

# 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

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**1st Special Session**

January 6, 1970 to February 7, 1970

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KENNEBEC JOURNAL  
AUGUSTA, MAINE

Passed to be Engrossed in non-concurrence.

Sent down for concurrence.

### Emergency

An Act Relating to Damage to Private Water Supplies Resulting from Alteration of Highways. (H. P. 445) (L. D. 569)

This being an emergency measure and having received the affirmative vote of 30 members of the Senate, was Passed to be Enacted and, having been signed by the President, was by the Secretary presented to the Governor for his approval.

Mr. Martin of Piscataquis moved that the Senate reconsider its action of earlier in today's session whereby it voted to Recede and Concur on Bill, "An Act Relating to Assistance to Municipal Assessors" (S. P. 518) (L. D. 1605).

The PRESIDENT: The Chair recognizes the Senator from Washington, Senator Wyman.

Mr. WYMAN of Washington: Mr. President, I oppose that motion, and ask for a division, please.

The PRESIDENT: A division has been requested. As many Senators as are in favor of the motion of the Senator from Piscataquis, Senator Martin, that the Senate reconsider its action whereby it receded and concurred with the House on Bill, "An Act Relating to Assistance to Municipal Assessors," will rise and remain standing until counted. Those opposed will rise and remain standing until counted.

A division was had. Fourteen Senators having voted in the affirmative, and fifteen Senators having voted in the negative, the motion did not prevail.

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

Mr. BERRY of Cumberland: Mr. President, is the Senate in possession of Resolve, Proposing an Amendment to the Constitution Providing a Full-time Attorney General to Hold Office for Four Years (S. P. 491) (L. D. 1585)?

The PRESIDENT: The Chair would answer in the affirmative,

the Resolve having been held at the request of the Senator.

Mr. BERRY: Mr. President and Members of the Senate: This morning the Senate receded and concurred with the House in passing this bill to be engrossed with numerous amendments on it. In the process it was overlooked that there are two duplicating amendments, House 534 and House 585, which both say that the pay and allowances of the Attorney General should be the same amount as a justice of the Superior Court. One of these should come off. Accordingly, Mr. President, I move that we reconsider our action whereby the Resolve was passed to be engrossed.

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

The motion prevailed.

On further motion by the same Senator, the Senate voted to Recede from its action whereby House Amendment "A", Filing No. H-534, was Adopted and, on subsequent motion by the same Senator, House Amendment "A" was Indefinitely Postponed in non-concurrence.

The PRESIDENT: The Chair recognizes the Senator from Oxford, Senator Beliveau.

Mr. BELIVEAU of Oxford: Mr. President, one further inquiry: Are these the only two amendments to this document, or are there others?

The PRESIDENT: There are others. House Amendment "C", Filing No. H-541, is on the document. The other amendment on it is House Amendment "A" to House Amendment "C". Those are the only two amendments that are now on the bill.

Mr. BELIVEAU: Mr. President, possibly the good Senator from Cumberland could explain or outline these two amendments for us.

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

Mr. BERRY of Cumberland: Mr. President, my action this afternoon in connection with this bill is a courtesy to the Secretary of the Senate, and I have no particular professional interest in the bill.

The PRESIDENT: The Chair recognizes the Senator from Oxford, Senator Beliveau.

Mr. BELIVEAU of Oxford: Mr. President, I am assuming then that the good Senator from Cumberland is disclaiming any connection with the legal profession on this. In any event, apparently this changes the bill from being elected by the members of the legislature for a four-year term to being elected by the electorate for a four-year term. Apparently that is the only change. I am just trying to clarify it in my own mind, not that I have any objection to it. Apparently someone is very familiar with this, which I am not, and the original document is being changed from a four-year elective term by the legislature to a four-year term elected by the citizens of the State. Also it would provide that the Attorney General would be a full-time officer and must devote all of his efforts to this office, as I understand it.

The PRESIDENT: Is it now the pleasure of the Senate that this Resolve as Amended, be passed to be engrossed in non-concurrence and sent down for concurrence?

The motion prevailed.

The President laid before the Senate Communication 2-2, Senate Paper 520, Tabled earlier in today's session by Mr. Quinn of Penobscot: Pending - Consideration

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

Mr. QUINN of Penobscot: Mr. President and Members of the Senate: This is a very fine report from the Director of Public Improvements, and impresses upon us the need for the State to retain its title to these properties for such future use as the State may need it. I now move that the report be filed.

The PRESIDENT: Is it now the pleasure of the Senate that this communication be placed on file?

Thereupon, the Communication was Placed on File.

Sent down for concurrence.

The President laid before the Senate Joint Order 4-1, Senate Paper 531, tabled earlier in today's

session by Mr. Katz of Kennebec, pending Passage.

On motion by Mr. Katz of Kennebec, retabled until later in today's session, pending passage.

The President laid before the Senate Joint Order 4-2, Senate Paper 532, tabled earlier in today's session by Mr. Katz of Kennebec, pending Passage.

Mr. Katz of Kennebec then moved the pending question.

Thereupon the Joint Order received Passage.

Sent down for concurrence.

The President laid before the Senate Joint Order 4-4, Senate Paper 534 tabled earlier in today's session by Mr. Katz of Kennebec, pending Passage.

On motion by Mr. Katz of Kennebec, retabled until later in today's session, pending Passage.

The President laid before the Senate the matter tabled earlier in today's session, by Mr. Beliveau of Oxford:

Bill, "An Act Establishing a Human Rights Commission" (H. P. 1050) (L. D. 1384).

Pending - the motion of Mr. Wyman of Washington to Accept the Ought to Pass in New Draft Report "A" of the Committee.

The PRESIDENT: The Chair recognizes the Senator from Oxford, Senator Beliveau.

Mr. BELIVEAU of Oxford: Mr. President and Members of the Senate: There is a substantial difference between Report "A" and Report "B". Both reports deal with the issues of public accommodation, fair housing and fair employment, but they differ in the methods by which this law would be administered and enforced. Report "B" is concerned primarily with pursuing the course of conciliation and mediation as compared to requiring an injured party or the commission to go to court to enforce this particular statute. Report "B" would provide for an informal and private method by which people who were aggrieved by violations of this particular section, whether it relates to housing, employment or accommodation, could receive some consideration.