

# 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

KENNEBEC JOURNAL  
AUGUSTA, MAINE

**HOUSE**

Wednesday, June 13, 1973

The House met according to adjournment and was called to order by the Speaker.

Prayer by Father Leonard LeClair of Togus.

The journal of yesterday was read and approved.

**Conference Committee Report**

Report of the Committee of Conference on the disagreeing action of the two branches of the Legislature on Bill "An Act Clarifying Certain Municipal Laws" (H. P. 1118) (L. D. 1454) reporting that the House recede from its action whereby the bill was passed to be engrossed as amended by Committee Amendment "A" (H-329) and House Amendment "C" (H-458), that the House adopt Conference Committee Amendment "A" (H-530) submitted herewith, pass the Bill to be engrossed as amended by Committee Amendment "A" and House Amendment "C" and amended by Conference Committee Amendment "A";

that the Senate recede from its action whereby it passed the bill to be engrossed as amended by Committee Amendment "A" (H-329), House Amendment "A" (H-349), Senate Amendment "A" (S-121) and Senate Amendment "B" (S-189); that it recede from adopting House Amendment "A" (H-349), indefinitely postpone House Amendment "A" (H-349), recede from adopting Senate Amendment "A" (S-121), indefinitely postpone Senate Amendment "A", recede from adopting Senate Amendment "B" (S-189), indefinitely postpone Senate Amendment "B", adopt House Amendment "C" (H-458), adopt Conference Committee Amendment "A" (H-530) and pass the bill to be engrossed as amended by Committee Amendment "A", House Amendment "C" and Conference Committee Amendment "A".

Signed:

EMERY of Rockland

SHUTE

of Stockton Springs

DAM of Skowhegan

on part of House.

ALDRICH of Oxford

JOLY of Kennebec

ROBERTS of York

on part of the Senate.

The Report was read.

The SPEAKER: The Chair recognizes the gentleman from Bath, Mr. Ross.

Mr. ROSS: Mr. Speaker and Members of the House: These Conference Committee Reports are so complicated with their various amendments and indefinite postponement of other amendments, I wonder if somebody who was on that Conference Committee could briefly tell us what they have done.

The SPEAKER: The gentleman from Bath, Mr. Ross, poses a question through the Chair to anyone who may answer if they choose.

The Chair recognizes the gentleman from Rockland, Mr. Emery.

Mr. EMERY: Mr. Speaker and Members of the House: Having just come in, I assume it is that abomination that we had. Briefly, what this bill is is, the Maine Municipal Association Omnibus Bill, and there were two or three different factions that were interested in having their own particular amendment added to the bill.

Essentially, what we have done is to remove Senate Amendment "A" and Senate Amendment "B" and we have replaced, as a Conference Committee Amendment, the language, except for the very last section of Senate Amendment "B".

This was basically to satisfy the gentleman from Skowhegan, Mr. Dam, who is concerned about members of school boards serving on planning boards. And it was also to satisfy Russ Edwards, of the Home Builders Association who wanted to make sure that there were adequate public hearings whenever planning matters were brought up. So this is essentially what we have done.

There have been several amendments offered, most of which have been killed along the way. House Amendment "A" was killed; House Amendment "B" was killed. But as the bill stands right now, you have the Conference Committee Amendment, which is essentially

Senate Amendment "B", minus the last section of that amendment.

You have House Amendment "C" which provides for a deputy moderator at town meetings and then you have Committee Amendment "A" which clarifies certain inconsistencies in the original language of the bill. To our knowledge, this Conference Committee has satisfied all the points and objections raised in both branches by all the various factions interested in the bill.

I would certainly move acceptance of the Conference Committee Report.

Thereupon, the Report was accepted.

The House voted to recede from its action whereby the Bill was passed to be engrossed as amended by Committee Amendment "A" and House Amendment "C".

Conference Committee Amendment "A" (H-530) was read by the Clerk and adopted.

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

#### **Papers from the Senate Reports of Committees Leave to Withdraw**

Committee on Judiciary on Bill "An Act Relating to Commitment of Juveniles to Juvenile Institutions" (S. P. 272) (L. D. 797) reporting Leave to Withdraw.

Came from the Senate with the Report read and accepted.

In the House, the Report was read and accepted in concurrence.

#### **Ought to Pass in New Draft**

Committee on Appropriations and Financial Affairs on Bill "An Act Making Capital Construction and Improvement Appropriations from the General Fund for the Fiscal Years Ending June 30, 1974 and June 30, 1975" (S. P. 175) (L. D. 483) reporting "Ought to pass" in New Draft (S. P. 664) (L. D. 2020) under new title "An Act Making Capital Construction and Improvement Appropriations from the General Fund for the Fiscal Year Ending June 30, 1974."

Came from the Senate with the Report read and accepted and the Bill passed to be engrossed.

In the House, the Report was read and accepted in concurrence, the New Draft read once and assigned for second reading tomorrow.

#### **Divided Report**

Majority Report of the Committee on Judiciary on Bill "An Act Prohibiting Deceptive Practices by a Private Detective or Watch Guard or Patrol Agency" (S. P. 540) (L. D. 1692) reporting "Ought not to pass."

Report was signed by the following members:

Mr. TANOUS of Penobscot  
— of the Senate.

Mrs. BAKER of Orrington  
WHEELER of Portland  
KILROY of Portland  
WHITE of Guilford

Messrs. CARRIER of Westbrook  
HENLEY of Norway  
GAUTHIER of Sanford

— of the House.

Minority Report of the same Committee on same Bill reporting "Ought to pass" as amended by Committee Amendment "A" (S-226). Report was signed by the following members:

Messrs. SPEERS of Kennebec  
BRENNAN of Cumberland  
— of the Senate.

Messrs. PERKINS  
of South Portland  
McKERNAN of Bangor  
DUNLEAVY

of Presque Isle  
— of the House.

Came from the Senate with the Majority "Ought not to pass" Report accepted.

In the House: Reports were read. On motion of Mrs. Baker of Orrington, the Majority "Ought not to pass" Report was accepted in concurrence.

#### **Non-Concurrent Matter**

Bill "An Act Prohibiting Liquor Advertising" (H. P. 1284) (L. D. 1671) which the House passed to be engrossed on June 8.

Came from the Senate with the Majority "Ought not to pass" Report accepted in non-concurrence.

In the House: