

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

LEGISLATIVE RECORD

OF THE

*One Hundred and Fourth  
Legislature*

OF THE

STATE OF MAINE

**Volume III**

June 17, 1969 to July 2, 1969

Index

**1st Special Session**

January 6, 1970 to February 7, 1970

Index

KENNEBEC JOURNAL  
AUGUSTA, MAINE

**HOUSE**

Wednesday, January 28, 1970

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

Prayer by the Rev. Mr. Lawrence Merckens of Hallowell.

The journal of yesterday was read and approved.

**Papers from the Senate**

From the Senate: The following Joint Order:

ORDERED, the House concurring, that the Joint Standing Committee on State Government report out to the Senate a Bill relating to interest earned on investments of special state revenue funds (S. P. 637).

Came from the Senate read and passed.

In the House, the Joint Order was read and passed in concurrence.

**Reports of Committees Ought to Pass in New Draft Tabled and Assigned**

Report of the Committee on Appropriations and Financial Affairs on Bill "An Act to Appropriate Moneys for Necessary Non-recurring Items for the Fiscal Years Ending June 30, 1970 and June 30, 1971" (S. P. 557) (L. D. 1632) reporting same in a new draft (S. P. 643) (L. D. 1818) under title of "An Act to Appropriate Moneys for Necessary Items and Miscellaneous Changes for the Fiscal Years Ending June 30, 1970 and June 30, 1971" and that it "Ought to pass"

Came from the Senate with the Report read and accepted and the New Draft passed to be engrossed as amended by Senate Amendment "A".

In the House, the Report was read and accepted in concurrence and the New Draft read twice. Senate Amendment "A" (S-399) was read by the Clerk and adopted in concurrence.

Under suspension of the rules, the New Draft was read the third time.

(On motion of Mr. Dennett of Kittery, tabled pending passage to be engrossed in concurrence and specially assigned for tomorrow.)

**Order Out of Order**

On motion of Mr. Bedard of Saco, it was

ORDERED, that Karen Tryman and Kathleen O'Neil of Thornton Academy be appointed to serve as Honorary Pages for today.

**Divided Report**

Report "A" of the Committee on Education on Bill "An Act Clarifying Laws Relating to the University of Maine" (S. P. 559) (L. D. 1634) reporting that it be referred to the 105th Legislature.

Report was signed by the following members:

Mr. KELLAM of Cumberland — of the Senate.

Messrs. RICHARDSON of Stonington

CHICK of Monmouth

MILLETT of Dixmont

Mrs. KILROY of Portland — of the House.

Report "B" of same Committee on same Bill reporting same in a new draft (S. P. 632) (L. D. 1804) under same title and that it "Ought to pass"

Report was signed by the following members:

Messrs. KATZ of Kennebec STUART of Cumberland

— of the Senate.

Mrs. CUMMINGS of Newport

Mr. ALLEN of Caribou — of the House.

Came from the Senate with Report "B" accepted and the Bill passed to be engrossed as amended by Senate Amendment "A".

In the House: Reports were read. The SPEAKER: The Chair recognizes the gentleman from Stonington, Mr. Richardson.

Mr. RICHARDSON: Mr. Speaker, I move that we accept Report "A" and I would speak briefly to my motion.

The SPEAKER: The gentleman from Stonington, Mr. Richardson, moves that the House accept Report "A", and the gentleman may proceed.

Mr. RICHARDSON: Mr. Speaker, Ladies and Gentlemen: This was an extremely complicated matter in that it would give the University of Maine the right of eminent domain. The thinking of the majority of the committee which signed the bill to be referred to the 105th Legislature was that

at the present time there is litigation in Portland between the University and some citizens of Portland.

Therefore it would seem that we should let them try and work this out without the right of eminent domain and carry it through to a conclusion. We also felt that the ETV law is covered principally by FCC regulations and that we can do nothing to overcome the FCC regulations.

This is the reason that we felt that we should refer the bill to the next legislature and I would hope that the House would go along.

Thereupon, Report "A" was accepted in non-concurrence and sent up for concurrence.

**Divided Report  
Tabled and Assigned**

Majority Report of the Committee on Labor on Bill "An Act relating to Death Benefit for Parents Under Workmen's Compensation Law" (S. P. 611) (L. D. 1787) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was signed by the following members:

- Messrs. PEABODY of Aroostook
- TANOUS of Penobscot
- BELIVEAU of Oxford
- of the Senate.
- Messrs. HASKELL of Houlton
- BEDARD of Saco
- CASEY of Baileyville
- McTEAGUE of Brunswick
- of the House

Minority Report of same Committee reporting "Ought not to pass" on same Bill.

Report was signed by the following members:

- Messrs. HUBER of Rockland
- DURGIN of Raymond
- of the House.

Came from the Senate with the Majority Report accepted, Committee Amendment "A" indefinitely postponed, and the Bill passed to be engrossed as amended by Senate Amendment "B".

In the House: Reports were read. On motion of Mr. Huber of Rockland, the Majority "Ought to pass" Report was accepted in concurrence and the Bill was read twice.

Committee Amendment "A" (S-391) was read by the Clerk.

(On motion of Mr. MacPhail of Owls Head, tabled pending adoption of Committee Amendment "A" and specially assigned for tomorrow.)

**Divided Report**

Majority Report of the Committee on Legal Affairs on Bill "An Act to Implement the Powers of Municipal Home Rule" (S. P. 555) (L. D. 1630) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was signed by the following members:

- Mr. TANOUS of Penobscot
- of the Senate.
- Mrs. BAKER of Orrington
- Mr. CUSHING of Bucksport
- Mrs. WHEELER of Portland
- Messrs. COX of Bangor
- SHAW of Chelsea
- NORRIS of Brewer
- of the House.

Minority Report of same Committee on same Bill reporting that it be referred to the 105th Legislature.

Report was signed by the following members:

- Mr. KELLAM of Cumberland
- of the Senate.
- Mr. COTE of Lewiston
- of the House.

Came from the Senate with the Majority Report accepted and the Bill passed to be engrossed as amended by Committee Amendment "A" as amended by Senate Amendment "B" thereto and Senate Amendment "A".

In the House: Reports were read. The SPEAKER: The Chair recognizes the gentleman from Orrington, Mrs. Baker.

Mrs. BAKER: Mr. Speaker, I move the acceptance of the Majority "Ought to pass" Report.

The SPEAKER: The gentleman from Orrington, Mrs. Baker, moves that the House accept the Majority "Ought to pass" Report.

The Chair recognizes the gentleman from Lewiston, Mr. Cote.

Mr. COTE: Mr. Speaker, Ladies and Gentlemen of the House: I would like to give my reasons for having this bill referred to the 105th Legislature. The last session we passed this home rule bill. It