

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Second
Legislature*

OF THE

STATE OF MAINE

1965

DAILY KENNEBEC JOURNAL
AUGUSTA, MAINE

Representatives." (H. P. 1103) (L. D. 1502)

Bill, "An Act Relating to Organization of Lewiston Fire Department." (H. P. 351) (L. D. 454)

Which were Read a Second Time and Passed to Be Engrossed in concurrence.

Bill, "An Act Creating a Second Assistant County Attorney for Androscoggin County." (H. P. 867) (L. D. 1164)

Which was Read a Second Time and Passed to Be Engrossed in non-concurrence.

House — As Amended

Bill, "An Act Appropriating Money to Supplement Federal Vocational Funds for Area Education Programs for Apprentices and Other Adult Workers." (H. P. 674) (L. D. 901)

Bill, "An Act Providing for New Ferry Landing at Forest City Landing, Peaks Island." (H. P. 113) (L. D. 137)

Bill, "An Act Relating to General Powers of Cities." (H. P. 642) (L. D. 867)

Bill, "An Act to Grant a New Charter to City of Biddeford." (H. P. 1087) (L. D. 1475)

Which were Read a Second Time and Passed to Be Engrossed, as amended, in concurrence.

Senate

Bill, "An Act to Reactivate Main Committee on Problems of the Mentally Retarded." (S. P. 527) (L. D. 1505)

Which was Read a Second Time and Passed to Be Engrossed.

Sent down for concurrence.

Senate—As Amended

Bill, "An Act Relating to Working Capital of Liquor Commission." (S. P. 377) (L. D. 1194)

Resolve, Appropriating Funds for Operation of Advisory Committee on Education. (S. P. 160) (L. D. 490)

Bill, "An Act Clarifying the Inland Fisheries and Game Laws." (S. P. 428) (L. D. 1375)

Which were Read a Second Time and Passed to Be Engrossed, as amended.

Sent down for concurrence.

Enactors

The Committee on Engrossed Bills reported as truly and strictly engrossed the following Bills and Resolve:

Bill, "An Act Appropriating Monies to Supplement Loans by Maine School Building Authority." (H. P. 298) (L. D. 401)

(On motion by Mr. Duquette of York, placed on the Special Appropriations Table pending passage to be enacted.)

Bill, "An Act Relating to Boards of Registration in Certain Towns." (H. P. 471) (L. D. 624)

Bill, "An Act Providing for Election of School Board of City of Old Town." (H. P. 506) (L. D. 659)

Bill, "An Act Relating to Fees of Clerks of the Judicial Courts." (H. P. 632) (L. D. 839)

Bill, "An Act Appropriating Monies for Study of Maine Motor Vehicle Laws." (H. P. 388) (L. D. 871)

(On motion by Mr. Duquette of York, placed on the Special Appropriations Table pending passage to be enacted.)

Bill, "An Act Relating to Junk Yards." (H. P. 832) (L. D. 1059)

(On motion by Mr. Harding of Aroostook, tabled pending passage to be enacted.)

Bill, "An Act to Provide Aerial Photos of Maine's Forest Lands." (S. P. 279) (L. D. 841)

(On motion by Mr. Duquette of York, placed on the Special Appropriations Table pending passage to be enacted.)

Bill, "An Act Relating to Exemption from Sales Tax of Boats Sold to Nonresidents." (S. P. 504) (L. D. 1470)

Which Bills were Passed to Be Enacted.

Resolve Appropriating Money to Continue Review of Maine Criminal Statutes. (S. P. 445) (L. D. 1384)

(On motion by Mr. Duquette of York, placed on the Special Appropriations Table pending passage to be enacted.)

Orders of the Day

The President laid before the Senate the 1st tabled and today assigned item (S. P. 526) (L. D.

1504) Bill, "An Act Revising the Minimum Wage Law"; tabled on April 30 by Senator O'Leary of Oxford pending passage to be engrossed.

Mr. O'LEARY of Oxford: Mr. President, I tabled this last week so that we could correct a few inequities in this bill. I know you are all receiving calls about your bell-boys, waitresses and such and I would like to take this opportunity to explain this first paragraph in L. D. 1504 which is Section 662 under Coverage. In this bill we cross out waiters, waitresses, doormen, bellhops and chambermaids, students and members of the family of the employer. This doesn't mean that these people are coming under the minimum wage bill. This does away with those whom you will exclude as being employees, these people that are going to be considered as employees when it comes to those who are going to be qualified under the minimum wage.

Under Section 66 of the Revised Statutes, Section 26, there you have those who are excluded and in this you will find that the chambermaids and such are excluded. This may help you when you receive all these inquiries that you have been receiving.

We prepared an amendment in committee and this has the endorsement of all ten members of the committee. At this time I would like to offer Senate Amendment "A" and move its adoption.

Which amendment (S-177) was read and adopted.

Mr. JUTRAS of York: Mr. President, I move that the item be tabled.

Mr. O'LEARY of Oxford: Mr. President, I would ask for a division and I would like to say a few brief words.

The PRESIDENT: The tabling motion is not debatable.

The motion before the Senate is the tabling motion of Senator Jutras of York and a division has been requested.

Mr. O'LEARY of Oxford: Mr. President, would the Senator from York assign a day?

The PRESIDENT: The Senator from Oxford, Senator O'Leary, poses a question through the Chair to the Senator from York, Senator Jutras as to whether that Senator would care to assign a day. The Senator may answer if he so chooses.

Mr. JUTRAS: Mr. President, I would assign one week from today.

A division of the Senate was had.

Twenty-one having voted in the affirmative, the motion prevailed, the bill was tabled pending passage to be engrossed and was especially assigned for one week from today.

The President laid before the Senate the 2nd tabled and today assigned item (S. P. 225) (L. D. 684) Bill, "An Act Exempting Boats and Boat Motors from Property Tax"; tabled on May 4 by Senator Cahill of Somerset pending motion by Senator Violette of Aroostook to indefinitely postpone the bill and the reports.

Mr. JACQUES of Androscoggin: Mr. President and members of the Senate: I would like to have the Senate not go along with indefinite postponement because I wish to withdraw the amendment that we adopted here in the Senate. We just had the ruling from the Attorney General's office and the ruling is that the amendment is unconstitutional. This is one of the reasons that I hope you will not go along with the motion for indefinite postponement so that I could next withdraw my amendment on the present bill.

Mr. GLASS of Waldo: Mr. President, for the record in connection with the comments of the Senator from Androscoggin concerning the ruling of the Attorney General: It was something that I requested late yesterday morning and it is in the form of a memorandum that was very hurriedly prepared by the office of the Attorney General and he did not indicate that it was unconstitutional per se; the report merely says there are grave doubts as to its constitutionality. I rise merely to correct the record in that respect. He did not flatly