

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Sixth
Legislature*

OF THE

STATE OF MAINE

Volume II

April 23, 1973 to June 5, 1973

KENNEBEC JOURNAL
AUGUSTA, MAINE

Mr. **MARCOTTE** of York
— of the Senate.
Messrs. **PALMER** of Nobleboro
HERRICK of Harmony
CURRAN of Bangor

— of the House.
Came from the Senate with the Bill and all accompanying papers indefinitely postponed.

In the House: Reports were read.

The **SPEAKER**: The Chair recognizes the gentleman from Bar Harbor, Mr. MacLeod.

Mr. **MacLEOD**: Mr. Speaker, and members of the House: In light of recent findings by the Maine Supreme Court that has just come out for publication this morning, I move that this bill and all accompanying papers be indefinitely postponed.

Thereupon, the Bill and all accompanying papers were indefinitely postponed in concurrence.

Divided Report Tabled and Assigned

Report A of the Committee on State Government on Bill "An Act to Provide Elected District Attorneys" (S. P. 474) (L. D. 1569) reporting "Ought not to pass."

Report was signed by the following members:

Messrs. **WYMAN** of Washington
SPEERS of Kennebec
— of the Senate.

Messrs. **CURTIS** of Orono
FARNHAM of Hampden
STILLINGS of Berwick
SILVERMAN of Calais
— of the House.

Report B of the same Committee on same bill reporting "Ought to pass" as amended by Committee Amendment "A" (S-183).

Report was signed by the following members:

Mr. **CLIFFORD**
of Androscoggin
— of the Senate.

Mrs. **GOODWIN** of Bath

NAJARIAN of Portland

Messrs. **CROMMETT**
of Millinocket
COONEY of Sabattus
BUSTIN of Augusta
— of the House.

Came from the Senate with Report B accepted and the Bill passed to be engrossed as amended.

In the House: Reports were read.

On motion of Mr. Simpson of Standish, tabled pending acceptance of either Report and special-ly assigned for Thursday, June 7.

Non-Concurrent Matter Later Today Assigned

Bill "An Act Relating to Probation and Expungement of Records for First-time Possession of Marijuana Offenders" (H. P. 470) (L. D. 618) which the House passed to be engrossed as amended by Committee Amendment "A" (H-475) on June 1.

Came from the Senate with the Minority "Ought not to pass" Report accepted in non-concurrence.

In the House:

The **SPEAKER**: The Chair recognizes the gentlewoman from Orrington, Mrs. Baker.

Mrs. **BAKER**: Mr. Speaker, I move we recede and concur.

The **SPEAKER**: The Chair recognizes the gentleman from Bangor, Mr. McKernan.

Mr. **McKERNAN**: Mr. Speaker and Members of the House: Could I have this tabled until later in today's session. The sponsor of the bill is out in the hall and I know he wants to say something on this.

Thereupon, on motion of Mr. Connolly of Portland, tabled pending further consideration and later today assigned.

Non-Concurrent Matter

Bill "An Act to Make Murder Punishable by Death" (H. P. 979) (L. D. 1293) which the House passed to be engrossed as amended by Committee Amendment "A" (H-472) on June 1.

Came from the Senate with the Majority "Ought not to pass" report accepted in non-concurrence.

In the House:

The **SPEAKER**: The Chair recognizes the gentlewoman from Orrington, Mrs. Baker.

Mrs. **BAKER**: Mr. Speaker, I move that we recede and concur.

The **SPEAKER**: The gentlewoman from Orrington, Mrs. Baker, moves the House recede and concur.

The Chair recognizes the gentleman from Sanford, Mr. Gauthier.

Mr. **GAUTHIER**: Mr. Speaker and Members of the House: This

bill was well debated last Thursday. It had a good vote, 94 to 41. The House was very much in favor, as I have just mentioned. The House had voted to accept the minority report as amended.

I hereby move that we insist to our former action.

The SPEAKER: The Chair would inform the gentleman the pending question that takes priority is the motion of the gentlewoman from Orrington, Mrs. Baker, that the House recede and concur with the Senate.

Mr. GAUTHIER: Mr. Speaker and Members of the House: I hope that this House will fail to defeat the motion and that we insist on our former action.

The SPEAKER: The Chair will order a vote. The pending question is on the motion of the gentlewoman from Orrington, Mrs. Baker, that the House recede and concur. All in favor of that motion will vote yes; those opposed will vote no.

A vote of the House was taken.

52 having voted in the affirmative and 44 having voted in the negative, the motion did prevail.

**Non-Concurrent Matter
Later Today Assigned**

Bill "An Act Relating to Grounds for Judicial Separation" (H. P. 1224) (L. D. 1594) which the House passed to be engrossed on June 1.

Came from the Senate with the Majority "Ought not to pass" Report accepted in non-concurrence.

In the House:

The SPEAKER: The Chair recognizes the gentlewoman from Orrington, Mrs. Baker.

Mrs. BAKER: Mr. Speaker, I move that the House recede and concur.

Thereupon, on motion of Mr. Simpson of Standish, tabled pending further consideration.

Thereupon, on motion of Mr. Martin of Eagle Lake, tabled pending the motion of Mrs. Baker of Orrington to recede and concur and later today assigned.

**Non-Concurrent Matter
Tabled and Assigned**

Bill "An Act Relating to County Estimates" (H. P. 1330) (L. D.

1764) which the House passed to be engrossed in New Draft (H. P. 1549) (L. D. 1983) on June 1.

Came from the Senate with the Minority "Ought not to pass" Report accepted in non-concurrence.

In the House: On motion of Mr. Simpson of Standish, tabled pending further consideration and specially assigned for Thursday, June 7.

**Non-Concurrent Matter
Tabled and Assigned**

Resolution, Proposing an Amendment to the Constitution to Provide for Indian Representatives to the Legislature. (H. P. 214) (L. D. 287) which the House indefinitely postponed on May 29.

Came from the Senate with the Resolution passed to be engrossed in non-concurrence.

In the House: On motion of Mr. Birt of East Millinocket, tabled pending further consideration and tomorrow assigned.

Non-Concurrent Matter

Bill "An Act Relating to Self-insurance under Workmen's Compensation Law and to Create a Fund for Payment of Adjudicated Industrial Accident Claims Involving State Employees and to Establish a Safety Program" (H. P. 1528) (L. D. 1958) which the House passed to be engrossed on May 24.

Came from the Senate with the Bill passed to be engrossed as amended by Senate Amendment "A" (S-205) in non-concurrence.

In the House: On motion of Mr. Martin of Eagle Lake, the House voted to recede and concur.

Non-Concurrent Matter

Bill "An Act Relating to School Buses" (S. P. 622) (L. D. 1936) which the House enacted as amended by House Amendment "A" (H-429) on May 31.

Came from the Senate with the bill passed to be engrossed as amended by House Amendment "A" (H-429) and Senate Amendment "A" (S-203) thereto in non-concurrence.

In the House:

The SPEAKER: The Chair recognizes the gentleman from Eagle Lake, Mr. Martin.