

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Sixth
Legislature*

OF THE

STATE OF MAINE

Volume III

June 6, 1973 to July 3, 1973

Index

KENNEBEC JOURNAL
AUGUSTA, MAINE

ordered. The pending motion before the Senate is the motion of the Senator from York, Senator Danton, that the Senate accept the Majority Ought to Pass Report of the Committee on Bill, "An Act Providing for a State Lottery". If you are in favor of accepting the Ought to Pass Report you will vote "Yes"; if you are opposed, "No"

The Secretary will call the roll.

ROLL CALL

YEAS: Senators Aldrich, Cianchette, Clifford, Conley, Cox, Cummings, Cyr, Danton, Graffam, Marcotte, Minkowsky, Morrill, Peabody, Richardson, Roberts, Sewall, MacLeod.

NAYS: Senators Anderson, Berry, Brennan, Fortier, Greeley, Hichens, Huber, Joly, Katz, Kelley, Schulten, Tanous, Wyman.

ABSENT: Senators Olfene, Shute, Speers.

A roll call was had. 17 Senators having voted in the affirmative, and 13 Senators having voted in the negative, with three Senators being absent, the Majority Ought to Pass Report of the Committee was Accepted and the Bill Read Once. Under suspension of the rules the Bill was given its Second Reading.

Mr. Richardson of Cumberland then presented Senate Amendment "A" and moved its Adoption.

Senate Amendment "A", Filing No. S-265, was Read and Adopted and the Bill, as Amended, Passed to be Engrossed.

Thereupon, under suspension of the rules, sent down forthwith for concurrence.

On motion by Mr. Sewall of Penobscot, the Senate voted to take from the Special Appropriations Table:

An Act to Revise the Maine Insurance Code as Related to Separate Accounts Established by Insurance Companies. (H. P. 870) (L. D. 1158)

Pending — Enactment.

The PRESIDENT pro tem: The Senator has the floor.

Mr. SEWALL: Mr. President and Members of the Senate: I have been informed that the cost which was previously on this bill is no longer valid, and therefore, I move the pending question.

The PRESIDENT pro tem: Is the Senate ready for the question?

Thereupon, the Bill was Passed to be Enacted and, having been signed by the President, was by the Secretary presented to the Governor for his approval.

On motion by Mr. Tanous of Penobscot, the Senate voted to take from the table the eighth unassigned matter?

Bill, "An Act to Correct Errors and Inconsistencies in the Public Laws." (S. P. 678) (L. D. 2044)

Tabled — June 25, 1973 by Senator Berry of Cumberland.

Pending — Passage to be Engrossed.

Senate Amendment "A" (S-256)

Senate Amendment "B" (S-358)

Senate Amendment "C" (S-261)

Senate Amendment "D" (S-262)

The same Senator then presented Senate Amendment "F" and moved its Adoption.

Senate Amendment "F", Filing No. S-267, was Read.

The PRESIDENT pro tem: The Senator has the floor.

Mr. TANOUS: Mr. President and Members of the Senate: This amendment was distributed this morning. Apparently a bill that we enacted this session used a measurement system that is not presently used in the state. This is to conform to the measurements that we used here in the State of Maine, and I would move its adoption.

The PRESIDENT pro tem: Is it now the pleasure of the Senate to adopt Senate Amendment "F"?

The motion prevailed.

Thereupon, on motion by Mr. Tanous of Penobscot, tabled, pending Passage to be Engrossed.

On motion by Mr. Katz of Kennebec, the Senate voted to take from the table the second unassigned matter:

Bill, "An Act to Correct Errors and Inconsistencies in the Education Laws." (S. P. 471) (L. D. 1878)

Tabled — June 15, 1973 by Senator Berry of Cumberland.

Pending — Passage to be Engrossed.

(Committee Amendment "A" (S-127))

(Senate Amendment "C" (S-181)
 (Senate Amendment "D" (S-206)
 (Senate Amendment "E" (S-214)
 (Senate Amendment "F" (S-235)
 (Senate Amendment "G" (S-241)

On motion by the same Senator, and under suspension of the rules, the Senate voted to reconsider its action whereby Committee Amendment "A" was Adopted.

The same Senator then presented Senate Amendment "D" to Committee Amendment "A" and moved its Adoption.

Senate Amendment "D" to Committee Amendment "A", Filing No. S-266, was Read.

The PRESIDENT pro tem: The Senator has the floor.

Mr. KATZ: Mr. President and Members of the Senate: This amendment, which will be the final one that is offered, is of particular interest to those of you who come from communities with so-called 874 money, money for children in impacted areas. I think that it meets the tests of at least those of you whom I have discussed this with, and I move its adoption.

The PRESIDENT pro tem: Is the Senate ready for the question?

Thereupon, Senate Amendment "D" to Committee Amendment "A" was Adopted and Committee Amendment "A", as Amended by Senate Amendment "D" Thereto, was Adopted and the Bill, as Amended, Passed to be Engrossed. Sent down for concurrence.

On motion by Mr. Fortier of Oxford the Senate voted to take from the table the sixth tabled and unassigned matter:

House Reports — from the Committee on Taxation — Bill, "An Act Exempting Trade in Property from the Stock in Trade Tax." (H. P. 679) (L. D. 886) Majority Report — Ought to Pass; Minority Report — Ought Not to Pass.

Tabled — June 20, 1973 by Senator Berry of Cumberland.

Pending — Motion of Senator Fortier of Oxford to accept the Minority Report.

The PRESIDENT pro tem: The Senator has the floor.

Mr. FORTIER: Mr. President and Members of the Senate: In view of some work that I have

done over the weekend on this bill, I now understand that the estimates that were previously given me on the losses to the communities by this bill would be much less than I had been led to believe originally. In view of that fact, I would withdraw my motion to accept the Minority Report.

The PRESIDENT: Is it now the pleasure of the Senate to accept the Majority Report of the Committee?

The Majority Ought to Pass Report of the Committee was Accepted and the Bill Read Once. Under suspension of the rules, the Bill was then given its Second Reading.

Thereupon, on motion by Mr. Fortier of Oxford, tabled, pending Passage to be Engrossed.

On motion by Mr. Sewall of Penobscot, recessed until 2:00 o'clock in the afternoon.

(After Recess)

Called to order by the President.
Papers from the House

Out of order and under suspension of the rules, the Senate voted to take up the following:

Joint Order

WHEREAS, the Legislature believes that good health is important to the well-being of Maine citizens; and

WHEREAS, prescription drugs contribute significantly to the prevention of disease and the maintenance of health; and

WHEREAS, the income of Maine is low and the cost of prescription drugs requires the expenditure of a substantial portion of a person's income; and

WHEREAS, the American free economy has as its cornerstone competition with a minimum of protective government regulation; and

WHEREAS, our citizens' health would be improved by greater information about prescription drugs and their prices; therefore, be it

ORDERED, the Senate concurring, that a special committee is hereby created consisting of 5 members of the Legislature, 3