

MAINE STATE LEGISLATURE

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Legislative Record

OF THE

One Hundred and Seventh Legislature

(First Special Session)

OF THE

STATE OF MAINE

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as high, on a Saturday night, as \$250,000 handle, which the state got a nice cut from. The state got a much bigger cut from the running races than they did from the trotters or the sulky races.

I would hate to see this taken off the books, it was too hard to get on. I would hate to see it taken off the books because, here again, we might get running races in Maine, and running races are one of the big successes of the State of New Hampshire, why they don't have to have a sales tax and why they don't have to have an income tax is because of the money they take in from the horse races and the dog races. They aren't trotting horses, either, they are the running horses.

The SPEAKER: The Chair recognizes the gentleman from Orono, Mr. Wagner.

Mr. WAGNER: Mr. Speaker, Ladies and Gentlemen of the House: I would request that the Chair rule on the germaneness of this amendment.

The SPEAKER: The gentleman from Orono, Mr. Wagner, poses a question to the Chair on the germaneness of House Amendment "C" to House Amendment "A".

The Chair would rule that House Amendment "C" to House Amendment "A" is not germane.

Thereupon, House Amendment "A" as amended by House Amendment "A" thereto was adopted.

The Bill was passed to be engrossed as amended by House Amendment "A" as amended by House Amendment "A" thereto and sent up for concurrence.

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

SENATE REPORT — "Ought to Pass" in New Draft under New Title: Bill "An Act Repealing the Expungement Law and Providing for the Control of Access to and Disclosure of Criminal History Record Information" (S. P. 773) (L. D. 2226) Committee on Judiciary on Bill "An Act Repealing the Expungement Law and Providing for the Control of Access to and Disclosure of Criminal History Record Information" (S. P. 730) (L. D. 2273)

Tabled — March 29 by Mrs. Najarian of Portland.

Pending — Acceptance of the Committee Report.

The SPEAKER: The Chair recognizes the gentleman from Auburn, Mr. Hughes.

Mr. HUGHES: Mr. Speaker, Acting Chairman Spencer of the committee has asked me to inform the body that we found a technical drafting error and we would like to have some more time to draw an amendment, which is now being prepared and I would therefore ask if someone would table this until later in today's session.

Thereupon, the Report was accepted in concurrence, the New Draft read once and assigned for second reading later today.

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

Bill, "An Act to Revise and Clarify the Freedom of Access Law" (H. P. 2226) (L. D. 2316) — In House, Passed to be Engrossed as amended by House Amendments "A" (H-1034), "B" (H-1044), and "E" (H-1110) — In Senate, Passed to be Engrossed as amended by House Amendments "B" and "E" in non-concurrence.

Tabled — March 29 by Mr. Rolde of York.

Pending — Further Consideration.

The SPEAKER: The Chair recognizes the gentleman from Anson, Mr. Burns.

Mr. BURNS: Mr. Speaker, I understand there has been an amendment prepared by Mr. Faucher. He is not in his seat. May this be tabled until later in today's session?

On motion of Mrs. Najarian of Portland, tabled pending further consideration and later today assigned.

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

Bill, "An Act Relating to the Effective Dates for School Lunch Programs and Occupational Safety and Health in Public Employment" (H. P. 2207) (L. D. 2307) (C. "A" H-1106)

Tabled — March 29 by Mrs. Najarian of Portland.

Pending — Passage to be Engrossed as amended by Committee Amendment "A" (H-1106)

Thereupon, the Bill was passed to be engrossed as amended and sent up for concurrence.

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

An Act to Require Nursery Schools to Meet Minimum Fire Safety and Health Standards (H. P. 1965) (L. D. 2154) (C. "A" H-1056) (H. "A" H-1075)

Tabled — March 29 by Mr. Leonard of Woolwich.

Pending — Passage to be Enacted.

The SPEAKER: The Chair recognizes the gentleman from Portland, Mr. LaPointe.

Mr. LaPOINTE: Mr. Speaker, I would humbly request that this be tabled until later in today's session.

On motion of Mr. Carey of Waterville, tabled ending passage to be enacted and later today assigned.

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

An Act Concerning the Salary of Knox County Register of Probate, Deputy Treasurer, Clerk Hire and Legal Fees of the York County Treasurer (H. P. 2230) (L. D. 2318) (S. "A" S-473)

Tabled — March 29 by Mr. Farley of Biddeford.

Pending — Passage to be Enacted.

On motion of Mr. Farley of Biddeford, under suspension of the rules, the House reconsidered its action whereby the Bill was passed to be engrossed.

The same gentleman offered House Amendment "A" and moved its adoption.

House Amendment "A" (H-1138) was read by the Clerk and adopted.

The Bill was passed to be engrossed as amended by Senate Amendment "A" and House Amendment "A" in non-concurrence and sent up for concurrence.

The SPEAKER: The Chair recognizes the gentlewoman from Brunswick, Mrs. Martin.

Mrs. MARTIN: Mr. Speaker, Ladies and Gentlemen of the House: I am fooled on these bills by a few people on my committee. I just want to go on record that I am against this and I am not going to ask for a roll call so I could put my vote against it but this bill really irks me because I was told one thing and they did something else.

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

House Divided Report — Majority (10) "Leave to Withdraw" — Minority (3) "Ought to Pass" as amended by Committee Amendment "A" (H-1120) — Committee on Agriculture on Bill, "An Act Concerning the Establishment of Minimum Prices of the Maine Milk Commission" (H. P. 1942) (L. D. 2129)

Tabled — March 29 by Mr. Kelleher of Bangor.

Pending — Motion of Mr. Mahany of Easton to accept the Majority "Leave to Withdraw" Report.

On motion of Mr. Palmer of Nobleboro, tabled pending the motion of Mr. Mahany of Easton to accept the Majority "Leave to Withdraw" Report, and later today assigned.

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

Bill, "An Act to Establish a Maine Community Jobs Act" (H. P. 2165) (L. D. 2293)

Tabled — March 29 by Mr. Palmer of Nobleboro.

Pending — Passage to be Engrossed.

Mr. Connolly of Portland offered House Amendment "A" and moved its adoption. House Amendment "A" (H-1126) was read by the Clerk.

The Chair recognizes the gentleman from Portland, Mr. Connolly.

Mr. CONNOLLY: Mr. Speaker, Ladies and Gentlemen of the House: I don't intend to speak for a long time, unless there is an extended debate on this, but I would just like to explain to you what this amendment does.

The amendment changes the bill to a resolve and makes the entire legislation very permissive and enabling. The original bill required that a job program be set up through the Commissioner of Manpower Affairs and it established sources of funding that the Commissioner would have to seek out and find to establish the program and set down very definite requirements for the kinds of projects and the kinds of people that would be eligible for the jobs.

At the hearing, a number of questions were raised, principally to the Commissioner of Manpower Affairs, about certain legal questions that had to be resolved before the bill could become law and, consequently, we drafted this resolve which takes care of all the objections that the Commissioner had and it says, in effect, that the Governor may establish a community jobs program if the funding sources mentioned in the bill are available and that if those sources are available, he may seek money from them if he so desires.

I guess the most controversial section in the original bill, was the requirement for an increase in corporate income taxes, and that has been deleted from the bill.

I have spoken with all the members of the Jobs Committee who were involved with this and they agree that this amendment is acceptable. I have spoken to the members of the Taxation Committee who liked the idea behind the original bill but had some problems with the specifics of it and all of them have agreed that the amendment is satisfactory. So with that, I would hope that you would accept the amendment and pass the bill to be engrossed.

Thereupon, House Amendment "A" was adopted.

The bill passed to be engrossed as amended by House Amendment "A" and sent up for concurrence.

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

Bill, "An Act Relating to the Form of Ballots" (H. P. 2063) (L. D. 2233)

Tabled — March 29 by Mr. Faucher of Solon.

Pending — Passage to be Engrossed.

The SPEAKER: The Chair recognizes the gentleman from Waterville, Mr. Carey.

Mr. CAREY: Mr. Speaker, I noticed that the gentleman from Solon, Mr. Faucher, is not in his seat, I know that he wanted to add an amendment to this and I would hope that someone would table it until later today.

On motion of Mrs. Najarian of Portland, tabled pending passage to be engrossed and later today assigned.

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

An Act to Enable Counties to Hire County Administrators (H. P. 2092) (L. D. 2251) (H. "A" H-1051)

Tabled — March 29 by Mr. Birt of East Millinocket.

Pending — Passage to be Enacted.

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