

# MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Sixth  
Legislature*

OF THE

STATE OF MAINE

Volume III

June 6, 1973 to July 3, 1973

Index

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definitely postponed. All in favor of that motion will vote yes; those opposed will vote no.

A vote of the House was taken.

Mr. Kelleher of Bangor requested a roll call vote.

The SPEAKER pro tem: The Chair recognizes the gentleman from Old Town, Mr. Binnette.

Mr. BINNETTE: Mr. Speaker and Ladies and Gentlemen of the House: Right now I am wondering if — we are going to have a vote for indefinite postponement of this bill. What is wrong with letting it go and have a public hearing? Let's let the public decide through the Education Committee what they want to do with it.

The SPEAKER pro tem: A roll call has 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 those desiring a roll call vote 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 pro tem: The Chair recognizes the gentleman from Norway, Mr. Henley.

Mr. HENLEY: Mr. Speaker and Ladies and Gentlemen of the House: Regardless of the possible merits of what this bill attempts to do, I resent having bills brought in two or three days before adjournment when several — what we believe or several of us believe were very worthy — bills have either been refused or we have been advised that it is too late to put them in.

It seems to me in my short tenure as a legislator, my other three terms and this one — it seems to me that I have never seen quite this occasion. I noticed this the first thing this morning, and I was appalled. I went to floor leadership, and they knew very little about it; and, of course, you have heard ensuing debate on it. If for no other reason, I feel that this should be voted down. It is all well and good to say to give the people a chance at public hearing. We cannot stay or we should not stay here all summer.

I refused a couple of very legitimate bills on claims, because I stated that we are past cloture. They didn't get their requests in on time. One of them means that a very small private school, because of destruction of property by a state ward, will not be able to receive that \$200 which should be rightfully theirs, because the request was too late getting in. In other words, I like a good many other legislators are playing the game. We have cloture date for a very good purpose; otherwise, we would be in session the year round.

Consequently, for no other reason, I feel that this bill should be killed before it even gets off the ground, and I urge you to all vote for the indefinite postponement of this bill three days before adjournment.

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(Off Record Remarks)

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The SPEAKER pro tem: The Chair recognizes the gentleman from Eagle Lake, Mr. Martin.

Mr. MARTIN: Mr. Speaker and Ladies and Gentlemen of the House: In reference to the remarks made by the gentleman from Norway, Mr. Henley, in reference to legislation that was coming in and coming out, we may want to ask the gentleman at some point to take a look in terms of new bills that were coming and to the errors and inconsistency law in terms of new bills.

We are creating a new board of municipal records on page 43. It is rather long, detailed, complicated, burdensome for the communities, and lo and behold, without a public hearing, we are going to force upon municipalities a gem like this; and someone is going to say because this is three days prior or five that now we have a proper mechanism for the introduction of the bills, that this is wrong? Someone is wrong and someone better take a quick look when you go home this weekend and bring with you legislative document 2044 for your perusal and very close attention to how we do bills in the final week here without a public hearing.

The SPEAKER pro tem: The Chair recognizes the gentleman from Standish, Mr. Simpson.

Mr. SIMPSON: Mr. Speaker, I move we stand adjourned until two p.m. Monday.

Mr. Carey of Waterville requested a roll call vote.

The SPEAKER pro tem: A roll call has 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 those desiring a roll call vote 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 pro tem: The Chair recognizes the Speaker of the House, Mr. Hewes.

Mr. HEWES: Mr. Speaker, I would inquire of the gentleman if an adjournment of more than two days, 48 hours, is in order without the consent of the other body?

The SPEAKER pro tem: The Chair recognizes the gentleman from Brewer, Mr. Norris.

Mr. NORRIS: Mr. Speaker and Ladies and Gentlemen of the House: I think that the Constitution reads two days. It is not written in hours. You can adjourn for two legislative days, which would knock out the weekend I think the motion is in order.

The SPEAKER pro tem: The Chair recognizes the gentleman from Standish, Mr. Simpson.

Mr. SIMPSON: Mr. Speaker and Ladies and Gentlemen of the House: Saturday and Sunday are not legislative days; therefore, Monday is our next legislative day.

The SPEAKER pro tem: The pending question is on the motion of the gentleman from Standish, Mr. Simpson, that the House adjourn until two o'clock p.m., Monday, June 25. All in favor of that motion will vote yes; those opposed will vote no.

### ROLL CALL

YEAS: Ault, Baker, Berry, G.W.; Berry, P.P.; Binnette, Birt, Bither, Bragdon, Brawn, Briggs, Brown, Bunker, Cameron, Chick, Churchill, Cottrell, Crommett, Curtis, T.S., Jr.; Dam, Davis, Donaghy, Dow, Dudley, Dunn, Evans, Farnham, Farrington, Finemore, Flynn, Good, Hamblen, Henley, Herrick, Hoffses, Huber, Hunter, Immonen, Jackson, Jalbert, Kauffman, Kelleher, Kelley, Keyte, Knight, Lawry, Lewis, E.; Lewis, J.; Littlefield, MacLeod, Mahany, Maxwell, McHenry, McKernan, McNally, Merrill, Morton, Murchison, Norris, Palmer, Parks, Pratt, Rollins, Shaw, Shute, Silverman, Simpson, L.E.; Snowe, Soulas, Stillings, Strout, Susi, Trask, Tyndale, White, Willard, Wood, M.E.

NAYS: Albert, Berube, Boudreau, Bustin, Carey, Carrier, Carter, Chonko, Clark, Conley, Connolly, Cooney, Cote, Curran, Deshaies, Drigotas, Dunleavy, Dyar, Farley, Ferris, Fraser, Garsoe, Gauthier, Genest, Goodwin, H.; Goodwin, K.; Greenlaw, Hancock, Hewes, Hobbins, Jacques, Kilroy, LaCharite, LaPointe, LeBlanc, Martin, McCormick, McMahon, McTeague, Mills, Morin, L.; Morin, V.; Mulkern, Murray, Najarian, Perkins, Peterson, Ricker, Rolde, Santoro, Smith, D.M.; Smith, S.; Sproul, Talbot, Tanguay, Theriault, Tierney, Webber, Wheeler, Whitzell.

ABSENT: Cressey, Emery, D.F.; Faucher, Fecteau, Gahagan, Haskell, Kelley, R.P.; Lynch, Maddox, O'Brien, Pontbriand, Ross, Sheltra, Trumbull, Walker.

Yes, 76; No, 60; Absent, 15.

The SPEAKER pro tem: Seventy-six having voted in the affirmative and sixty having voted in the negative, with fifteen being absent, the motion does prevail.

Thereupon, the House stood adjourned until Monday, June 25 at two o'clock in the afternoon.