

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Fourth
Legislature*

OF THE

STATE OF MAINE

Volume III

June 17, 1969 to July 2, 1969

Index

1st Special Session

January 6, 1970 to February 7, 1970

Index

KENNEBEC JOURNAL
AUGUSTA, MAINE

The Bill was passed to be engrossed as amended by House Amendment "A" and Senate Amendments "A" and "B" in non-concurrence.

By unanimous consent, ordered sent forthwith.

On motion of Mr. Benson of Southwest Harbor, it was

ORDERED, that free telephone service may be provided after final adjournment of the Legislature, during the remainder of the biennium, for each member of the House to the number of fifty calls of reasonable duration, from a point within the limits of the State of Maine to any state department, commission or agency within the limits of the State of Maine, the privilege granted to be a personal privilege, not to be exercised by other than the member, and that each member of the House may be provided with a credit card under the direction of the Clerk of the House, the cost of this service to be paid to the New England Telephone Company at regular tariff rates.

(Off Record Remarks)

Passed to Be Enacted Emergency Measure

An Act to Correct Errors and Inconsistencies in the Public Laws (S. P. 366) (L. D. 1248)

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. 98 voted in favor of same and 18 against.

Whereupon, Mr. Richardson of Cumberland requested a roll call vote.

The SPEAKER: The gentleman from Cumberland, Mr. Richardson requests that the vote be taken by the yeas and nays. For the Chair to order a roll call vote it must have the expressed desire of one fifth of the members present and voting. All members desiring a roll call vote will vote yes; those opposed will vote no. The Chair opens the vote.

A vote of the House was taken, and more than one fifth of the

members present having expressed a desire for a roll call, a roll call was ordered.

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

Mr. BENSON: Mr. Speaker and Members of the House: Before we vote on this I would just remind you that this is the Errors and Inconsistencies Bill, better known maybe as the Omnibus Bill. It has in it many corrections that are necessary in order for our laws to mesh properly and it does need one hundred and one votes. We did fall short by a couple, and I urge you to enact this into law as an emergency measure.

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

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House: I also urge the members of the House this morning to support this document in order not to delay the session any longer than is absolutely necessary. The corrections that are being made in this document are necessary in order to make the legislation that has been enacted in the proper form and proper perspective. And I would certainly urge the members to support this document; otherwise, this bill that is before us would take a number of hours to be engrossed and to come back to us in proper form, in some instances taking three or four hours, and that would indicate that we might not be able to finish the business of the Legislature today. There are many delays of which this could very well be one of them.

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

Mr. JALBERT: Mr. Speaker, may I ask a question of anyone that can answer, if this means that the 18% ADC is involved in this and this is out of this package?

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, poses a question through the Chair to any member who may answer.

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

Mr. RICHARDSON: The 18% municipal contribution to the ADC program is not in this bill. It will be in the Appropriations wrap-up bill, as we indicated to the members of the House, both in caucus and on the Floor of the House; and I would therefore again urge you to vote for the enactment of this as an emergency measure. The gentleman from Madawaska is absolutely right when he tells you that of course we can take the emergency off it but this will lead to a substantial amount of delay which I believe is totally and completely unnecessary.

We have a very small attendance here this morning. I commend those of you who have had the courage to stick it out and the responsibility to stick it out. But I hope that it won't be necessary for us to drag on and on into tomorrow, which is most surely going to happen if we don't pass this today.

And I know there is one thing we all agree on and that is we would like to go home.

The SPEAKER: The pending question is the enactment of this Bill. A roll call has been ordered. All in favor of its enactment will vote yes; those opposed will vote no. The Chair opens the vote.

ROLL CALL

YEA — Allen, Baker, Barnes, Bedard, Benson, Berman, Bernier, Binnette, Birt, Boudreau, Bourgoin, Brennan, Brown, Burnham, Carey, Carrier, Casey, Chandler, Chick, Clark, C. H.; Clark, H. G.; Coffey, Corson, Cote, Cottrell, Cox, Crommett, Croteau, Cummings, Curran, Curtis, Cushing, Dam, Donaghy, Drigotas, Dyar, Erickson, Farnham, Faucher, Finemore, Fortier, A. J.; Foster, Fraser, Gauthier, Gilbert, Giroux, Good, Haskell, Hawken, Henley, Hewes, Hunter, Immonen, Jalbert, Johnston, Kelley, K. F.; Kelley, R. P.; Keyte, Kilroy, Laberge, Lawry, Lebel, Lee, Leibowitz, LePage, Levesque, Lewin, Lewis, Lincoln, Lund, MacPhail, Marquis, Marstaller, Martin, McNally, McTeague, Meisner, Mills, Mitchell, Morgan, Nadeau, Norris, Noyes, Page, Payson, Porter, Pratt, Quimby, Richardson, G. A.; Richardson, H. L.; Rideout, Rocheleau, Ross, Scott,

C. F.; Shaw, Sheltra, Snow, Soulas, Starbird, Stillings, Susi, Temple, Thompson, Tyndale, Vincent, Watson, Waxman, Wheeler, White, Wood, The Speaker.

NAY — Dudley, Durgin, Evans, Hall, Hanson, Hardy, Hichens, Mosher, Scott, G. W.; Trask, Wight.

ABSENT — Bragdon, Buckley, Bunker, Carter, Couture, Crosby, D'Alfonso, Danton, D e n n e t t, Emery, Eustis, Fecteau, Fortier, M.; Harriman, Heselton, Huber, Jameson, Jutras, Kelleher, McKinnon, Millett, Moreshead, Ouellette, Rand, Ricker, Sahagian, Santoro, Tanguay, Williams.

Yes, 111; No, 11; Absent, 29.

The SPEAKER: One hundred and eleven having voted in the affirmative and eleven in the negative, the Bill is passed to be enacted as an emergency measure. It will be signed by the Speaker and sent to the Senate.

Passed to Be Enacted

An Act Establishing the Governor's Committee on Employment of the Handicapped (S. P. 94) (L. D. 277)

An Act Appropriating Funds for Health Education (S. P. 121) (L. D. 383)

An Act relating to Expenses of the Clerk of the House of Representatives and the Secretary of the Senate (H. P. 44) (L. D. 45)

An Act Changing Name of State Soil and Water Conservation Committee (H. P. 353) (L. D. 461)

An Act Appropriating Funds for the Operation of the Maine Mining Commission (H. P. 882) (L. D. 1141)

An Act Increasing the Number of Superior Court Justices (H. P. 955) (L. D. 1236)

An Act Establishing a Full-time Administrative Hearing Commissioner (H. P. 1242) (L. D. 1577)

Resolve to Reimburse Charles A. Holden of Portland as Agent of Conservator of Casco Mercantile Trust Company (S. P. 38) (L. D. 121)

Resolve Authorizing a Study of the Operational Aspects of the Superior and Supreme Courts (H. P. 404) (L. D. 515)

Were reported by the Committee on Engrossed Bills as truly