

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Seventh
Legislature*

OF THE

STATE OF MAINE

Volume II

May 21, 1975 to July 2, 1975

Index

KENNEBEC JOURNAL
AUGUSTA, MAINE

The President laid before the Senate the following tabled and Specially Assigned matter:

House Reports — From the Committee on State Government — Resolution, Proposing an Amendment to the Constitution to Abolish the Executive Council and Reassign its Constitutional Powers to the Governor. (H. P. 16) (L. D. 24) Report "A" — Ought to Pass as Amended by Committee Amendment "A" (H-583); Report "B" — Ought to Pass as Amended by Committee Amendment "B" (H-584); Report "C" — Ought to Pass as Amended by Committee Amendment "C" (H-585); Report "D" — Ought Not to Pass.

Tabled — Earlier in the day by Senator Speers of Kennebec.

Pending — Acceptance of Any Report.

(In the House — Report "A" Read and Accepted and the Bill Passed to be Engrossed as Amended by Committee Amendment "A" (H-583).)

On motion by Mr. Curtis of Penobscot, Report "C" of the Committee was Accepted in non-concurrence and the Bill Read Once. Committee Amendment "C" was Read and Adopted in non-concurrence.

On motion by Mr. Speers of Kennebec, and under suspension of the rules, the Bill was then given its Second Reading.

The PRESIDENT: The Chair recognizes the Senator from Androscoggin, Senator Clifford.

Mr. CLIFFORD: Mr. President, I would like to inquire through the Chair as to whether or not this Committee Amendment "C" provides for inclusion of the committees in the confirming process?

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

The Chair recognizes the Senator from Penobscot, Senator Curtis.

Mr. CURTIS: Mr. President, the answer to that question is in the negative. The amendment is under Filing No. H-585. Earlier in the session I distributed both in a caucus and on the floor here copies of a summary of the pertinent points that are in each of the four committee reports and recommendations. This particular Report "C" would have the Senate become the confirming body, and since that would be written into the constitution, the Senate would have the ultimate confirmation of gubernatorial appointments.

If the Senate decided that it desired, as I think might be wise in many instances, to refer matters to joint committees for advisory opinions back to the Senate, that would be entirely in order.

The PRESIDENT: Is the Senate ready for the question?

Thereupon, the Bill was Passed to be Engrossed in non-concurrence.

Sent down for concurrence.

The President laid before the Senate the following tabled and Specially Assigned matter:

Bill, "An Act to Amend the Definition of "School Bus" to Include School Buses Rented from School Administrative Units by Nonprofit Organizations in order of Transport Children." (H. P. 1666) (L. D. 1919)

Tabled — Earlier in the day by Senator Katz of Kennebec.

Pending — Reference.

(In the House — Referred to the Committee on Education and Ordered Printed.)

The PRESIDENT: The Chair recognizes

the Senator from Kennebec, Senator Katz.

Mr. KATZ: Mr. President, this bill proposes to make some kind of change in the law when school buses are leased out to non-profit corporations and in the process transport children. Anything that has to do with the highway safety and school buses tends to get a little complicated. Frankly, I have no desire to touch this bill at all without a public hearing, and because of the pressures of time and the really impracticability of thinking about advertising a bill at this time, and because of my conviction that this can be deferred until this fall session, I move indefinite postponement.

The PRESIDENT: The Senator from Kennebec, Senator Katz, now moves that L.D. 1919 be indefinitely postponed. Is this the pleasure of the Senate?

The motion prevailed.

Sent down for concurrence.

The following Bill was held at the request of Senator Huber of Cumberland, pending Consideration:

Bill, "An Act to Reassign the Functions of the Department of Commerce and Industry and the Office of Energy Resources." (S. P. 440) (L. D. 1456)

(In the Senate — Passed to be Engrossed as Amended by Committee Amendment "A" (S-133).)

(In the House — Passed to be Engrossed as Amended by Committee Amendment "A" and House Amendment "A" (H-534), in non-concurrence.)

(In the Senate — The Senate Receded and Concurred.)

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

Mr. HUBER: Mr. President, I would like to move reconsideration of our action whereby this legislation was engrossed, for the purpose of resolving a conflict between Committee Amendment "A" and House Amendment "A".

The PRESIDENT: The Senator from Cumberland, Senator Huber, now moves that the Senate reconsider its action whereby this bill was passed to be engrossed. Is this the pleasure of the Senate?

The motion prevailed.

The same Senator then moved that the Bill be tabled and Specially Assigned for June 11, 1975, pending Passage to be Engrossed.

Thereupon, on motion by Mr. Speers of Kennebec, tabled and Tomorrow Assigned, pending Passage to be Engrossed.

Papers from the House

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

Non-concurrent Matter

Bill, "An Act to Extend the Jurisdiction of the Human Rights Commission to Grievances of Ex-offenders." (H. P. 1114) (L. D. 1416)

In the Senate June 3, 1975, Passed to be Engrossed as Amended by Committee Amendment "A" (H-474) as Amended by House Amendment "A" (H-555), in concurrence.

Comes from the House, Passed to be Engrossed as Amended by Committee Amendment "A" as Amended by House Amendments "A" and "B" (H-682), in non-concurrence.

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

Mr. KATZ: Mr. President, the Senate

will recall the other day we indicated that we felt we had a good compromise piece of legislation in front of the Senate and the Senate adopted the position. Today we are going to compromise just a little bit more. I move that we recede and concur with the House.

The PRESIDENT: The Senator from Kennebec, Senator Katz, now moves that the Senate recede and concur. Is this the pleasure of the Senate?

The motion prevailed.

Orders

On motion by Mr. Pray of Penobscot,
STATE OF MAINE

In the Year of Our Lord One Thousand Nine Hundred and Seventy-five.

WHEREAS, The Legislature has learned of the Outstanding Achievement and Exceptional Accomplishment of the Stearns High School Minutemen of Millinocket State Class D Ski Champions for the Academic Year 1974-75

We the Members of the Senate and House of Representatives do hereby Order that our congratulations and acknowledgement be extended; and further

Order and direct, while duly assembled in session at the Capitol in Augusta, under the Constitution and Laws of the State of Maine, that this official expression of pride be sent forthwith on behalf of the Legislature and the people of the State of Maine. (S. P. 563)

Which was Read and Passed.

Sent down for concurrence.

On motion by Mr. Pray of Penobscot,
STATE OF MAINE

In the Year of Our Lord One Thousand Nine Hundred and Seventy-five.

WHEREAS, The Legislature has learned of the Outstanding Achievement and Exceptional Accomplishment of the Stearns High School Minutemen Boys Varsity Football Team Little 10 Conference Champions and Tri-State Class C Champions for the Academic Year 1974-75

We the Members of the Senate and House of Representatives do hereby Order that our congratulations and acknowledgement be extended; and further

Order and direct, while duly assembled in session at the Capitol in Augusta, under the Constitution and Laws of the State of Maine, that this official expression of pride be sent forthwith on behalf of the Legislature and the people of the State of Maine. (S. P. 565)

Which was Read and Passed.

Sent down for concurrence.

On motion by Mr. Pray of Penobscot,
STATE OF MAINE

In the Year of Our Lord One Thousand Nine Hundred and Seventy-five

WHEREAS, The Legislature has learned of the Outstanding Achievement and Exceptional Accomplishment of the Stearns High School Minutemen of Millinocket Girls Varsity Softball Team Northern Penobscot Champions for the Academic Year 1974-75

We the Members of the Senate and House of Representatives do hereby Order that our congratulations and