

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

SENATE

Tuesday, February 22, 1977

Senate called to Order by the President.

Prayer by the Reverend Gene Gillin of Penney Memorial Church in Augusta.

Rev. GILLIN: Oh, Lord our God, you promised us that nothing shall separate us from your love, so we would live in that love today. Help us in our needs, if we are sick of soul give us your healing; if we would despair, give us your encouragement; if we fall, strengthen us; if we are selfish, rebuke us. Be with all those today that administer the affairs of Maine in their particular needs, and be with us here in the Senate that we may be able to have the will and sensitivity, the courage and strength to serve in Your name and with Your spirit the needs of the people of this State. We pray in your name. Amen.

Reading of the Journal of yesterday.

(Off Record Remarks)

Papers from the House
Non-concurrent Matters

Bill, "An Act to Increase the Statutory Limit on Single Loans Made by the Maine Veterans Small Business Loan Authority Board from \$15,000 to \$25,000." (S. P. 163) (L. D. 439)

In the Senate February 16, 1977, referred to the Committee on State Government and Ordered Printed.

Comes from the House, referred to the Committee on Appropriations and Financial Affairs and Ordered Printed, in non-concurrence.

The Senate voted to recede and concur.

Bill, "An Act to Authorize Use of Emergency Lights and Signals by State Liquor Inspectors." (S. P. 38) (L. D. 64)

In the Senate February 16, 1977, Passed to be Engrossed.

On Motion of Mr. Pierce of Kennebec, Tabled for two legislative days, pending consideration.

Joint Order

An Expression of Legislative Sentiment recognizing: Freeport High School has won the State of Maine Class B Soccer Championship for the Academic Year 1976-1977 (H. P. 419)

Comes from the House, Read and Passed.

Which was Read and Passed, in concurrence.

Joint Resolution

A Joint Resolution in Memoriam

WHEREAS, the Legislature has learned with deep regret of the death of Hon. Leo F. Dunn, a member of the 98th, 99th and 102nd Legislatures. (H. P. 449)

Comes from the House, Read and Adopted.

Which was Read and Adopted, in concurrence.

Bills received from the House requiring reference to Committee were acted upon in concurrence with the following exceptions: Bill, "An Act to Standardize Some of the Procedures and Statutes Administered by the Department of Environmental Protection." (H. P. 364) (L. D. 483)

Come from the House referred to the Committee on Natural Resources and Ordered Printed.

On Motion of Senator Speers from Kennebec, Tabled for one Legislative Day pending Reference.

Senate Papers

Mr. Huber of Cumberland presented, Bill, "An Act Providing for a Program of Support for Destitute Persons on Indian Reservations and Appropriating Additional Funds for the Department of Indian Affairs." (Emergency) (S. P. 187)

Which was referred to the Committee on Ap-

propriations and Financial Affairs and Ordered Printed.

Sent down for concurrence.

Committee Reports

House

Change of Reference

The Committee on Human Resources on, Bill, "An Act to Amend the Maine Human Rights Act." (H. P. 162) (L. D. 200)

Reported that the same be referred to the Committee on State Government.

Comes from the House, the Report Read and Accepted and the Bill referred to the Committee on State Government.

Which Report was Read and Accepted in concurrence and the Bill referred to Committee on State Government in concurrence.

Senate

The following Ought Not to Pass report shall be placed in the legislative files without further action pursuant to Rule 20 of the Joint Rules:

Bill, "An Act to Permit Savings Institutions to Offer Mortgages for Periods of up to 40 Years." (S. P. 10) (L. D. 15)

Ought to Pass

Mr. Pierce for the Committee on Education on, Bill, "An Act to Amend the Duties of the Commissioner of Educational and Cultural Services Relating to Bilingual Education." (S. P. 52) (L. D. 109)

Reported that the same Ought to Pass.

Which Report was Read and Accepted and the Bill Read Once and Tomorrow Assigned For Second Reading.

Ought to Pass - As Amended

Mr. Huber for the Committee on Appropriations and Financial Affairs on, Bill, "An Act Appropriating Funds for the Save Loring Committee." (Emergency) (S. P. 48) (L. D. 970)

Reported that the same Ought to Pass as amended by Committee Amendment "A". (S-11)

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

The PRESIDENT: The Chair recognizes the Senator from Aroostook, Senator Collins.

Mr. COLLINS: Mr. President and Members of the Senate, I know that you found this morning on your desk a bag of Russet potatoes, which I had the privilege of bringing down from Aroostook County to you. Of course, it is coincidental that I should rise after the action that you have just taken. I can assure you this is an above-the-table type of bribe, if you will.

The potatoes were donated by the R. T. French Company of Washburn. They are a select, premium pack of baking-type potatoes and I suggest that you cook them in a 425° oven for about one hour, and I am sure you will find they will be superb.

I should like to thank at this time some people who assisted in getting them here, and assisted me in procuring them: Bud Ayer and Arthur Holdsworth of Caribou, who are both potato growers, helped to make the arrangements with the R. T. French Company. Representative Phil Peterson in the House helped me transport them down. Incidentally, we did transport them by car. Happily, Senator Greeley, nobody weighed our cars, and I don't think we were overweight, but I don't think we had the proper license for carrying potatoes. Anyway, they are here today and among the things Aroostook County does deliver are potatoes, pulpwood and planes. Unfortunately, I couldn't get a B-52 this week, but I promised the President that I will try to do it next week. So, this week it is potatoes. Thank you, Mr. President.

Ought to Pass in New Draft

Mr. COLLINS for the Committee on Judiciary on.

Bill, An Act to Correct Errors and Inconsistencies in Laws of Maine. (S. P. 23) (L. D. 30)

Reported that the same Ought to Pass in New Draft under same title. (S. P. 186) (L. D. 531)

Which Report was Read and Accepted in concurrence, and the Bill, in New Draft, Read Once and Tomorrow Assigned for Second Reading.

Divided Report

The Majority of the Committee on Liquor Control on.

Bill, An Act to Repeal Statutory Provisions Permitting a Manufacturer of Alcoholic Beverages to be a Stockholder in a Corporation which is a Licensee. (S. P. 39) (L. D. 65)

Reported that the same Ought Not to Pass.

Signed:

Senator:

LOVELL of York

Representatives:

MAXWELL of Jay

CONNERS of Franklin

IMMONEN of West Paris

TWITCHELL of Norway

MARSHALL of Millinocket

GRAY of Rockland

JACQUES of Lewiston

The Minority of the same Committee on the same subject matter reported that the same Ought to Pass as amended by Committee Amendment "A". (S-12)

Signed:

Senators:

LEVINE of Kennebec

DANTON of York

Representatives:

RAYMOND of Lewiston

NADEAU of Sanford

LIZOTTE of Biddeford

Which reports were read.

The PRESIDENT: The Chair recognizes the Senator from York, Senator Lovell.

Mr. LOVELL: Mr. President and Members of the Senate: this is rather an inconspicuous Bill, but I feel that I would like to explain my position in signing the bill as Ought Not to Pass.

In the last Session, a Bill to change the law so that a liquor manufacturer — and we have only one in Maine to my knowledge, the Fairview Wine Company — so that they could purchase the Evergreen Valley area, and the owner had a million dollars ready to purchase, but by the time the Bill got passed and out, the authority had decided to do something different. So, consequently, this Bill stayed on the books, but Evergreen Valley was purchased by another group in that area at a very much lower down-payment. Also, I understand, that they can sell lots at various times from the Evergreen Valley, and get all their money back and make a good profit on Evergreen Valley.

The reason that I felt that this law should stay on the books is that a Senator that I highly respected and who served with me in the 100th and 101st Legislature, tells me that Mount Abrams is or may be up for sale. The skiing area business is not a very lucrative tourist business, and the weather is pretty bad at times, and there are not very many skiing areas that I know of that make any particular amount of money, enough to really make it really worthwhile to be in the skiing area business; but, however, the gentleman that owns the Fairview Wine Company still has a million dollar check ready to purchase, if he can, this other ski area.

Consequently, rather than change the law and then have to change it back again, this was changed by the good Senator from Kennebec, Senator Pierce, this was to change the law back the way it was previously. But, rather than do

that, let's leave the law the way it is, and, according to the Liquor Commission, this has never been abused, and only one license is allowed to be issued. Consequently, I would move that we accept the Ought Not to Pass Majority report. Thank you.

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

Mr. PIERCE: Mr. President and Members of the Senate: This Bill may well be going on its way to its rapid demise; however, before it does, I feel I should offer a few remarks in explanation.

Certainly this is a rather inconspicuous Bill, so maybe a lot of you have been quite surprised to be very heavily lobbied on it by a good friend of mine, whose job it is to do just that, and I certainly want to give him credit that he has done a good job, I think, both with this body, and especially with the Committee.

Having served on the Liquor Control Committee two years ago, we were offered an opportunity to change the law as it stands now. I did not feel at that time that it was a good idea. Just to explain to you briefly what the law was then, and had been for years, and what I would like to see it returned to, is that we presently in the State of Maine and in the liquor industry have what we call a three-tier system, with the manufacturers on one level, the wholesalers on another, the retailers on a third, and there is no, or has been up until this time, no vertical integration. It has always been thought that it would be good policy to keep them all separated.

However, because of the emotional interests over Evergreen Valley and so forth, the Committee and the Legislature last Session chose to change the law to allow manufacturers, and there are only two in the State, to become involved in the retail business.

I felt then, and I feel now, this was a bad precedent to set. I do want to mention, too, that the Liquor Commission testified against that change in the law and the head of the department testified for my Bill this time. The only opposition came from the lobby of this special interest: I do just want to go on record saying that I feel this is a special bill for special interest groups, and a bad precedent and it was bad legislation when it passed last Session, and I feel we should repeal what was a bad precedent for us to set. Thank you.

The PRESIDENT: The Chair recognizes the Senator from York, Senator Lovell.

Mr. LOVELL: I would just simply like to say that anybody that has a million dollars and is going to invest in the ski area, or might invest in a ski area, is going to put a lot of people to work. It is going to help out a great deal. Amusements in Maine have not been successful. I invested in Scarborough Downs, and I lost the money I invested in Scarborough Downs because they went in bankruptcy the first year. Now they are talking about a Jai Alai game over in Kittery. Fine, let them put one in. I will vote for it because they will spend 3 or 4 million dollars. The Lord help me, they are going to lose all their money, but while they are losing it, the people of Maine are going to get some extra money in; some extra income and it is going to put more people to work. So if keeping this Bill on the books as Ought Not to Pass will generate that million dollars and probably more to be spent, I certainly hope we will go along with the Ought Not to Pass.

The PRESIDENT: The pending Motion before the Senate is the Motion of the Senator from York, Senator Lovell, that the Senate accept the Ought Not to Pass Report of the Committee.

A Division has been requested.

Will all those Senators in favor of the Motion to accept the Ought Not to Pass Report of the

Committee please rise in their places to be counted.

Will all those Senators opposing the Motion to accept the Ought Not to Pass Report of the Committee please rise in their places to be counted.

18 Senators having voted in the affirmative, and 12 Senators in the negative, the Motion to Accept the Ought Not to Pass Report of the Committee does prevail.

Sent down for concurrence.

Second Readers

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

House

Bill, "An Act to Amend the Laws Relating to Adoption Proceedings. (H. P. 101) (L. D. 125)

Which was Read a Second Time and

Passed to be Engrossed, in concurrence.

Bill, "An Act to Allow the Taking of Suckers with Bow and Arrow. (H. P. 88) (L. D. 114)

Which was read a second time.

The PRESIDENT: The Chair recognizes the Senator from Penobscot, Senator Trotsky.

Mr. TROTSKY: Mr. President and Members of the Senate, the Bill that we are about to pass to be engrossed today, L. D. 114, "An Act to Allow the Taking of Suckers with Bow and Arrow, is an over-simplification of a very complex problem.

There are three species of suckers in Maine: The Creek Chubsucker (*Erimyzon oblongus*), the least abundant of the three species, and lives in Southern Maine;

The Longnose sucker (*Catostomus catostomus*), found primarily in deep, coldwater lakes which has more than 80 scales in a lateral line; and

The most common, the White Sucker (*Catostomus commersoni*), which is the least finicky about its living requirements, and has less than 80 scales in a lateral line.

The sucker is not all bad. It is a bottom-grubbing fish which eats small invertebrates and algae, and has an omnivorous feeding habit. The sucker in turn becomes food for larger game fish.

The first problem that I see with L. D. 114, it makes no mention of which of the above noble species to which it refers. The second problem is a problem of identification.

The sucker family (*Catostomidae*) are usually bottom-grubbing fishes, but their fins are arranged in a manner so similar to that of the minnows (family *Cyprinidae*) that identification may at times be difficult, especially since some of the hundred or more described species look like minnows, and some of the minnows also look like suckers. Both suckers and minnows have toothless jaws, but generally speaking the minnows' mouth is at the end of the head, whereas that of the sucker, a highly protuberant sucking mouth surrounded by large fleshy lips, is usually located on the underside of the head. One of the principal differences in the two families is the arrangement of the pharyngeal teeth, which must be removed by dissection in order to be studied.

Mr. President and Members of the Senate, at this point I might say a word on the sexual life of the White Sucker. Quoting from "Fishes of Maine", put out by the Maine Department of Inland Fisheries and Game, published under Appropriations No. 7750, "Male suckers develop tubercles on the anal fin, on the lower part of the tail fin, and on the upper sides of the paired fins. The female is usually attended by more than one male. Eggs and milt are released when the males press on either side of the female and actual spawning takes place is shallow, moving water. Fertilized eggs drop to the bottom among the gravel. No nest is constructed and the adults drop downstream.

Hubbs and Lagler in their book, "Fishes of the Great Lakes Region", 1958, have worked out

a good scheme for differentiating the American suckers from the American minnows. Their rule is that if the distance between the front of the anal fin to the snout is more than two and a half times the distance from the front of the anal fin to the tail fin, the fish is a sucker; if the first distance is less than two and a half times the second, the fish is a minnow. However, there are exceptions because the carp is a minnow, but it can be identified from the spine on its back in front of the dorsal fins.

Mr. President and Members of the Senate, as you can see from the above facts, and they are facts taken from ichthyology books, the average fisherman poised with his bow and arrow on a rock in the midstream, or from the bow of his unsteady watercraft is vulnerable to mistaking the identity of his prey.

I, therefore, move the indefinite postponement of this Bill and its accompanying papers, and request a roll call so that the citizens of the good State of Maine will know how their Senators voted on this issue of monumental importance.

(Off Record remarks)

The PRESIDENT: The Chair recognizes the Senator from York, Senator Lovell.

Mr. LOVELL: Mr. President and Members of the Senate, I listened to the good Senator from Penobscot, Senator Trotsky's well educated and learned discourse on the sucker, and now I am not a fisherman, and I only speak in behalf of the Representative in the other body, who entered this bill, who comes from Sanford, and he felt that actually by allowing the sucker to be shot with bow and arrow wouldn't really kill many suckers. That the sucker is a so-called trash fish and eats small trout, small other fish, which disturbs and cuts down the population of the good fish from this trash fish. Now when the sucker is caught, he is generally used and ground up into fishmeal, or given to a cat or dog or some such thing as that, so actually although the Bill is very, very insignificant and not really worthy of much debate, I just felt that where it was a member of the Sanford delegation who entered the bill, that I would speak briefly on the bill and say what harm is it going to do if they shoot suckers with bow and arrows?—I never heard of anybody shooting a sucker with a bow and arrow in my life, but it may be done. Actually, I would oppose the Motion of the good Senator from Penobscot, Senator Trotsky.

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

Mr. KATZ: Mr. President, through the Chair, might I request the good Senator from Penobscot, Senator Trotsky, out of deference to his less erudite colleagues, to withdraw his request for a roll call on this bill?

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

Mr. USHER: Mr. President, could we have the Clerk read the Committee Report?

(Committee Report read.)

The PRESIDENT: The Chair recognizes the Senator from Penobscot, Senator Trotsky.

Mr. TROTSKY: Mr. President, I would like to withdraw my request for roll call and request a division instead.

The PRESIDENT: The Chair recognizes the Senator from York, Senator Farley.

Mr. FARLEY: Mr. President and Members of the Senate, just briefly on this, in regard to Senator Trotsky's remarks. I know that on the few occasions I went fishing, I threw my line in the water and I didn't know whether I was going to catch a yellow perch or white perch, it didn't make that much difference; I am sure none of us who have gone fishing in our lives can tell before we hook the fish what we are going to hook.

But there was an interesting comment made

by a member of the other body, I happened to be there when the debate was going on, that I think was quite valid, and I think did carry a lot of weight with the other body; and that was suckers, I guess, in the Spring of the year do wait at the mouth of streams and do eat the little trout and the other little fish that are sporting fish, a lot of fishermen do love to angle for. As I understand it this is a housecleaning bill. There were two game wardens that had a conflict as to what was legal or not, and there just aren't that many people fishing with a bow and arrow to make that difference. I would hope that we would defeat the motion of the Senator from Penobscot and pass this bill.

The PRESIDENT: The pending question before the Senate is a Motion of the Senator from Penobscot, Senator Trotsky, that the Senate indefinitely postpone L.D. 114 and a division has been requested.

Will all those Senators in favor of the Motion to indefinitely postpone this Bill please rise in their places until counted.

Will all those Senators opposing the Motion to indefinitely postpone this Bill please rise in their places until counted.

11 Senators having voted in the affirmative, and 18 Senators in the negative, the Motion to indefinitely postpone this Bill does not prevail.

This Bill was passed to be engrossed in concurrence.

House-As Amended

Resolve, "Authorizing the Bureau of Public Lands to Convey by Sale the State's Interest in Certain Real Property in Warren and Cushing, Knox County." (H. P. 90) (L. D. 116)

Which was Read a Second Time and Passed to be Engrossed, as Amended, in concurrence.

Senate

Bill, "An Act Appropriating Funds for Replacement Volumes of the Maine Revised Statutes Annotated." (S. P. 11) (L. D. 28)

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

Sent down for concurrence.

Orders of the Day

The President laid before the Senate:

Joint Order — Relative to Amending Joint Rules. (S. P. 88)

Tabled — February 16, 1977 by Senator Speers of Kennebec

Pending — Consideration.

On motion of Mr. Speers of Kennebec, Retabled until later in today's session.

(See Action Later Today)

The President laid before the Senate:

Bill, "An Act Relating to Budget Requirements of the Town of Winthrop." (H. P. 308) (L. D. 268) (Emergency)

Tabled — February 16, 1977 by Senator Speers of Kennebec

Pending — Reference

On motion of Mr. Speers of Kennebec, Retabled for one Legislative Day.

The President laid before the Senate:

Bill, "An Act Authorizing Municipalities to Raise or Appropriate Money for a Consumer Action Program." (Emergency) (H. P. 7) (L. D. 17)

Tabled — February 17, 1977 by Senator O'Leary of Oxford.

Pending — Passage to be Engrossed

On Motion of Mr. Speers of Kennebec, Retabled for two Legislative Days.

The President laid before the Senate:

Bill, "An Act Relating to Reapportionment." (Emergency) (H. P. 58) (L. D. 79)

Tabled — February 17, 1977 by Senator Speers of Kennebec

Pending — Enactment

On Motion of Mr. Speers of Kennebec, Retabled for one Legislative Day.

The President laid before the Senate:

Bill, "An Act Concerning Professional Con-

duct of Chiropractors, Optometrists, Podiatrists and Dentists." (S. P. 167)

Tabled — February 17, 1977 Senator Speers of Kennebec

Pending — Motion of Senator Conley of Cumberland to refer to Committee on Health and Institutional Services.

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

Mr. PIERCE: Mr. President and Members of the Senate: I asked that this item be tabled the other day because I did want to take a look at it when the reference was changed from Business Legislation to Health and Institutional Services. I would oppose the motion to send this to Health and Institutional Services.

We have presently in Business Legislation no less than seven bills which relate to this particular area. We have three concerning the violation of unfair trade practices, one defining the role of the authority of the Attorney General's office under the unfair trade practices, two others concerning advertising which require substantiation, and so forth, and this Bill, as I understand it, does have to do with advertising by these particular groups, and I think this clearly should be a matter for the Business Legislation Committee.

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

Mr. CONLEY: Mr. President and Members of the Senate, I dislike to have to disagree with the good Senator from Kennebec, Senator Pierce, this morning; however, I do find that in the years I have spent in this Legislature that matters dealing particularly with health services have generally been referred to the Committee on Health and Institutional Services.

The co-sponsor of this Bill today, the good Senator from York, Senator Lovell, in the past Session was a member of the Health and Institutional Services Committee, to which Committee at that time was assigned the Bill dealing with prescription drugs and advertising. This falls in the same category, the same health services that we are trying to present before the Committee that heard the same type of legislation last year.

I don't think there is any pride of authorship or pride of committees. In fact, as I look back at the last Session of the Legislature, I recall that there was a particular gentleman in the House that every Bill that came down from the House that was recommended by the Committee on Reference of Bills, he thought that the Reference of Bills Committee erred tremendously, and thought that almost all 2,000 of the Bills that were entertained by the Legislature should have gone to his Committee.

I think what we are trying to do is expedite things, and we are trying to get this Legislature moving, and I think that this particular document that we are speaking of today lies in that category that should be dealt with by the Committee on Health and Institutional Services, and I would hope that the Senate would support the Motion before this body.

The PRESIDENT: The Chair recognizes the Senator from York, Senator Lovell.

Mr. LOVELL: Mr. President and Members of the Senate, I had the Bill in for opticians to advertise, which is legal in many States, for instance, in Florida. Lots of time in Florida, I notice, for example, eye glasses, double vision like mine, are made for \$29.50 with any type of frames. I get a good big discount because I am an ex-pharmacist, and they still charge me \$50.00 for these, which I could have gotten for \$29.50 in Florida.

This is not the point. The point is that in the last Session I was on the Committee on Health and Institutional Services, and the Bills we got were the pharmacy bills, not just because I was on the Committee, of the listing and posting and pricing of pharmacy. The only thing we

eliminated was advertising on television, and I feel, as Senator Conley does. — I co-sponsored his Bill, and I feel that we should definitely send this Bill to the Committee on Health and Institutional Services. Thank you.

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

Mr. PIERCE: Mr. President and Members of the Senate, I certainly would like to make it clear I don't want the Bill in the Business Legislation Committee just for the sake of having it there, but I do feel there is a big difference between the Bill which was presented at the last Session to allow them to advertise and what this particular Bill addresses, and it is trade practices and that type of thing, which clearly are handled and indicated by the number of Bills already in our Committee concerning this area. That is why I feel this very definitely should go to Business Legislation.

The PRESIDENT: The pending question before the Senate is the Motion by the Senator from Cumberland, Senator Conley, that SP-167 be referred to the Committee on Health and Institutional Services. The Chair will order a Division.

Will all those Senators in favor of the Motion of Senator Conley of Cumberland please rise in their places to be counted.

Will all those Senators opposing the Motion of Senator Conley of Cumberland please rise in their places to be counted.

12 Senators having voted in the affirmative and 17 in the negative, the Motion of the Senator from Cumberland, Senator Conley, does not prevail.

Referred to Committee on Business Legislation and ordered printed.

Sent down for concurrence.

The President laid before the Senate:

Bill, "An Act to Increase the Property Tax Exemption for Parsonages to \$50,000." (H. P. 25) (L. D. 34)

Tabled — February 17, 1977 by Senator Wyman of Washington

Pending — Passage to be Engrossed

The Bill as amended passed to be engrossed in concurrence.

The President laid before the Senate:

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

Tabled — February 17, 1977 by Senator Pierce of Kennebec

Pending — Motion of Senator Curtis of Penobscot to reconsider action whereby the Bill was Passed to be Engrossed.

On Motion of Mr. Speers of Kennebec, Retabled for Two Legislative Days.

The President laid before the Senate:

Joint Order relative to Amending Joint Rules (S. P. 88)

Tabled — Earlier in the day

Pending — Consideration

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

Mr. SPEERS: Mr. President, I move the Senate recede from its action whereby this Order was passed.

The PRESIDENT: The Senator from Kennebec, Senator Speers, now moves that the Senate recede from its action whereby this Order was passed. Is this the pleasure of the Senate. It is a vote.

On Motion of Mr. Speers of Kennebec, House Amendment "A" adopted in concurrence.

Mr. SPEERS: I now offer Senate Amendment A, S-14, and move its adoption.

(Senate Amendment "A", S-14 read.)

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

Mr. SPEERS: Mr. President and Members of the Senate: Very briefly, the Joint Rules as they now read setting up the procedure whereby each of the Joint Standing Committees sends a

subcommittee to the Appropriations Committee, the Joint Rule now reads that each Joint Standing Committee shall appoint a subcommittee. It is the feeling of the leadership that that language is somewhat ambiguous, and we are offering an amendment to tighten that up, to indicate that the one member of the subcommittee shall be appointed by the Senate Chairman and the remaining two members shall be appointed by the House Chairman. That is not tightened up to the extent that the Senate Chairman has to appoint a Senate Member, or that the House Chairman has to appoint a House Member. They each can appoint whomever they wish from the Joint Membership of the various Committees.

Senate Amendment "A", S-14 adopted.

This Joint Order as amended passed in non-concurrence.

Sent down for concurrence.

(Off record remarks).

The PRESIDENT: The Chair recognizes the Senator from Knox, Senator Collins.

Mr. COLLINS: Mr. President and Members of the Senate, this morning we have accepted the Committee Report on the Errors and Inconsistency Bill. Usually this Bill comes at the very end of the Session, and it is designed to pick up all of the mistakes that have been discovered up to that point.

This year the Judiciary Committee decided after conferring with Staff, and particularly with David Silsby, our Director of Legislative Research, that it would be worthwhile to run the Errors Bill in two distinct chapters. This is Chapter No. 1 of the Errors Bill, complete in itself, and designed to pick up all of the technical errors that have been discovered in the Statutes up to the beginning of the Session.

The Committee added to that collection two or three corrections to the Tort Claims Bill that we passed during the second week of the Session.

It is the belief of the Committee that all of this Bill deals with technical matter, rather than policy matter. However, I think it is always well for the Members of the Senate to look this Bill over, and if extra time is needed I will probably arrange that that time be available, and if there are any confusing aspects of this Bill, I hope you will not hesitate to inquire of Senator Mangan, Senator Curtis or myself to have these things explained, and if there are any real problems with this Bill, we will be glad to assist in any amendment procedures that might be needed.

The Bill will be coming up for second Reading tomorrow, and Amendments could readily be proposed at that time. Thank you.

(Off record remarks)

On Motion of Mr. Huber of Cumberland,
Adjourned until 10:00 a.m. tomorrow morning.