

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

**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

Thursday, March 3, 1977

Senate called to Order by the President.

Prayer by the Honorable John D. Chapman of Woolwich.

Mr. CHAPMAN: Oh God, who of old didst guide our fathers through the perils of pioneer days, make us pioneers of the spirit in the testing times of our age. Grant us clear minds, dauntless courage and persevering faith. Make us workmen who have no need to be ashamed; in our response to the State's needs, keep us wise and tender and strong; in our dealings with each other, invest us with the courteous and kindly spirit. In our dealings with ourselves, keep us honest. Show us every moment that in Thee we live and move and have our being. We pray in His name, amen.

Reading of the Journal of yesterday.

Joint Order

Out of Order and Under Suspension of the Rules:

On Motion of Mr. Speers of Kennebec, ORDERED, the House concurring, that notwithstanding Joint Rule 23, all bills and resolves now in the Office of the Director of Legislative Research shall be introduced in complete final form in the appropriate House not later than 5 p.m. on Tuesday, March 29, 1977, and be it further

ORDERED, that no bill or resolve received by the Director of Legislative Research for drafting shall be in order for introduction in either House after March 8, 1977, unless the director indicates on the bill or resolve that it was prepared after that date. (S. P. 237)

Which was Read.

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

Mr. SPEERS: Mr. President and Members of the Senate, I would like to strongly point out the wordings of this Order that all Bills and Resolves must be introduced by March 29, but most importantly that if any Bills and Resolves are now drafted, they must be in the process, actually introduced into this Branch by Tuesday, March 8, which is next Tuesday. So if there are Bills that have been drafted and are being held out for one reason and another, if they are not placed in the process by next Tuesday evening, they will not be allowed in, if this Order receives passage. Only those items which have not actually been completely drafted by the Research Office by that time will be allowed in after next Tuesday afternoon.

Which was Passed.

Sent down forthwith for concurrence.

Joint Order

Out of Order and Under Suspension of the Rules:

On motion by Mr. HUBER of Cumberland, ORDERED, the House concurring, that when the House adjourns, it adjourns to 9:30 in the morning on March 8, and when the Senate adjourns, it adjourns to 10 o'clock in the morning on March 8. (S. P. 230)

Which was Read and Passed.

Sent down forthwith for concurrence.

Out of Order and Under Suspension of the Rules, the Senate voted to consider the following:

Communications

STATE OF MAINE

Office of The Secretary of State

March 2, 1977

To May M. Ross, Secretary of the Senate of the One Hundred and Eighth Legislature:

In compliance with the Constitution and laws of the State of Maine, I hereby certify that a Special Election was held on February 24, 1977, for the purpose of electing a State Senator to the One Hundred and Eighth Legislature from Senatorial District 8; that at said election Richard D. Hewes of Cape Elizabeth having

received a plurality of all the votes cast in said election, as contained in a report submitted to the Governor on March 2, 1977, appears to have been elected a State Senator to the One Hundred and Eighth Legislature.

IN WITNESS WHEREOF, I have caused the Great Seal of the State of Maine to be hereunto affixed this second day of March in the year of our Lord, One Thousand Nine Hundred and Seventy-seven.

Markham L. Gartley  
Secretary of State

Which was Read and Ordered Placed on File.

STATE OF MAINE

Office of the Secretary of State

March 2, 1977

To the Honorable Joseph Sewall, President of the Senate of the One Hundred and Eighth Legislature:

In compliance with the Constitution and laws of the State of Maine, I have the honor to herewith report the return of votes cast for State Senator to the One Hundred and Eighth Legislature in Senatorial District 8 at the Special Election held on February 24, 1977, according to a review of the returns made by the Governor, to fill the vacancy that existed in that district, as follows:

Marietta E. Burrowes, South Portland 2,563  
Richard D. Hewes, Cape Elizabeth 3,008

Markham L. Gartley  
Secretary of State

Which was Read and Ordered Placed on File.

The President then noted the presence of the Senator-elect from Cumberland, Mr. Hewes, and requested Senator Speers of Kennebec to escort Mr. Hewes to the Governor's office for the purpose of subscribing to the oath of office required by the Constitution.

Mr. Speers subsequently announced that he had performed the duty with which he was charged, and escorted Mr. Hewes to his seat in the Senate Chamber.

The PRESIDENT: The Chair hears the message and thanks the messenger and congratulates the Senator from Cumberland, Senator Hewes. We are very pleased to have you with us.

Senate Papers

Mr. COLLINS of Knox presented, Bill, "An Act Revising the Maine Business Corporation Act." (S. P. 229)

Committee on Business Legislation is suggested. On Motion of Senator Collins from Knox, referred to Committee on Judiciary.

Sent down for concurrence.

Mr. McNALLY of Hancock presented, 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)

Which was referred to the Committee on Labor and Ordered Printed.

Sent down for concurrence.

Mr. JACKSON of Cumberland presented, 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)

Which was referred to the Committee on Taxation and Ordered Printed.

Sent down for concurrence.

Committee Reports

House

Ought to Pass

The Committee on Agriculture on, Bill, "An Act to Amend the Maine Milk Law." (H. P. 216) (L. D. 280).

Reported that the same Ought to Pass.

Comes from the House, the Bill Passed to be Engrossed.

Which Report was Read and Accepted in con-

currence and the Bill Read Once and Tomorrow Assigned for Second Reading.

Ought to Pass in New Draft

The Committee on Education on, Bill, "An Act to Amend the School Lunch and Milk Program." (H. P. 64) (L. D. 89)

Reported that the same Ought to Pass in New Draft under same title. (H. P. 467) (L. D. 484)

Comes from the House, the Bill, in New Draft, Passed to be Engrossed As Amended by House Amendment "A", (H-40) as Amended by House Amendment "A" Thereto. (H-47)

Which Report was Read and Accepted in concurrence and the Bill in New Draft Read once. House Amendment "A" was Read. House Amendment "A" to House Amendment "A" thereto was Read and Adopted in concurrence. House Amendment "A" As Amended by House Amendment "A" thereto was Adopted in concurrence and the Bill, As Amended, Tomorrow Assigned for Second Reading.

House  
Divided Report

The Majority of the Committee on Public Utilities on,

Bill, "An Act Relating to the Telephone Company Directory." (H. P. 103) (L. D. 127)

Reported that the same Ought Not to Pass.

Signed:

Senators:

COLLINS of Aroostook  
CUMMINGS of Penobscot  
CARPENTER of Aroostook

Representatives:

KELLEHER of Bangor  
TARR of Bridgton  
BERRY of Buxton  
LUNT of Presque Isle  
CUNNINGHAM of New Gloucester  
SMITH of Mars Hill  
PEARSON of Old Town  
NADEAU of Sanford

The Minority of the same Committee on the same subject matter reported that the same Ought to Pass.

Signed:

Representatives:

McHENRY of Madawaska  
WOOD of Sanford

Comes from the House, the Minority Report, Read and Accepted, and the Bill Passed To Be Engrossed as amended by House Amendment "A" (H-48).

Which were Read.

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

Mrs. CUMMINGS: I move we accept the majority Ought Not to Pass Report.

The PRESIDENT: The Senator from Penobscot, Senator Cummings, moves that the Senate accept the Ought Not to Pass Report of the Committee. Is this the pleasure of the Senate.

The Chair recognizes the Senator from York, Senator Farley.

Mr. FARLEY: Mr. President, I request a division on that Motion.

The PRESIDENT: A Division has been requested. The Chair recognizes the Senator from Penobscot, Senator Pray.

Mr. PRAY: Mr. President and Members of the Senate: A question through the Chair to a member of the Public Utilities Commission. Having heard about this legislation, I became curious. I heard the subject matter being well discussed in committee hearing that the telephone companies raised the issue as to the cost that would occur to them, and, being curious, I was wondering if that could be relayed on to this body.

The PRESIDENT: The Senator from Penobscot, Senator Pray has posed a question through the Chair to any Senator who may care to

answer. The Chair recognizes the Senator from Penobscot, Senator Cummings.

Mrs. CUMMINGS: There was never any actual cost given to us in dollars, because it would have taken quite a while to get those figures. What the utilities, the telephone company told us was that the reported errors are only 420 out of 383,000. That is an accuracy rate of 99.8. I think what was not brought out thoroughly in the hearing was the fact it would not entail just one publication of the errors that are made, but, as those of us who have telephones in different districts know, the books are published at different times and so that these reports would have to come out every month, and it would add considerably to the cost of telephone directories.

I think that it is unfortunate that some people, particularly those who perhaps have businesses that depend on the telephone, and I know that there have been people that have been hurt and their businesses have been hurt by not having their names listed in the book. But, nobody is perfect. I think that a 99.8 correct rate is about all anyone could expect.

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

Mr. PRAY: Mr. President and Members of the Senate: Having read the Amendment that was put on in the other body, and hearing the expression of concern among some individuals that the cost would be passed on to the subscribers of telephones, I can assure you that the Amendment will take care of that worry. Also, being familiar with the Journals that we have after every Session here in the Legislature, the small attachments which we receive and corrections or changes in the Statutes, I think the telephone company could very easily follow that same type of method of updating the telephone books, particularly of individuals who could very easily suffer from not being included in the book. I don't think the expense would be that high and I don't think that the request that is being made by the legislation would be that much of a burden upon the telephone industry. So I would hope that we would defeat the present motion.

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

Mr. FARLEY: Mr. President and Members of the Senate, I would agree with the Members of this Body, the original Committee Report, when I first read the Bill and looked at the Bill I had inclination to do the same to reject the passage of the measure. However, the House amendment that the Senator from Penobscot, Senator Pray mentioned and I read, I think it could easily take care of the problem by simply getting a list of the area directories, bringing them up to date. I recognize a little bit of a problem there in regard to the scheduling of the directories coming out, but this list could be easily slipped in with the mailing of the regular monthly bills, and at least some of these people could have their names listed as a convenience to everybody. I hope we defeat the Motion before this Body.

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

Mr. COLLINS: Mr. President, I think that the Committee really regarded this as essentially a frivolous Bill. It is asking a great deal, it seems to me, to require that within 60 days of publication, the telephone company should correct any errors or omissions. And as the Chairman of the Committee has indicated, there are a great many of these that are published throughout the State of Maine. Eventually this is going to add to the cost, and eventually it is going to be reflected in higher rates. You will note that all but two members of the Committee signed the Ought Not to Pass Report. I would urge that you support the majority opinion.

The PRESIDENT: The Chair recognizes the

Senator from Androscoggin, Senator Snowe.

Mrs. SNOWE: Mr. President and Members of the Senate, I oppose the Ought Not to Pass Report acceptance. I know in my area it has created somewhat of a hardship. One town that I represent used to be listed separately in the telephone directory. When the telephone company decided to combine this town with the Lewiston-Auburn listing, and in that process of transposing, a number of names were omitted. It does create a hardship and an imposition on those people who are not listed in the telephone directory. I know a veterinarian in my area who was omitted and also a minister. I just read the Bill, and I just don't see any great financial hardship imposed on the telephone company. All it would require is a simple listing of the people who were omitted or listed erroneously. I think that is what we are talking about. I can see also down the road when the telephone companies decide to charge us for directory assistance information, and those people who call directory assistance because they cannot locate the name in the telephone directory being charged for that information, when it was the telephone company's fault.

The PRESIDENT: The Chair recognizes the Senator from Oxford, Senator O'Leary.

Mr. O'LEARY: I would like to relate to this Senate that two years ago in the Rumford area telephone listings, there was omitted the name of Hawthorne Ambulance Service, which covers the area of Dixfield, Rumford, Mexico, Bethel, Byron, Roxbury, Andover, and it had to be a threat of a Court suit to the telephone company before they would insert in their envelopes in the mailing to us of our telephone bills, a copy or a card that we inserted into our telephone directory giving the ambulance listing. I would oppose the Motion.

The PRESIDENT: Is the Senate ready for the question? The pending question before the Senate is the Motion by the Senator from Penobscot, Senator Cummings, that the Senate accept the Majority Ought Not to Pass Report of the Committee. A Division has been requested.

Will all those Senators in favor of accepting the Ought Not to Pass report, please rise in their places to be counted.

Will all those Senators opposing the Ought Not to Pass Report, please rise in their places to be counted.

14 Senators having voted in the affirmative and 14 Senators in the negative, the Motion to accept the Ought Not to Pass Report does not prevail.

Is it now the pleasure of the Senate to accept the Minority Ought to Pass Report of the Committee?

The Chair recognizes the Senator from Penobscot, Senator Curtis.

Mr. CURTIS: Mr. President, I request a Division.

The PRESIDENT: A Division has been requested.

The Chair recognizes the Senator from Cumberland, Senator Jackson.

Mr. JACKSON: Mr. President and Members of the Senate: I have listened to the debate quite attentively here, which brought to attention the House Amendment. One thing I don't feel that probably everyone is aware of here is that we subscribers pay for the telephone directories indirectly through the telephone bill. If the names are omitted, they are still charged with the fee unless they notify the telephone company that their name was omitted, and then I understand that they receive a discounted rate. It doesn't seem to me that to publish 420 names throughout the State out of 380,000 subscribers would be an enormous amount of work for the telephone company and to insert these publications — these one sheet pages or 2-page listings, into the monthly billing would be that costly to

the telephone company. I think the point that Senator O'Leary brought out from Oxford, that here was a necessity, a service which was in an area that was completely omitted, and it was a service which was an emergency service. Now it could be a veterinarian, it could be a doctor, it could be anybody that was omitted, and in order to get the listing back, they had to go through the process of obtaining legal counsel and bringing it to this point. And for just 420 names, I cannot see why the New England Tel. & Tel. — whatever telephone company it is that omitted these names, why they in good faith, they are charging for this service, would not put these out in the monthly billing.

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

Mr. CARPENTER: Mr. President and Members of the Senate: As a signer of the Majority Ought Not to Pass Report, I would just like to offer a couple of comments as to why. First of all, I think an efficiency rate of 99-point-some percent is fairly good. Granted, there are instances, and I have sympathy for what the gentleman from Oxford, Senator O'Leary, commented on. I would ask you to take a look at House Amendment under filing number H-48 which says the cost of issuing supplementary list or publication shall not be charged directly or indirectly to the user or users of telephone company service. I think this is a very nice sounding phrase to be included in the Amendment, and I hope we see it included in many more amendments but I don't think it can be done. You know who is going to pay for this service, if it is instituted by the phone company. I would hope that the phone company, if they omitted a name, and the veterinarian did testify before us during public hearing, and the phone company has indicated that if somebody's name was omitted, business, yellow pages or whatever, that they would make an adjustment in the bill to reflect that lack of service, if you will.

I would also hope that the phone company — I would think that the phone company in the case of a situation like that in Oxford County, I would hope this would not happen again and that the phone company would take some corrective action. I would ask that you vote for the Majority Ought Not to Pass Report.

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

Mrs. CUMMINGS: Senator Carpenter is right, the actual figure is that the telephone company will provide for an adjustment of up to half of the basic exchange rate to the life of the directory that unfortunately happened to omit someone's name. They also, of course, I am sure, would not charge if as and when the time comes that information is going to be a toll charge. I would be amazed if they would charge for information on a line that they inadvertently omitted from a directory. So I don't think that we have to worry about that: As far as their trying to make up for the error that they did make, of course they have the information and they have various and sundry ways of letting people know what their new telephone number is, if that happens to be the case, or to tell them what the present phone number is if they have been omitted.

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

Mr. PRAY: Mr. President and Members of the Senate, being an individual who has dialed and sometimes counted up to 12 or 15 times waiting for an operator to answer so that I could get a number, I am aware that there are other methods of finding out certain numbers that have been left out of a telephone book and sometimes even be able to get numbers that are not supposed to be passed out. Addressing the statement by the good Senator from Aroostook, Senator Carpenter, as to who is going to pay for

this, I am sorry I don't have stock in American Tel. & Tel.

The PRESIDENT: Is the Senator ready for the question? The pending question before the Senate is acceptance of the Ought to Pass Report of the Committee.

A Division has been requested.

Will all those Senators in favor of acceptance of the Ought to Pass Report of the Committee, please rise in their places to be counted.

Will all those Senators opposing the Ought to Pass Report of the Committee please rise in their places to be counted.

14 Senators having voted in the affirmative and 13 Senators in the negative, the motion to accept the Ought to Pass Report does prevail.

First reading of the printed bill. House Amendment "A" read and adopted and the Bill, As Amended, Tomorrow Assigned for Second Reading.

**Divided Report**

The Majority of the Committee on Transportation on, Bill, "An Act Relating to Sawdust and Shavings being Transported on Public Ways." (H. P. 26) (L. D. 35)

Reported that the same Ought to Pass As Amended by Committee Amendment "A" (H-36)

Signed:  
Senators:

GREELEY of Waldo  
MINKOWSKY of Androscoggin  
McNALLY of Hancock

Representatives:

HUTCHINS of Lincolnville  
LUNT of Presque Isle  
LITTLEFIELD of Hermon  
JACQUES of Lewiston  
STROUT of Corinth

The Minority of the same Committee on the same subject matter reported that the same Ought to Pass As Amended by Committee Amendment "B" (H-37)

Signed:  
Representatives:

JENSEN of Portland  
CARROLL of Limerick  
BROWN of Mexico  
McKEAN of Limestone  
ELIAS of Madison

Comes from the House, the Majority Report, Read and Accepted, and the Bill Passed To Be Engrossed as amended by Committee Amendment "A" (H-36).

Which Reports were read and the Majority Ought to Pass Report Accepted in concurrence, and the Bill Read once. Committee Amendment "A" was Read and Adopted in concurrence, and the Bill, as amended, tomorrow Assigned for Second Reading.

**Senate**

**Ought to Pass - As Amended**

Mr. Jackson for the Committee on Taxation on, Bill, "An Act Relating to Abatements by Municipal Tax Assessors." (S. P. 36) (L. D. 44)

Reported that the same Ought to Pass, As Amended by Committee Amendment "A" (S-24).

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.

**Divided Report**

The Majority of the Committee on Judiciary on Bill, "An Act to Define Reasonable Compensation for Attorney Services." (S. P. 69) (L. D. 143)

Reported that the same be granted Leave to Withdraw.

Signed:  
Senators:

MANGAN of Androscoggin

COLLINS of Knox  
CURTIS of Penobscot

Representatives:

TARBELL of Bangor  
BENNETT of Caribou  
NORRIS of Brewer  
HOBBINS of Saco  
HUGHES of Auburn  
DEVOE of Orono  
SPENCER of Standish  
BYERS of Newcastle

The Minority of the same Committee on the same subject matter reported that the same Ought to Pass.

Signed:

Representatives:

GAUTHIER of Sanford  
HENDERSON of Bangor

Which Reports were read.

The PRESIDENT: Is it the pleasure of the Senate to accept the Leave to Withdraw Report of the Committee?

The Chair recognizes the Senator from Penobscot, Senator Pray.

Mr. PRAY: Mr. President, a question through the Chair again, I become suspicious when I see 3 attorneys signing the same way. Could somebody explain what the present law would be and what this Bill would have done, if it does become law?

The PRESIDENT: The Senator from Penobscot, Senator Pray has posed a question through the Chair to any member who may care to answer.

The Chair recognizes the Senator from Androscoggin, Senator Mangan.

Mr. MANGAN: Mr. President and Members of the Senate: I initially presented this Bill on request of several members of the Bar of the County of Androscoggin, basically, to establish some kind of a floor on compensation to be paid to attorneys who are representing indigent defendants. Subsequent to that time, Elizabeth Belshaw, who is Court Administrator of the Maine Court System, did bring to the Committee factual information to indicate that the Courts were now at this time paying the limits that were requested in this Bill, and the Committee generally felt the purpose of the Bill had been served and there was really no reason to have the Bill out. So, the sponsor, which was myself, did request leave to withdraw the Bill, and the Committee accepted that.

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

Mr. SPEERS: Mr. President, if I understand the explanation of the good Senator from Androscoggin, Senator Mangan, correctly, the purpose of this Bill would have been to raise attorney's fees and I am sure the good Senator from Penobscot would not go along with that idea, and perhaps that explanation would suffice.

The PRESIDENT: Is it now the pleasure of the Senate to accept the Leave to Withdraw Report of the Committee? It is a vote.

Sent down for concurrence.

**Second Readers**

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

**House — As Amended**

Bill, "An Act Relating to School Age under the Education Laws." (H. P. 100) (L. D. 124)

Which was Read a Second Time and Passed to Be Engrossed, As Amended, in concurrence.

**Senate**

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

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

Tabled — February 24, 1977 by Senator Speers of Kennebec

Pending — Consideration

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

Mr. MORRELL: I move we recede and concur.

The PRESIDENT: Senator Morrell now moves the Senate recede and concur with the House. Is this the pleasure of the Senate?

The Chair recognizes the Senator from Kennebec, Senator Speers.

Mr. SPEERS: I move this item lie on the table unassigned.

The PRESIDENT: The Senator from Kennebec now moves this Bill be tabled pending the Motion of the Senator from Cumberland, Senator Morrell, that the Senate recede and concur.

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

Mr. CONLEY: Mr. President, I request a Division.

The PRESIDENT: A Division has been requested on the Motion of the Senator from Kennebec, Senator Speers, that this item be tabled.

Will all those Senators in favor of the Motion to Table Item No. 1 please rise in their places to be counted.

Will all those Senators opposing the Motion to Table Item No. 1 please rise in their places to be counted.

20 Senators having voted in the affirmative and 8 Senators in the Negative, the Motion to Table does prevail.

The President laid before the Senate: Bill, "An Act Raising the Age of Persons who may Purchase Alcoholic Beverages or Sell as Licensees." (S. P. 199) (L. D. 577)

Tabled — March 2, 1977 by Senator Speers of Kennebec

Pending — Motion of Senator Speers of Kennebec to Reconsider Action whereby Bill was Passed to be Engrossed.

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

Mr. SPEERS: Mr. President, since the passage of this Bill to be engrossed yesterday, the Good Minority Leader of this Branch and myself have discussed a situation that does occur in the adoption or acceptance of Report "E", and would like to jointly offer an Amendment to this Body under Filing S-25.

Very briefly what this Amendment proposes to do is to remove Sections 7 and 8 from LD 577. These two sections are the sections which deal with the provision of individuals who are working in a store and checking out groceries at a check-out counter, for example, and Section 8 deals with the situation where an individual is hired as a waitress or a waiter. Those two Sections in the Bill raise the supervisory age from 18 to 20, and what the Good Minority Leader and I are proposing to do is to remove those two Sections from the provisions of the Bill, which would mean that in situations of employment, the age would remain as it is at the present time.

For that reason, Mr. President, I would hope that the Motion to reconsider our action whereby this Bill was passed to be engrossed would prevail.

The PRESIDENT: Is it now the pleasure of the Senate to reconsider its action whereby LD 577 was passed to be engrossed? It is a vote.

The Chair recognizes the Senator from Kennebec, Senator Speers.

Mr. SPEERS: The Minority Floor Leader and I now offer Senate Amendment "A" under Filing S-25 and move its adoption.

Senate Amendment "A" read and adopted, and the Bill, as amended, Passed to be Engrossed.

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

Mr. SPEERS: Mr. President, I now move we reconsider our action whereby this was passed to be engrossed, and urge the Senate to vote against the Motion.

The PRESIDENT: The Senator from Kennebec, Senator Speers, now moves the Senate reconsider its action whereby this Bill was passed to be engrossed.

The Chair recognizes the Senator from Penobscot, Senator Pray.

Mr. PRAY: Again when an attorney does something, I become suspicious.

The PRESIDENT: Will all those Senators in favor of reconsideration please say "Yes." Those opposed say "No."

A viva voce vote being had,

The Motion to Reconsider does not prevail. Sent down for Concurrence.

The President laid before the Senate:

Bill, "An Act Relating to the Distribution of Statutes and Session Laws." (S. P. 210) (L. D. 620)

Tabled — March 2, 1977 by Senator Collins, of Knox

Pending — Passage to be Engrossed

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

Mr. COLLINS: I present Senate Amendment "A" to L. D. 620, and move its passage.

Senate Amendment "A" (S-23) read and adopted, and the Bill, as amended, Passed to be Engrossed.

Sent down for concurrence.

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 — March 2, 1977 by Senator Conley of Cumberland

Pending — Motion of Senator O'Leary of Oxford to Suspend the Rules.

Mr. O'Leary of Oxford was granted leave to withdraw his Motion.

Which was passed to be engrossed as amended in concurrence.

The President laid before the Senate:

Bill, "An Act to Amend the Statutes Relating to Airmobiles." (H. P. 527) (L. D. 657)

Tabled — March 2, 1977 by Senator Speers of Kennebec

Pending — Reference

Upon Motion of Mr. Pray of Penobscot,

Referred to Committee on Fisheries and Wildlife, ordered printed.

Sent down for concurrence.

Out of Order and Under Suspension of the Rules, the Senate voted to consider additional papers from the House.

Bills received from the House requiring reference to Committee were acted upon in concurrence, with the following exceptions:

Bill, An Act Pertaining to Town Ways. (H. P. 542) (L. D. 682)

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

Mr. JACKSON: Mr. President and Members of the Senate, the Local and County Government Committee had a Bill last Session, which dealt with the same subject matter as this Bill here. I, therefore, request that this Bill be referred to the Committee on Local and County Government.

Comes from the House. Referred to the Committee on Transportation and ordered Printed.

On Motion of Mr. Jackson of Cumberland, Referred to the Committee on Local and County Government and ordered Printed in non-concurrence

Sent down for concurrence.

Communication

March 3, 1977

The Honorable Joseph Sewall  
President of the Senate  
State House

Augusta, Maine 04333

Dear Mr. President:

Please accept my resignation from the Committee on Legal Affairs.

Very few Bills in Committee have not been reported out of Committee after having received their public hearing.

Although the experience has been both challenging and rewarding, this would seem to be an appropriate time for a new Chairman to be appointed.

Sincerely yours,

Theodore S. Curtis, Jr.

Which was Read and Ordered placed on file.

The PRESIDENT: The Chair would take this opportunity to thank the Senator from Penobscot, Senator Curtis, for his usual excellent job in chairing this Committee on Legal Affairs, and his consideration in stepping aside so that the new Senator, Senator Hewes, will now be appointed as Chairman of the Legal Affairs Committee.

(Off record remarks.)

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

Mr. CARPENTER: Mr. President, Ladies and Gentlemen of the Senate, with regard to a debate earlier, to clarify my position on an issue. I would just like to say that not I, or any member of my family, has ever owned any stock in any phone company. Thank you.

(Off record remarks.)

The PRESIDENT: The Chair would like to thank the good Senator from York, Senator Farley, for his courtesy in stepping aside from the Marine Resources Committee, and at this time would appoint the Senator from Cumberland, Senator Hewes, to fill the vacancy on the Marine Resources Committee, which has been occasioned by Senator Farley's resignation.

(Off record remarks.)

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

Senator Conley of Cumberland was granted unanimous consent to address the Senate on the record.

Mr. CONLEY: Mr. President and Members of the Senate, today we saw a Bill placed on the table unassigned. It disturbs me because in a sense I think the table is looked upon as an instrument to be used for the purposes of offering amendments, or having amendments prepared, to give members of this Body the opportunity to be able to change pieces of legislation while they are in process.

This particular Bill is so important that I am sure the taxpayers of the State are just dying for us to either pass it or to give it the "deep six," which I think it is certainly entirely worth that much anyway. But to put it on the table unassigned, leaves me somewhat disturbed.

It would be my hope that we would use better judgment in the future. Although I may speak as Minority Floor Leader here, I can assure you that I have much more power down at the other end of the hall, and we can continue to play games. Now I think if we are going to expedite this legislative session, we stop playing games and take action on such frivolous pieces of legislation.

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

Senator Speers of Kennebec was granted un-

animous consent to address the Senate on the record.

Mr. SPEERS: Mr. President and Members of the Senate, I regret that the usual line of communication between the Minority and Majority Floor Leaders in this Body has apparently broken down in this case. Certainly his comments require some explanation.

The reason this Bill was put on the unassigned table is precisely to expedite the legislative process, and I think that this explanation could very easily have been made more easily than discussing it on the record in this Body. The purpose for this Bill being placed on the unassigned table is simply that there is an additional Bill which is presently in one of the Committees that will be coming along, and if it is passed, this particular piece of legislation would be moot; and if it is not passed, at that point this legislation could be discussed. It seems eminently good sense to have that other piece of legislation before us at the same time, and that is the reason this was on the unassigned table at the present time.

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

Senator Conley of Cumberland granted unanimous consent to address the Senate on the record.

Mr. CONLEY: Mr. President, as I read the calendar, the Bill is already moot.

(Off Record remarks.)

On Motion of Mr. Huber of Cumberland,  
Adjourned to Tuesday, March 8, 1977 at 10:00  
in the forenoon.