

# 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

**MARSTALLER**

of Freeport

On the part of the Senate:

QUINN of Penobscot

MARTIN of Piscataquis

BERNARD

of Androscoggin

Comes from the House, the report Read and Accepted.

Which report was Read and Accepted in concurrence.

**Committee of Conference Report**

The Committee of Conference on the disagreeing action of the two branches of the Legislature, on Resolve Proposing an Amendment to the Constitution Pledging Credit of the State for Guaranteeing Portions of Certain Home Mortgages and Housing Development. (S. P. 390) (L. D. 1315) ask leave to report: that the House recede and concur with the Senate in accepting the Minority "Ought to Pass" Report of the Committee on State Government and pass the Resolve to be engrossed in concurrence.

On the part of the House:

DENNETT of Kittery

RIDEOUT of Manchester

MARTIN of Eagle Lake

On the part of the Senate:

WYMAN of Washington

LETOURNEAU of York

Comes from the House, the report Read and Accepted and the Resolves Passed to be Engrossed, in concurrence.

Which report was Read and Accepted in concurrence.

**Enactors**

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

An Act to Provide for Full-time County Attorneys. (S. P. 528) (L. D. 1610)

An Act Defining the Powers and Duties of the Water and Air Environmental Improvement Commission and Other State Agencies with Respect to Air Pollution. (S. P. 502) (L. D. 1597)

(On motion by Mr. Sewall of Penobscot, placed on the Special Appropriations Table.)

On motion by Mr. Katz of Kennebec, recessed pending the sound of the bell.

**After Recess**

Called to order by the President.

On motion by Mr. Katz of Kennebec, the Senate voted to take from the table Bill, "An Act to Correct Errors and Inconsistencies in the Public Laws" (S. P. 366) (L. D. 1248)

On further motion by the same Senator, the Senate voted to reconsider its action whereby it Adopted Senate Amendment "C" and, on subsequent motion by the same Senator, the Senate voted to reconsider its action whereby it Adopted Senate Amendment "A" to Senate Amendment "C".

The PRESIDENT: The Chair recognizes the same Senator.

Mr. KATZ of Kennebec: Mr. President, before I go along any further, perhaps I should allay any feelings and explain that this pertains to the City of Waterville and the administrative assistant to the mayor, and there is complete agreement.

I now move that we indefinitely postpone Senate Amendment "A" to Senate Amendment "C".

The PRESIDENT: The Senator from Kennebec, Senator Katz, now moves that the Senate indefinitely postpone Senate Amendment "A" to Senate Amendment "C". Is this the pleasure of the Senate?

The motion prevailed.

The same Senator then moved the Adoption of Senate Amendment "C".

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

Mr. BERRY of Cumberland: Mr. President. I would question the germaneness of this amendment and ask the Chair to rule on it. The title of the L. D., L. D. 1248, is Bill, "An Act to Correct Errors and Inconsistencies in the Public Laws." The body of the amendment refers to Section 6 of Article 2 of Chapter 132 of the Private and Special Laws? I am not pointing out too much the fact that the bill had had no hearing, but I question the germaneness of the amendment to the bill itself.

The PRESIDENT: The Chair would rule, at the request of the Senator from Cumberland, Senator Berry, that Senate Amendment "C" to Senate Paper 366, Legisla-

tive Document 1248 is not germane to Bill, "An Act to Correct Errors and Inconsistencies in the Public Laws."

Thereupon, on motion by Mr. Katz of Kennebec, Senate Amendment "C" was Indefinitely Postponed.

On further motion by the same Senator, retabled, pending Passage to be Engrossed.

#### **Emergency**

An Act Making Supplemental Appropriations for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1970 and June 30, 1971 and Raising Revenue for Funding Thereof. (H. P. 1281) (L. D. 1608)

Comes from the House, having failed of Enactment.

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

**Mr. KATZ of Kennebec:** Mr. President and Members of the Senate: It has been a long, long session and all that is left is the L. D. in front of us, L. D. 1608. That is all we have to show for six full months of labor of over 180 men and women with varying degrees of talent, with varying degrees of political persuasion, some of whom consider themselves moderates, liberals, conservatives, and that is all there is.

Those of us who have been in leadership this session have been faced with the fact of life that the numbers in the two bodies have been rather evenly balanced between the parties, and we have been faced with the fact of life that within the majority party there has been a very substantial difference of opinion.

I think that it is reasonably well known that the leadership of the majority party in the Maine Senate has not been reflecting the expressed views of the majority in the caucus. I suppose that the reason this has come about is because of the very special responsibilities that there are on leadership as opposed to the individual members of any caucus. And there has been a feeling in the minds of leadership that any position which could not be reflected into two-thirds of the vote

of both houses of this legislature, no matter how valid, no matter how warmly espoused, was meaningless and no solution at all, so the leadership has been in a position of some torment.

We now have this package before us which does a number of things that need doing. It says to the State employees, whom we have been reassuring, that we are your employers and we are responsible for maintaining the kind of bearable working conditions that any good employer maintains, and we are conscious of the fact that the Federal Government has caused some of your hours to be reduced from 44 to 40 hours, others from 48 to 44 hours. We are conscious of the intolerable situation down in Pineland, where the physical therapy program has ground to an absolute halt. There is no program because we have been unable to hire the people to run the program. And we are conscious of the fact that this year the towns and cities in the State of Maine have had the largest single increase in their costs of local education in the history of the State. And we are conscious of the fact that outside of this legislature the people of Maine are tremendously concerned about the reduced buying power of the dollar. We are aware of the fact that, more than any other session of any other legislature within our memory, that this session of the legislature has come up with a million questions and pitifully few answers.

There are some of you here who like this package and will vote for it. There are some of you here who don't like it and will vote for it. There are some of you here who have said that if we change the method of funding that you would vote for it. There are some who have said that if you change the level of spending we will vote for it. There are many here who have said if you change the method of funding and the level of spending we will vote for it. What, in effect, we have been saying by this proliferation of views is "Do it my way, baby, or I won't go along with the consensus." And we have arrived with probably less than the consensus needed. But I call to