LEGISLATIVE RECORD

OF THE

One Hundred and Eighth Legislature

OF THE

STATE OF MAINE

1978

Second Regular Session
January 4, 1978 — April 6, 1978
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June 14, 1978
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APPENDIX
tion. I think this measure is sort of designed to help them bridge the gap, if they aren’t able to bridge the gap from where they are now to a full-fledged institution with the aid of this legis-
lative vote, but just may not make it across that
gap at all.

The SPEAKER: The pending question is, shall this bill become law notwithstanding the objection of the Governor? According to the Constitution, the vote will be taken by the yeas
and nays. This requires a two-thirds vote of all
the members present and voting. All those in
favor of this bill becoming law notwithstanding the objections of the Governor will vote yes;
those opposed will vote no.

ROLL CALL

YEA — Augusta, Houlton, Bennett, Pettee,

Bureau, Boudreau, A.; Bremerman, Brown, K.
C.; Bustin, Carroll, Carter, F.; Churchill, Clark,

Connors, Comnelly, Cunningham, Curran, Davies, Dexter, Diamond, Dow, Drinkwater, Dudley, Elias, Fanlon, Flanagan,

Goodwin, H.; Gould, Green, Hall, Henderson, Hickey, Higgins, Hobbs, Howe, Huber, Hughes, Hunter, Hutchinson, Immeline, Jensen, Joyce, Kane, Kellerer, Perry, Kilc罂ne, Lewis, Locke, Lougee, MacEachern, Mackel,

Mahany, Marshall, Martin, A.; Masterman, Mackley, McDermott, McFerry, Henry, Miller, Mitchell, evade, Nelson, M.; Nelson, N.; Norris, Pettier, Perkins, Petersen, Plourde, Post, Prescott, Raymond, Riceout, Rollins, Sewall, Shute, Silsby, Smith, Spencer, Sprohl, Stroud, Stubbs, Tabbert, Tarbell, Tardiff, Tiger-

ey, Torrey, Tzofer, Trahan, Truman Twitchell, Valentine, Violette, Whittomore, Wilkins, Wilson. The Speaker recognizes the same gentleman.


ABSENT — Brown, K. L.; Burns, Cote, Jai-

bert, LaPlante, Littlefield, Mills, Palmer, Peakes, Tyn dall.


The SPEAKER: Ninety-seven having voted in the affirmative and forty-four in the neg-

ative, with ten being absent, the Governor’s veto is not sustained.

Sent up for concurrence.

An Expression of Legislative Sentiment (H. P. 2133) recognizing that Mahoney High School of South Portland won the Greater Portland Track Championship on February 18, 1978

Presented by Ms. Benoit of South Portland (Cosponsors: Mr. Curran of South Portland, Mrs. Gill of South Portland, Mr. Howe of South Portland.)

The Order was read and passed and sent up for concurrence.

An Expression of Legislative Sentiment (H. P. 2134) recognizing that: Pleasant Mountain Ski Area of Bridgton was established as Maine’s first ski area and is now successfully completing its 6th season.

Presented by Mrs. Tarr of Bridgton.

The Order was read.

The SPEAKER: The Chair recognizes the gentleman from Lewiston, Mrs. Tarr.

Mrs. TARR: Mr. Speaker, Men and Women of the House: I am delighted to introduce this order for Pleasant Mountain Ski Area in Bridg-
ton, Maine. This ski area was the very first ski area in Maine and is now in its fourtht season.

In 1936, the first trails were cleared and the first shelter and the first rope tow were inst-
alled in 1938. In 1955, the first chairlift in Maine was put in operation at Pleasant Moun-
tain, reaching 4,300 feet to the summit and car-
ried 72 double chairlifts.

The growth of Pleasant Mountain as a major ski area was envisioned by a small group of men who saw the fulfillment of a dream emerging to Maine’s leading ski and recrea-
tional area.

Thereupon, the Order received passage and was sent up for concurrence.

An Expression of Legislative Sentiment (H. P. 2135) recognizing that: Jane Michaud has been chosen Miss Caribou and will be compet-
ing in July in the Maine Potato Blossom Festi-
val

Presented by Mr. McBreaity of Caribou (Cosponsors: Mr. Peter of Caribou, Mr. Bennett of Orono, Smith of Mars Hill)

The Order was read.

The SPEAKER: The Chair recognizes the gentleman from Peruham, Mr. McBreaity.

Mr. McBREAITY: Mr. Speaker, we have Jane Michaud with us here today, and I would hope that you might have her stand and be rec-
ognized.

The SPEAKER: The Chair would ask Jane to please stand. She is a courier with us this morning and we welcome her here today. (Applause)

Thereupon, the Order received passage and was sent up for concurrence.

House Reports of Committees

Ought to Pass in New Draft

Mr. Carroll from the Committee on Trans-

portion on Bill, “An Act Relating to the Maine Turnpike Authority” (L. D. 2125) reporting: “ought to Pass in New Draft”

Mr. BIRON: Mr. Speaker, a point of order. Is this bill one that has been referred to the Committee of the Whole House?

The SPEAKER: The Chair recognizes the gentleman from Lewiston, Mr. Biron.

Mr. BIRON: Mr. Speaker, a point of order. Is this bill one that has been referred to the Committee of the Whole House?

The SPEAKER: It is Ought to Pass in New Draft.

The Chair recognizes the same gentleman.

Mr. BIRON: Mr. Speaker, Ladies and Gent-

lemen of the House: I move that this bill and all its accompanying papers be indefinitely postpone.

The bill that you have before you this morn-

ing is similar to the bill that came before you last year. It is a barrier system put in place by this body a large vote. Since that time, the Depart-
ment of Transportation, through its director, Roger Mallar, has, in my opinion, attempted to allow one road system on which can be made available in-
vestment. This means that we can get 90 10 dollars as you may know, the interstate system has been built throughout the United States, and the time is coming when we may have to face the problems that we are in maintenance of those roads. Now they are saying to the fed-
eral government, we need help, and there is pending legislation that would provide 90 10 dollars for the maintenance of the interstate system. Doesn’t it make sense for us to wait and find out if this legislation will be passed and if these dollars will be made available in-
stead of passing a piece of legislation today that

would put a burden on my people and the people in the southern part of the state?

Under this proposal, the people of Lewiston, the municipality of Maine, the only major community in the state that you have to pay a toll to go to. Enough is enough, ladies and gen-
tlemen. Are you prepared to pay a tax for a road that is not even taxed, they pay a gasoline tax like you do and that money is used to maintain the roads. But now you are saying, keep paying the gasoline tax, but we have to get a new law to do that and the turnpike. Well, we have done this for many years and you haven’t in that part of the state.

Now it is time to equalize and it is time to say all right. If there is an opportunity, and I will say to you in all honesty, if there are federal dollars for the maintenance of that road, I will...
support a plan, and I am not saying it is going to be this plan, but I will support a plan where we can raise the money in the southern part of the state ourselves for the maintenance of that road. I will do that, but we don't have to do it this year. What is the rush? I would like anyone on that committee to stand up and tell me why the rush is because there is no rush. Roger Mallar wants it, him and his bureaucrats. I urge you to support the indefinite postponement.

The SPEAKER: The Chair will order a vote. The pending question is on the motion of the gentleman from Lewiston, Mr. Biron, that this Bill and all its accompanying papers be indefinitely postponed. All those in favor will vote yes; those opposed will vote no.

A vote of the House was taken.

38 have voted in the affirmative and 70 having voted in the negative, the motion did not prevail.

Thereupon, the Report was accepted, the New Draft read once and assigned for second reading the next legislative day.

Divided Report

Majority Report of the Committee on Transportation reporting "Ought Not to Pass" on Bill "An Act to Provide Residents of the Islands in Casco Bay with Additional Transportation Service" (L. 1976, c. 23).

Report was signed by the following members:

Messrs. GREELEY of Waldo
McKELLY of Hancock
MINKOWSKY of Androscoggin
— of the Senate.

Messrs. LITTLEFIELD of Hermon
CARROLL of Damariscotta
JACQUES of Lewiston
BROWN of Mexico
Mrs. HUTCHINGS of Lincolnville
Messrs. CARON of Presque Isle
— of the House.

Minority Report of the same Committee reporting "Ought to Pass" as amended by Committee Amendment "A" (H-1072).

Report was signed by the following members:

Messrs. ELIAS of Madison
JENSEN of Portland
MECKAN of Limestone
— of the House.

Reports were read.

On motion of Mr. Jensen of Portland, the Minority "Ought to Pass" Report was accepted and the Bill read once. Committee Amendment "A" (H-1072) was read by the Clerk and adopted and the bill assigned for second reading the next legislative day.

Consent Calendar

First Day

In accordance with House Rule 49, the following item appeared on the Consent Calendar for the First Day (H. P. 2037) (L. 2011) Bill, "An Act to Provide Municipalities with the Authority to Establish Standards for the Installation of Wood Stoves — Committee on Energy reporting "Ought to Pass" as amended by Committee Amendment "A" (H-1079)." The opinion of the Clerk, Mr. Whittmores of Skowhegan, was removed from the Consent Calendar.

The SPEAKER: The Chair recognizes the gentleman from Lincoln, Mr. MacEachern.

Mr. DAVIES: Mr. Speaker and Members of the House: In answer to the gentlelady, we now have that authority locally to inspect anything that we want to inspect locally, and I don't think there is any necessity of any legislation coming out of this body to go back and try to sell people in the state on legislation that is desired at the state level, is done by the municipal officials and not by anybody coming out of Augusta.

The SPEAKER: The Chair recognizes the gentleman from Lincoln, Mr. MacEachern.

Mr. MacEachern: Mr. Speaker and Members of the House: In answer to the gentlelady, we now have that authority locally to inspect anything that we want to inspect locally, and I don't think there is any necessity of any legislation coming out of this body to go back and try to sell people in the state on legislation that is desired at the state level, is done by the municipal officials and not by anybody coming out of Augusta.

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

Mr. HOWE, Mr. Speaker and Members of the House: This legislation is precisely what the gentlelady we now have that authority locally to inspect anything that we want to inspect locally, and I don't think there is any necessity of any legislation coming out of this body to go back and try to sell people in the state on legislation that is desired at the state level, is done by the municipal officials and not by anybody coming out of Augusta.