

# MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Seventh  
Legislature*

OF THE

STATE OF MAINE

1975

KENNEBEC JOURNAL  
AUGUSTA, MAINE

Transportation reporting "Ought to Pass" (H. P. 343) (L. D. 427)

Bill "An Act to Allow Juveniles at the Training Centers and Inmates at the County Jails to Participate in Halfway House Programs" — Committee on Judiciary reporting "Ought to Pass" (S. P. 91) (L. D. 262)

No objections having been noted, the above items were ordered to appear on the Consent Calendar of March 4, under listing of Second Day.

#### Consent Calendar Second Day

In accordance with House Rule 49-A, the following items appear on the Consent Calendar for the Second Day:

Bill "An Act to Change the Name of the Bureau of Labor and Industry to the Bureau of Labor" (S. P. 140) (L. D. 443)

Bill "An Act to Clarify the Exemption of Hairdressers Holding Booth Licenses from Eligibility for Unemployment Compensation" (H. P. 202) (L. D. 247)

No objections having been noted at the end of the Second Legislative Day, the Senate Paper was passed to be engrossed in concurrence, and the House Paper was passed to be engrossed and sent to the Senate for concurrence.

Resolution, Proposing an Amendment to the Constitution Prohibiting Anyone under Sentence for a Felony from Seeking or Holding a Constitutional Office (S. P. 43) (L. D. 95)

Bill "An Act to Provide Continuing Jurisdiction over Juvenile Offenses" (H. P. 321) (L. D. 393)

Bill "An Act to Abolish the Statewide Criminal Tumor Registry of the Department of Health and Welfare" (H. P. 283) (L. D. 335)

Were reported by the Committee on Bills in the Second Reading, read the second time, passed to be engrossed and sent to the Senate.

Bill "An Act to Change the Name of Department of Inland Fisheries and Game to Department of Fisheries and Wildlife" (H. P. 413) (L. D. 588)

Was reported by the Committee on Bills in the Second Reading and read the second time.

Mr. Greenlaw of Stonington offered House Amendment "A" and moved its adoption.

House Amendment "A" (H-41) was read by the Clerk.

The SPEAKER: The Chair recognizes the same gentleman.

Mr. GREENLAW: Mr. Speaker, Men and Women of the House: All this amendment does is put back into the title of the department the word 'Inland.' The department would now be known as the Department of Inland Fisheries and Wildlife. I think the Statement of Fact explains the reason for it. It is simply to distinguish between the Inland and Fisheries Coastal Department.

I have touched base with the sponsor of the bill, the members of the Fisheries and Wildlife Committee, the Chairman of the State Government Committee, and all seem to be in agreement. I now move for the adoption of this amendment, Mr. Speaker.

Thereupon, House Amendment "A" was adopted.

The Bill was passed to be engrossed as amended and sent to the Senate.

Bill "An Act to Permit Archery Hunting

Without a License in Certain Cases" (H. P. 255) (L. D. 323)

Was reported by the Committee on Bills in the Second Reading, read the Second Time and passed to be engrossed and sent to the Senate.

#### Amended Bills

Bill "An Act to Increase Funds Allowed by Court Order to a Minor without a Guardian" (S. P. 76) (L. D. 216) (S. "A" S-9)

Bill "An Act to Extend the Life of the Commission Preparing a Revision of the Probate Laws" (Emergency) (H. P. 235) (L. D. 291) (C. "A" H-38)

Were reported by the Committee on Bills in the Second Reading, read the second time passed to be engrossed as amended and sent to the Senate.

An Act Relating to Hearings for Applications for Liquor Licenses (S. P. 101) (L. D. 356)

An Act Relating to Suspension of Sale of Certain Bedding and Upholstered Furniture (H. P. 143) (L. D. 165)

An Act Relating to Licenses Issued by the Harness Racing Commission and to the Rule-making Authority of that Commission (H. P. 363) (L. D. 457)

Were reported by the Committee on Engrossed Bills as truly and strictly engrossed, passed to be enacted, signed by the Speaker and sent to the Senate.

#### Enactor

##### Tabled and Assigned

An Act Relating to Fines, Suspensions and Revocations Levied by the Harness Racing Commission (H. P. 431) (L. D. 525)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed.

(On motion of Mr. Kelleher of Bangor, tabled pending passage to be enacted and specially assigned for Wednesday, March 5.)

#### Finally Passed

Resolve, to Reimburse G. Gordon Gilman of Stow for Loss of Bee Hives by Bear (H. P. 291) (L. D. 343)

Resolve, to Reimburse Marcia S. Webster of Auburn for Loss by Fire Caused by State Ward (H. P. 268) (L. D. 316)

Were reported by the Committee on Engrossed Bills as truly and strictly engrossed, Resolves finally passed, signed by the Speaker and sent to the Senate.

#### Orders of the Day

Mr. Gauthier of Sanford was granted unanimous consent to address the House.

Mr. GAUTHIER: Mr. Speaker, Ladies and Gentlemen of the House: The Committee on Judiciary has placed a proposed schedule of hearings on your desks with reference to L. D. 314, Maine Criminal Code. I would like to briefly explain to you the schedule.

This will start on March 11, and the general principle from section 1 through 108 will be taken care of on that day. March 13, which is on a Thursday, we will take up sections 151 through 404. March 18, another Tuesday, will be sections 451 through 757. On Wednesday, we will have sections 801 through 854, and on that day we will have one of the top professors in criminal law that will attend this hearing, and his name is Professor Sanford J. Fox. On March 20, we will answer questions on the entire code at that time, and the professor will also be with us on that day to answer all the questions you might have to

ask him. March 25 will be sections 901 through 1115, and on March 27, we will have sections 1151 through 1305, and I hope everyone here who are interested, who knows anyone in their own towns, like their police departments or anyone else that might be interested in some of these laws, that they ask them to attend the hearing. We will be very pleased to have you all.

The Chair laid before the House the first tabled and today assigned matter:

"An Act Exempting Trucks Purchased by Nonresidents from Sales Tax" (H. P. 205) (L. D. 250)

Tabled — February 26, by Mr. Finemore of Bridgewater.

Pending — Passage to be enacted.

The SPEAKER: The Chair recognizes the gentleman from Bridgewater, Mr. Finemore.

Mr. FINEMORE: Mr. Speaker and Members of the House: This bill has been on the table for several days, and I believe at this time I won't table it again. The reason has been the cost of this bill, and we can't seem to find out a natural cost. They have given us \$9,000, but we can't find out for sure if that is it.

We have done a lot of work, Mr. Smith and I, and I believe he is continuing to work on it. But at this time, I move it be passed to be enacted.

Thereupon, on motion of Mr. Finemore of Bridgewater, the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

The Chair laid before the House the second tabled and today assigned matter:

Bill "An Act Relating to the Priority of Mechanics' Liens." (H. P. 593) (L. D. 740)

In House, referred to Committee on Business Legislation. In Senate, referred to Committee on Judiciary.

Tabled — February 27, by Mr. Rolde of York.

Pending — Further consideration.

On motion of Mr. Tierney of Durham, the House voted to insist.

The Chair laid before the House the third tabled and today assigned matter:

House Order Amending House Rule 10.

Tabled — February 27, by Mr. Jalbert of Lewiston. (Pursuant to House Rule 54):

Pending — Passage.

On motion of Mr. Cooney of Sabattus, tabled pending passage and specially assigned for Tuesday, March 4.

The Chair laid before the House the fourth tabled and today assigned matter:

Resolve, Reimbursing Certain Municipalities on Account of Property Tax Exemptions of Veterans (H. P. 293) (L. D. 346)

Tabled — February 27, by Mr. Palmer of Nobleboro.

Pending — Passage to be engrossed.

On motion of Mr. Palmer of Nobleboro, the Resolve was passed to be engrossed and sent to the Senate.

#### (Off Record Remarks)

On motion of Mr. Rolde of York, Adjourned until Tuesday, March 4, at ten o'clock in the morning.