337) (L. D. 446)

Report was signed by the following members:

Messrs. TANOUS of Penobscot
PEABODY of Aroostook
— of the Senate.
Messrs. HUBER of Rockland
DURGIN of Raymond
HASKELL of Houlton
CASEY of Baileyville
GOOD of Westfield
BEDARD of Saco
— of the House.

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

Report was signed by the following members:

Mr. BELIVEAU of Oxford
— of the Senate.
Mr. McTEAGUE of Brunswick
— of the House.

Reports were read.

On motion of Mr. Huber of Rockland, the Majority "Ought not to pass" Report was accepted and sent up for concurrence.

Divided Report

Majority Report of the Committee on Labor reporting "Ought not to pass" on Bill "An Act relating to Voting in Elections by Employees" (H. P. 472) (L. D. 626)

Report was signed by the following members:

Messrs. TANOUS of Penobscot
PEABODY of Aroostook
— of the Senate.
Messrs. HUBER of Rockland
DURGIN of Raymond
HASKELL of Houlton
GOOD of Westfield
BEDARD of Saco
CASEY of Baileyville
— of the House.

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

Report was signed by the following members:

Mr. BELIVEAU of Oxford
— of the Senate.
Mr. McTEAGUE of Brunswick
— of the House.

Reports were read.

On motion of Mr. Huber of Rockland, the Majority "Ought not to pass" Report was accepted and sent up for concurrence.

Divided Report

Majority Report of the Committee on State Government reporting "Ought not to pass" on Resolve Proposing an Amendment to the Constitution Changing the Tenure of Office of Sheriff to Four-year Terms (H. P. 579) (L. D. 764)

Report was signed by the following members:

Messrs. WYMAN of Washington
LETOURNEAU of York
— of the Senate

Messrs. D'ALFONSO of Portland
 STARBIRD of
 Kingman Township
 MARSTALLER of
 Freeport
 RIDEOUT of Manchester
 Miss WATSON of Bath
 Messrs. DENNETT of Kittery
 DONAGHY of Lubec

— of the House.
 Minority Report of same Com-
 mittee reporting "Ought to pass"
 on same Resolve.

Report was signed by the follow-
 ing member:

Mr. BELIVEAU of Oxford
 — of the Senate

Reports were read.

On motion of Mr. Dennett of Kit-
 tery, the Majority "Ought not to
 pass" Report was accepted and
 sent up for concurrence.

Passed to Be Engrossed

Bill "An Act Regulating Atlantic
 Salmon Fishing in Maine Rivers"
 (S. P. 67) (L. D. 189)

Bill "An Act relating to Amount
 of Property Held by Coburn Classi-
 cal Institute" (S. P. 244) (L. D.
 753)

Bill "An Act relating to Alloca-
 tions from the General Highway
 Fund for Reconstruction of Certain
 Bridges in Baxter State Park" (H.
 P. 112) (L. D. 128)

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 Revising the Con-
 struction Safety Law Enforcement"
 (H. P. 335) (L. D. 444)

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

Mr. McNally of Ellsworth offered
 House Amendment "A" and moved
 its adoption.

House Amendment "A" (H-86)
 was read by the Clerk and adopted,
 and the Bill passed to be engrossed
 as amended and sent to the Senate.

Bill "An Act relating to Pro-
 visional Motor Vehicle Operator's
 Licenses" (H. P. 617) (L. D. 805)

Bill "An Act relating to Defi-
 nition of Demonstrator under Hair-
 dresser and Beautician Law" (H.
 P. 630) (L. D. 818)

Bill "An Act to Classify Certain
 Minor Tributaries of the Andros-
 coggin River" (H. P. 640) (L. D.
 828)

Bill "An Act to Classify Certain
 Tidal Waters of Hancock County"
 (H. P. 671) (L. D. 857)

Resolve Authorizing the Forest
 Commissioner to Study the Laws,
 Rules and Regulations Relating to
 Logs and Lumber (H. P. 480) (L.
 D. 634)

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

Amended Bills

Bill "An Act relating to the
 Preparation of Voting Lists" (S.
 P. 205) (L. D. 614)

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

Bill "An Act to Increase the
 Retirement Pay of Certain Retired
 State Police Sergeants" (S. P. 214)
 (L. D. 623)

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

Emergency Measure Tabled Until Later in Today's Session

An Act Appropriating Moneys for
 Essential Needs at the University
 of Maine (S. P. 77) (L. D. 235)

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 neces-
 sary, a total was taken.

(On motion of Mr. Richardson
 of Cumberland, tabled pending
 passage to be enacted and assigned
 for later in today's session.)

Passed to Be Enacted Emergency Measure

An Act relating to State
 Employees' Suggestion Awards
 Board and Providing Funds to

Activate the Awards Program (H. P. 208) (L. D. 258)

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, 119 voted in favor of same and 8 against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act relating to Winthrop to Augusta Interlocal Trunk Sewer (H. P. 391) (L. D. 501)

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, 131 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.

Emergency Measure

An Act Reducing the Membership of the Board of Trustees of Richmond Utilities District (H. P. 482) (L. D. 636)

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, 130 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 to Exempt Television Sets and Musical Instruments from Property Taxation (S. P. 45) (L. D. 148)

An Act relating to Ballots Cast by Presidential Electors (S. P. 99) (L. D. 309)

An Act Requiring Reconstructed Public Buildings be made Accessible to the Physically Handicapped (S. P. 100) (L. D. 310)

An Act relating to Exemption of Certain Neat Cattle from Personal Property Taxation (S. P. 116) (L. D. 327)

An Act to Create the Orono - Veazie Water District (S. P. 238) (L. D. 713)

An Act to Permit the Use of Druggers in Parts of Sheepscot Bay During the Month of February (H. P. 20) (L. D. 23)

An Act Repealing Law Providing for Economic and Recreational Development in Oxford County (H. P. 166) (L. D. 205)

An Act relating to Reports of the Managers of the Maine Industrial Building Authority and the Maine Recreation Authority (H. P. 189) (L. D. 229)

An Act relating to Age of Dogs for Licensing Purposes (H. P. 206) (L. D. 256)

An Act relating to Definition of Industrial Project under Industrial Building Authority Act (H. P. 327) (L. D. 414)

An Act to Grant a Council - Manager Charter to the Town of Orono (H. P. 340) (L. D. 459)

An Act relating to Registration and Licensing of Dogs on Indian Reservations (H. P. 366) (L. D. 476)

An Act to Permit Reappointment of School Directors in a School Administrative District by Request (H. P. 425) (L. D. 549)

An Act relating to Compensation of Patients and Inmates at State Institutions (H. P. 431) (L. D. 555)

Finally Passed

Resolve Authorizing Attorney General to Convey Interest of the State in Certain Lands in Cumberland County (S. P. 25) (L. D. 53)

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

Orders of the Day

Mr. Gilbert of Turner presented the following Order out of order and moved its passage:

ORDERED, that Rev. Robert Gavenston of Greene be invited to officiate as Chaplain of the House on Wednesday, March 12, 1969.

The Order received passage.

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

An Act to Clarify Certain Motor Vehicle Laws (H. P. 246) (L. D. 301)

Tabled — March 4, by Mr. Carey of Waterville.

Pending — Passage to be enacted.

On motion of Mr. Carey of Waterville, under suspension of the rules, the House reconsidered its action of February 25 whereby the Bill was passed to be engrossed as amended by Committee Amendment "A".

On further motion of the same gentleman, recommitted to the Committee on Transportation in non-concurrence and sent up for concurrence.

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

HOUSE MAJORITY REPORT (6) — Ought to pass in New Draft — Committee on Taxation on Bill "An Act Providing for Statement of Taxes and Other Assessments on Real Property" (H. P. 581) (L. D. 766) — New Draft (H. P. 972) (L. D. 1153) and MINORITY REPORT (4) reporting—Ought not to pass.

Tabled — March 6, by Mr. Cottrell of Portland.

Pending — Motion of Mr. Fortier of Rumford to accept Minority Report.

On motion of Mr. Brennan of Portland, retabled pending the motion of Mr. Fortier of Rumford to accept the Minority Report and tomorrow assigned.

The Chair laid before the House a matter tabled earlier and assigned for later in today's session:

Bill "An Act to Provide for Full-time County Attorneys" (H. P. 1013) tabled by Mr. Benson of Southwest Harbor pending the motion of Mr. Moreshead of Augusta to refer to the Committee on Judiciary.

The SPEAKER: The Chair recognizes the gentleman from Cumberland, Mr. Richardson.

Mr. RICHARDSON: Mr. Speaker, Ladies and Gentlemen of the House: The gentleman from Augusta, Mr. Moreshead, wants to change the reference of this bill

to the Committee on Judiciary. The Reference of Bills Committee, which is made up of the leadership of both branches from both sides of the aisle, very carefully considered this, and this bill was unanimously referred by the Committee to the Committee on State Government, and there is a very good reason for it.

This bill would effect a basic change in our entire law enforcement system insofar as the function of the prosecution is concerned. Whether you are for the bill or against the bill, the leadership joins in believing that this bill should in fact go to the Committee on State Government. The Judiciary Committee is known to be actively hostile toward this legislation, but that's not the point. The point is that we are reworking the basic structure of our prosecuting system and I believe that the State Government Committee has the necessary talent to give us good advice. Therefore, I request a division on the motion of the gentleman from Augusta, Mr. Moreshead, and I hope that you will vote no on the question of reference to the Committee on Judiciary. Thank you.

The SPEAKER: The Chair recognizes the gentleman from Augusta, Mr. Moreshead.

Mr. MORESHEAD: Mr. Speaker, in support of my motion, I would like to state that I feel this bill should go to Judiciary Committee, that I am the sponsor of the bill, and the reason I feel that it should go to the Judiciary Committee is that it involves law enforcement and prosecution throughout the State, and what the bill involves is provisions for certain full-time county attorneys in certain large counties throughout the State.

We have in Judiciary right now other legislation concerning prosecution in the State by county attorneys and by the Attorney General's Office. We have held this legislation pending receipt of the other bills such as this one, and another bill that is in the process of being referred. Therefore, I think that if these matters are to be properly considered, we should have in one committee all the bills,

and I hope that some member of this Legislature at this time will have this matter tabled to another day.

The SPEAKER: The Chair recognizes the gentleman from Southwest Harbor, Mr. Benson.

Mr. BENSON: Mr. Speaker and Members of the House: I do not rise to table the bill, I think we can dispose of it today.

I had a bill which is similar in some respects and it provides for a second county attorney or an assistant county attorney in Hancock County, and this was heard before the Committee on State Government, and I feel that this is a proper place as did the Reference of Bills Committee. As the gentleman from Cumberland, Mr. Richardson, has already explained, this was very carefully considered, and the reference we believe to be correct is State Government, and I hope that you will vote with us on that motion.

The SPEAKER: The Chair recognizes the gentleman from Madawaska, Mr. Levesque.

Mr. LEVESQUE: Mr. Speaker and Members of the House: As a member of the Reference of Bills Committee, this is one of the documents that provides for the complete renovation of our present county system, county attorney system, and I think probably all the other bills that comprise establishing a new committee or a commission or revising some major form in our state government, that these matters have always gone before the Committee on State Government; so therefore, I am in complete concurrence with the gentleman from Harrison — Richardson — I'll never get it, the gentleman from Cumberland, Mr. Richardson. I should be very familiar with the name and the county, but somehow or other, so therefore I think probably the Reference of Bills Committee is perfectly right in having this go to the Committee on State Government.

The SPEAKER: The Chair recognizes the gentleman from Houlton, Mr. Berman.

Mr. BERMAN: Mr. Speaker, I would like this matter to lie upon

the table until the next legislative day.

The SPEAKER: The gentleman from Houlton, Mr. Berman, now moves this matter be tabled until the next legislative day pending further consideration.

Mr. Richardson of Cumberland requested a vote.

The SPEAKER: A vote has been requested. All those in favor of this matter being tabled until the next legislative day will vote yes, those opposed will vote no, and the Chair opens the vote.

A vote of the House was taken.

28 having voted in the affirmative and 99 having voted in the negative, the motion did not prevail.

The SPEAKER: The pending question is the motion of the gentleman from Augusta, Mr. Moreshead, that this Bill "An Act to Provide for Full-time County Attorneys," H. P. 1013, be referred to the Committee on Judiciary. All those in favor will vote yes, those opposed will vote no, and the Chair opens the vote.

A vote of the House was taken.

15 having voted in the affirmative and 109 having voted in the negative, the motion did not prevail.

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

The Chair laid before the House a matter tabled earlier and assigned for later in today's session:

An Act Appropriating Moneys for Essential Needs at the University of Maine (S. P. 77) (L. D. 235) tabled earlier by Mr. Richardson of Cumberland pending enactment as an emergency measure.

On motion of Mr. Benson of Southwest Harbor, retabled pending passage to be enacted and specially assigned for tomorrow.

Mr. Williams of Hodgdon was granted unanimous consent to address the House.

Mr. WILLIAMS: Mr. Speaker and Members: As you all well remember last week was a sort of a hectic week. We started out with a Donnybrook between the

wets and the dries and who came out on top remains to be seen. The next day we took on the sesquicentennial and this produced considerable debate between two dear, dear friends. From there on, we went into fireworks and for alcohol and various other things, to say nothing about mental illness and reapportionment of the House. Of course the highlight of the last day that week was the birth of John Patrick Coffey.

However, I feel that somewhere along the line an important event was overlooked. The event I am thinking of took place on March 8, which was the birthday of the Representative from Eliot, the Honorable Walter Hichens. I know the House will join me in wishing him many happy returns of the day, even if it is a little late. Thank you. (Applause)

(Off Record Remarks)

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

Mr. JALBERT: Mr. Speaker, after listening to today's performance I would suggest that the gentleman from Cumberland, Mr. Levesque, get himself acquainted

with the gentleman from Madawaska, Mr. Richardson.

Mr. Levesque of Madawaska was granted unanimous consent to address the House.

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House: I wholeheartedly concur with the gentleman from Lewiston, Mr. Jalbert, that maybe the gentleman from Cumberland, Mr. Richardson and I have probably been a little bit too familiar to each other this year in comparison to some other years, so I will sincerely apologize to the gentleman from Cumberland, Mr. Richardson, for my lapse of memory this morning.

However, the next thing that I would like to speak about is to remind the Democratic members of the House that there will be a brief indoctrination period immediately after adjournment in Room 228.

(Off Record Remarks)

On motion of Mr. Cottrell of Portland,

Adjourned until nine o'clock tomorrow morning.