

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

Divided Report

Majority Report of the Committee on Veterans and Retirement reporting "Ought Not to Pass" on Bill "An Act to Grant Full Retirement Benefits to All Members of the Maine State Retirement System after 30 Years Creditable Service" (H. P. 863) (L. D. 1072)

Report was signed by the following members:

Messrs. COLLINS of Knox
CLIFFORD of Androscoggin
O'LEARY of Oxford
— of the Senate.

Messrs. LEONARD of Woolwich
USHER of Westbrook
NADEAU of Sanford
MacEACHERN of Lincoln
THERIAULT of Rumford
CURTIS of Rockland
MORTON of Farmington

Mrs. LAVERTY of Millinocket
Mrs. KELLEY of Machias
— of the House.

Minority Report of the same Committee reporting "Ought to Pass" on Same Bill.

Report was signed by the following member:

Mr. POWELL of Wallagrass Pt. Plantation
— of the House.

Reports were read.

On motion of Mr. Theriault of Rumford, the Majority "Ought Not to Pass" Report was accepted and sent up for concurrence.

**Consent Calendar
First Day**

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

Bill "An Act Concerning the Registration of Certain Pickup Trucks" — Committee on Transportation reporting "Ought to Pass" (S. P. 117) (L. D. 382)

Bill "An Act to Repeal Certain Unconstitutional Provisions of the Election Laws" — Committee on Election Laws reporting "Ought to Pass" (H. P. 248) (L. D. 300)

Bill "An Act to Provide for Supervision of Elections by Municipal Clerks" — Committee on Election Laws reporting "Ought to Pass" as amended by Committee Amendment "A" (H-191) (H. P. 907) (L. D. 1106)

Bill "An Act Making a Supplemental Appropriation for the Supplemental Security Income Programs for the Purpose of Increasing the Base Rate for Boarding Home Care" — Committee on Appropriations and Financial Affairs reporting "Ought to Pass" as amended by Committee Amendment "A" (H-192) (H. P. 477) (L. D. 597)

Bill "An Act to Amend the Employment Security Law as to Separation Reports" — Committee on Labor reporting "Ought to Pass" as amended by Committee Amendment "A" (S-79) (S. P. 241) (L. D. 793) 793)

No objections being noted, the above items were ordered to appear on the Consent Calendar of Thursday, April 24, under listing of the 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 Concerning the Size of Municipal Populations in the Statute Requiring or Authorizing the Appointment of Boards of Registrations" (H. P. 752) (L. D. 927)

Bill "An Act Relating to Throwing

Objects at Emergency Vehicles under the Malicious Mischiefs Law" (H. P. 969) (L. D. 1220)

Bill "An Act Relating to the Release of Mentally Disordered Persons" (C. "A" H-189) (H. P. 719) (L. D. 895)

No objections having been noted at the end of the Second Legislative Day, the House Papers were passed to be engrossed and sent up for concurrence.

Passed to Be Engrossed

Resolve, to Reimburse Richard Lufkin of Thorndike for Property Damage Caused by Water Runoff from State Highway (H. P. 804) (L. D. 980)

Was 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 Increase the Minimum Wage to \$2.50 an Hour" (Emergency) (H. P. 1520) (L. D. 1833)

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

The SPEAKER: The Chair recognizes the gentleman from Kennebunk, Mr. McMahon.

Mr. McMAHON: Mr. Speaker, Ladies and Gentlemen of the House: I simply want to read to the members of the House a reply to Mr. Kelleher's question yesterday. I did attempt to find out the number of businesses that have failed, and I approached the Department of Commerce and Industry and asked them to find out that information, and this is the reply that I received today. "Our development people have kept no list of industrial failures in 1974. Ed Miller, our economist, says that the information is on the computer terminal but is not available through him due to the current budgetary problem."

The SPEAKER: The Chair recognizes the gentleman from Bangor, Mr. McKernan.

Mr. McKERNAN: Mr. Speaker, Ladies and Gentlemen of the House: I am in a little bit awkward position today. The amendment which we were going to have drafted was somehow erroneously drafted in Legislative Research; therefore, it is not ready, and rather than allow this to sit on the table until later in today's session, until one-thirty or two o'clock, whenever we are going to finally get out of here, I think we will just see if we can get it put on in the Senate, knowing the numerical differences here today.

Thereupon, the Bill was passed to be engrossed and sent to the Senate.

Amended Bills

Bill "An Act to Require the Bureau of Purchases to Publish a Manual on State Purchasing" (S. P. 323) (L. D. 1100) (C. "A" S-60)

Bill "An Act to Increase the Bonded Debt Limitation of the Maine State Housing Authority's Mortgage Purchase Program" (H. P. 584) (L. D. 723) (C. "A" H-182)

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.

**Passed to Be Enacted
Emergency Measure**

An Act to Allocate Moneys for the Administrative Expenses of the Bureau of Alcoholic Beverages, Department of Finance and Administration and the State

Liquor Commission for the Fiscal Years Ending June 30, 1976 and June 30, 1977 (H. P. 709) (L. D. 888)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary a total was taken. 115 voted in favor of same and 10 against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Passed to Be Enacted

An Act to Clarify the Definition of Employee in the Workmen's Compensation Act (S. P. 492) (L. D. 1821)

An Act Relating to a Close Corporation Under the Unemployment Compensation Laws (S. P. 493) (L. D. 1822)

An Act to Provide Vocational Rehabilitation Services to Those Persons who are Deaf or who Have Impaired Hearing (H. P. 165) (L. D. 199)

An Act to Permit Furloughs for Prisoners of County Jails (H. P. 427) (L. D. 521)

An Act to Provide for Continuity of Treatment by Ambulance Personnel (H. P. 495) (L. D. 613)

An Act Relating to Reallocation of Existing Institutional Resources of the Bureau of Corrections (H. P. 559) (L. D. 688)

An Act to Provide Funds for the Continuation of Children's Mental Health Services within the State of Maine (H. P. 623) (L. D. 777)

An Act Relating to Premiums and Rebates by Class A Restaurants under the Liquor Laws (H. P. 873) (L. D. 1047)

An Act to Create the Maine Fishing Gear Damage Fund (H. P. 1489) (L. D. 1681)

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.

Orders of the Day

The Chair laid before the House the first item of Unfinished Business:

House Divided Report — Majority (10) "Ought Not to Pass" — Minority (2) "Ought to Pass" as Amended by Committee Amendment "A" (H-183) — Committee on State Government on Bill "An Act to Provide Low Cost Financing through the Maine State Housing Authority for Nursing Homes and Similar Facilities for Persons of Low Incomes" (H. P. 756) (L. D. 926)

Tabled — April 21, by Mr. Cooney of Sabattus.

Pending — Motion of same gentleman to Accept Majority "Ought Not to Pass" Report.

The SPEAKER: The Chair recognizes the gentleman from Owls Head, Mrs. Post.

Mrs. POST: Mr. Speaker, Men and Women of the House: I was interested in sponsoring this bill for several reasons. I will speak to those in a few minutes from now.

I think I would first like to make a point because there seems to be some confusion on the committee that this particular bill does not in any way extend the credit of the Maine State Housing Authority. What it simply does is to add another type of residential unit to which the Maine State Housing Authority can give financial assistance, that is to nursing and boarding homes.

My concern with this bill is three-fold. First, although it may be questioned that