

# MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Fifth*

*Legislature*

OF THE

STATE OF MAINE

1971

KENNEBEC JOURNAL  
AUGUSTA, MAINE

Birt, Bither, Bragdon, Brawn, Brown, Bunker, Call, Churchill, Clark, Collins, Crosby, Cummings, Curtis, A. P.; Curtis, T. S. Jr.; Donaghy, Dyar, Emery, D. F.; Evans, Finemore, Gagnon, Gill, Good, Hall, Hardy, Haskell, Hawkens, Hayes, Henley, Herrick, Hodgdon, Immonen, Kelley, K. F.; Lee, Lewin, Lewis, Lincoln, Littlefield, Lund, MacLeod, Maddox, Marstaller, McCormick, McNally, Millett, Norris, Page, Parks, Payson, Porter, Pratt, Rand, Rollins, Ross, Scott, Shaw, Shute, Simpson, L. E.; Simpson, T. R.; Stillings, Susi, Trask, Tyndale, White, Williams, Wood, M. W.; Wood, M. E.; Woodbury.

NAY — Albert, Bedard, Bernier, Berry, P. P.; Berube, Binnette, Boudreau, Bustin, Carey, Carrier, Carter, Clemente, Conley, Cote, Cottrell, Curran, Cyr, Dam, Doyle, Drigotas, Dudley, Farrington, Faucher, Fecteau, Fraser, Gauthier, Goodwin, Hancock, Hewes, Jalbert, Jutras, Kelleher, Kelley, P. S.; Keyte, Lawry, Lebel, Lessard, Lizotte, Lucas, Lynch, Manchester, Marsh, Martin, McCloskey, McKinnon, McTeague, Mills, Morrell, Murray, O'Brien, Orestis, Sheltra, Slane, Smith, E. H.; Tanguay, Theriault, Vincent, Webber, Wheeler, Whitson.

ABSENT — Bourgoin, Cooney, Dow, Emery, E. M.; Genest, Hanson, Kelley, R. P.; Kilroy, Mahany, Mosher, Pontbriand, Rocheleau, Santoro, Silverman, Smith, D. M.; Starbird, Wight.

Yes, 73; No, 60; Absent, 17.

The SPEAKER: Seventy - three having voted in the affirmative, sixty in the negative, with seventeen being absent, the motion does prevail. It will be sent up for concurrence.

#### Divided Report

Majority Report of the Committee on State Government reporting "Ought not to pass" on Resolution Proposing an Amendment to the Constitution Providing for the Election of the Attorney General by the Electors (H. P. 545) (L. D. 717)

Report was signed by the following members:

Messrs. WYMAN of Washington  
JOHNSON of Somerset  
CLIFFORD

of Androscoggin  
—of the Senate.

Messrs. DONAGHY of Lubec  
HODGDON of Kittery  
COONEY of Webster  
FARRINGTON

of Old Orchard Beach  
—of the House

Minority Report of same Committee reporting "Ought to pass" on same Resolution.

Report was signed by the following members:

Messrs. MARSTALLER

of Freeport

CURTIS of Orono

STARBIRD

of Kingman Township

STILLINGS of Berwick

Mrs. GOODWIN of Bath

—of the House.

Reports were read.

The SPEAKER: The Chair recognizes the gentleman from Lubec, Mr. Donaghy.

Mr. DONAGHY: Mr. Speaker, I move the Majority "Ought not to pass" Report be accepted.

Whereupon, Mr. Bartlett of South Berwick requested a roll call.

The SPEAKER: The yeas and nays have been requested. For the Chair to order a roll call it must have the expressed desire of one fifth of the members present and voting. All members desiring a roll call will vote yes; those opposed will vote no.

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 Eagle Lake, Mr. Martin.

Mr. MARTIN: Mr. Speaker, Ladies and Gentlemen of the House: It seems that these issues are going to come fast and furious for time immemorial. I would simply ask you to vote against this bill and vote for the motion to accept the Majority Report. I am sure that at that point the Chairman of the State Government Committee is probably saying, what have I done wrong? I think he has done it right, and I would hope that the members of this House would go

along with him and vote against the bill and move for the acceptance of the Majority Report.

The SPEAKER: The pending question is on the motion of the gentleman from Lubec, Mr. Donaghy, that the House accept the Majority "Ought not to pass" Report. (H. in favor will vote yes; those opposed will vote no.)

#### ROLL CALL

YEA — Albert, Ault, Baker, Barnes, Bedard, Bernier, Berry, G. W.; Berry, P. P.; Bither, Bourgoin, Bragdon, Brawn, Brown, Bustin, Call, Carey, Carrier, Churchill, Clark, Clemente, Collins, Conley, Cote, Cottrell, Crosby, Curtis, A. P.; Cyr, Dam, Donaghy, Doyle, Drigotas, Dudley, Dyar, Emery, D. F.; Evans, Faucher, Fecteau, Finemore, Gagnon, Gauthier, Genest, Gill, Good, Hall, Hancock, Hardy, Haskell, Hawkens, Hayes, Henley, Herrick, Hewes, Hodgdon, Immonen, Jalbert, Kelleher, Kelley, K. F.; Kelley, P. S.; Lawry, Lebel, Lee, Lessard, Lewin, Lewis, Lincoln, Littlefield, Lizotte, Lucas, Lund, Lynch, MacLeod, Maddox, Manchester, Marsh, Martin, McCloskey, McCormick, McKinnon, McNally, McTeague, Millett, Mills, Morrell, Murray, Norris, O'Brien, Orestis, Page, Parks, Payson, Porter, Pratt, Rand, Rollins, Ross, Scott, Shaw, Shute, Simpson, L. E.; Simpson, T. R.; Slane, Smith, E. H.; Susi, Tanguay, Trask, Weber, Wheeler, White, Whitson, Williams, Wood, M. W.; Wood, M. E.; Woodbury.

NAY — Bailey, Bartlett, Berube, Binnette, Birt, Boudreau, Carter, Cummings, Curran, Curtis, T. S. Jr.; Emery, E. M.; Fraser, Goodwin, Keyte, Marstaller, Sheltra, Stillings, Theriault, Tyndale, Vincent.

ABSENT—Bunker, Cooney, Dow, Farrington, Hanson, Jutras, Kelley, R. P.; Kilroy, Mahany, Mosher, Pontbriand, Rocheleau, Santoro, Silverman, Smith, D. M.; Starbird, Wight.

Yes, 113; No, 20; Absent, 17.

The SPEAKER: One hundred and thirteen having voted in the affirmative and twenty in the negative, with seventeen being absent, the motion does prevail.

Sent up for concurrence.

#### Divided Report

Majority Report of the Committee on State Government reporting "Ought to be Adopted" on Joint Resolution Memorializing Congress to Lower the Retirement Age Under Social Security from 65 to 62 Years (H. P. 1002) (L. D. 1364)

Report was signed by the following members:

Mr. JOHNSON of Somerset  
— of the Senate.  
Messrs. STILLINGS of Berwick  
STARBIRD  
of Kingman Township  
Mrs. GOODWIN of Bath  
Messrs. FARRINGTON  
of Old Orchard Beach  
COONEY of Webster  
HODGDON of Kittery  
CURTIS of Orono

— of the House.  
Minority Report of same Committee reporting "Ought not to be Adopted" on same Joint Resolution.

Report was signed by the following members:

Messrs. CLIFFORD  
of Androscoggin  
WYMAN of Washington  
— of the Senate.  
Messrs. DONAGHY of Lubec  
MARSTALLER  
of Freeport  
— of the House.

Reports were read.

The SPEAKER: The Chair recognizes the gentleman from Lubec, Mr. Donaghy.

Mr. DONAGHY: Mr. Speaker and Members of the House: I would move the Minority "Ought not to be Adopted" Report and would speak briefly to my motion.

The SPEAKER: The gentleman from Lubec, Mr. Donaghy, moves the acceptance of the Minority "Ought not to be Adopted" Report.

The gentleman may proceed.

Mr. DONAGHY: Mr. Speaker and Members of the House: It is not politically popular to be against motherhood, the elderly, and so forth. I want to say that I am not against the elderly or against motherhood. The reason I have moved against the adoption of this resolution is that the trends are in the opposite direction. We are finding on a nation-wide basis that there is a need for employment for older people. It has been found