

# 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 Seventh Legislature**

(First Special Session)

OF THE

STATE OF MAINE

**1976**

KENNEBEC JOURNAL  
AUGUSTA, MAINE

The SPEAKER: The Chair recognizes the gentleman from Biddeford, Mr. Farley.

Mr. FARLEY: Mr. Speaker, Ladies and Gentlemen of the House: I would ask that you not vote to suspend the rules today on this bill. I plan on having an amendment ready on Monday for this bill. If we engross it now, it would take two thirds of this body to get an amendment on that bill and I would ask you all to support my motion not to suspend the rules at this time.

The SPEAKER: The pending question is passage to be engrossed, not suspension of the rules.

The Chair recognizes the gentleman from South Berwick, Mr. Goodwin.

Mr. GOODWIN: Mr. Speaker, Ladies and Gentlemen of the House: Is it in order to ask the gentleman from Biddeford what his amendment is going to be doing?

The SPEAKER: The gentleman from South Berwick, Mr. Goodwin, poses a question through the Chair to the gentleman from Biddeford, Mr. Farley, who may answer if he so desires.

The Chair recognizes that gentleman.  
Mr. FARLEY: Mr. Speaker, Ladies and Gentlemen of the House: Since the amendment is not before this body, would it be all right to at this time comment what my amendment would be?

The SPEAKER: The gentleman may so answer the question of the gentleman from South Berwick, Mr. Goodwin.

Mr. FARLEY: Mr. Speaker, Ladies and Gentlemen of the House: What my amendment would be is not to close the Stevens School. I think we are going to have serious problems down the road if we close the Stevens School, send them to the South Portland School for Boys, the 16 and 17 year old children. You are asking for these young ladies tempting these young boys about three hundred yards down the road. I think before we get into that, we ought to at least discuss it and take a closer look at it.

The SPEAKER: The Chair recognizes the gentleman from South Berwick, Mr. Goodwin.

Mr. GOODWIN: Mr. Speaker, Ladies and Gentlemen of the House: If the gentleman from Biddeford had wanted to debate that, he could have, because Report C, was just plain "ought not to pass" on the bill. The gentleman from Biddeford's amendment would in effect make the bill useless, and if he would like to, he could debate Report C.

The SPEAKER: The Chair recognizes the gentleman from Biddeford, Mr. Farley.

Mr. FARLEY: Mr. Speaker, Ladies and Gentlemen of the House: If that is the case, I would withdraw my motion and wait for the final enactment of this bill.

The SPEAKER: The pending question is on passage to be engrossed as amended. All those in favor will vote yes; those opposed will vote no.

#### ROLL CALL

YEA — Albert, Ault, Bachrach, Bagley, Bennett, Berry, G. W.; Berry, P. P.; Berube, Birt, Blodgett, Boudreau, Burns, Bustin, Byers, Call, Carey, Carpenter, Carroll, Chonko, Churchill, Clark, Cox, Curran, P.; Curtis, Dam, Davies, Doak, Drigotas, Dudley, Farnham, Faucher, Fenlason, Flanagan, Fraser, Garsoe, Goodwin, H.; Goodwin, K.; Gould, Greenlaw, Henderson, Hennessey, Hewes, Hughes, Hunter, Hutchings, Jackson, Jensen, Joyce, Kany, Kelley, Kennedy, LaPointe, Laverty, Lewin, Lewis, Lynch, Mahany, Maxwell, McBrearty, McKernan, Mills, Mitchell, Morin, Mulkern, Nadeau, Najarian, Peakes, Pelosi, Perkins, S.; Peterson, T.; Peterson, P.; Peterson, T.; Post, Quinn, Raymond, Rideout, Rolde, Rollins, Saunders, Shute, Snow, Snowe, Spencer, Sprowl, Susi,

Talbot, Tarr, Teague, Theriault, Tierney, Torrey, Wagner, Walker, Wilfong.

NAY — Carter, DeVane, Farley, Gray, Hall, Ingegneri, Kelleher, Lunt, Mackel, McMahon, Miskavage, Palmer, Pearson, Pierce, Stubbs, Tozier.

ABSENT — Bowie, Connors, Connolly, Cooney, Cote, Curran, R.; Dow, Durgin, Dyer, Finemore, Gauthier, Higgins, Hinds, Hobbins, Immonen, Jacques, Jalbert, Kauffman, Laffin, LeBlanc, Leonard, Littlefield, Lizotte, Lovell, MacEachern, MacLeod, Martin, A.; Martin, R.; Morton, Norris, Powell, Silverman, Smith, Strout, Truman, Twitchell, Tyndale, Usher, Webber, Winship.

Yes, 94; No, 16; Absent, 40.

The SPEAKER: Ninety-four having voted in the affirmative and sixteen in the negative, with forty being absent, the motion does prevail.

Sent up for concurrence.

The SPEAKER: The Chair recognizes the gentleman from Hampden, Mr. Farnham.

Mr. FARNHAM: Mr. Speaker, I would ask if we could reconsider item 2 on Supplement No. 4, An Act to Change the Statutory Qualifications and Salary Limit for Director of Personnel, House Paper 1937, L. D. 2125 and would speak briefly to my reasons for asking for reconsideration.

The SPEAKER: The gentleman from Hampden, Mr. Farnham, moves that we reconsider our action whereby this body voted to adhere on L. D. 2125.

The gentleman may proceed.

Mr. FARNHAM: Mr. Speaker, Ladies and Gentlemen of the House: When we acted on this bill a few minutes ago, I was involved with both hands passing amendments and before I realized that, the hammer had gone down and we adhered. I would like to reconsider it so that we could take up Senate Amendment "A" which came from the Senate and which we have not acted on, and then I would explain the amendment if I could.

Thereupon, on motion of Mr. Farnham of Hampden, the House reconsidered its action of earlier in the day whereby it voted to adhere.

Thereupon, on motion of Mr. Bustin of Augusta, the House voted to insist and ask for a Committee of Conference.

The Chair laid before the House the following matter:

An Act to Clarify the Election Laws (H. P. 2293) (L. D. 2344) which was tabled earlier in the day and later today assigned, pending passage to be enacted.

On motion of Mrs. Najarian of Portland, retabled pending passage to be enacted and specially assigned for Monday, April 12.

The Chair laid before the House the following matter: An Act Redistributing the Powers of the Executive Council, (H. P. 1997) (L. D. 2197) (C "A" H-1115) as Amended by S-519; S "B" S-524; S "D" S-529; S "C" S-526 as Amended by S "A" S-532; H "A" H-1166; H "C" H-1183; H "E" H-1191) which was tabled earlier in the day and later today assigned, pending passage to be enacted.

Mrs. Goodwin of Bath moved that the rules be suspended for the purpose of reconsideration.

Thereupon, Mr. Dudley of Enfield objected.

The SPEAKER: The Chair will order a vote. The pending question is on suspension of the rules for the purpose of reconsideration. This requires a two-thirds vote of those present and voting. All those in favor of the rules being suspended will vote yes; those opposed will vote no.

A vote of the House was taken.

Thereupon, Mrs. Goodwin of Bath requested a roll call vote.

The SPEAKER: For the Chair to order a roll call, it must have the expressed desire of one fifth of the members present and voting. All those desiring a

roll call vote will vote yes; those opposed will vote no.

A vote of the House was taken, and more than one fifth of the members present having expressed a desire for a roll call, a roll call was ordered.

The SPEAKER: The Chair recognizes the gentleman from East Millinocket, Mr. Birt.

Mr. BIRT: Mr. Speaker, I wish to pair with the gentleman from Lewiston. If he were here, he would be voting yes and I would be voting no.

The SPEAKER: The gentleman from East Millinocket, Mr. Birt, wishes to pair with the gentleman from Lewiston, Mr. Jalbert. If the gentleman from Lewiston, Mr. Jalbert, were here, he would be voting yes and if the gentleman from East Millinocket were voting, he would be voting nay.

The Chair recognizes the gentleman from Freeport, Mrs. Clark.

Mrs. CLARK: Mr. Speaker, I would like to pair with Mr. Finemore. If he were here, he would be voting no and I would be voting yes.

The SPEAKER: The gentlewoman from Freeport, Mrs. Clark, pairs her vote with the gentleman from Bridgewater, Mr. Finemore. If the gentleman from Bridgewater, Mr. Finemore, were here, he would be voting nay and the gentlewoman from Freeport, Mrs. Clark, would be voting yea.

The pending question is on the motion of the gentlewoman from Bath, Mrs. Goodwin, that the rules be suspended for the purpose of reconsideration. This requires a two-thirds vote of those present and voting. All those in favor of the rules being suspended will vote yes; those opposed will vote no.

#### ROLL CALL

YEA — Albert, Bachrach, Bagley, Bennett, Berube, Blodgett, Boudreau, Burns, Bustin, Call, Carroll, Carter, Chonko, Churchill, Curran, P.; Dam, Davies, DeVane, Doak, Drigotas, Faucher, Flanagan, Fraser, Goodwin, H.; Goodwin, K.; Greenlaw, Hall, Hennessey, Hughes, Ingegneri, Jensen, Kennedy, LaPointe, Lynch, Mahany, Maxwell, McKernan, Mills, Miskavage, Mitchell, Mulkern, Nadeau, Najarian, Norris, Peakes, Pearson, Pelosi, Peterson, T.; Pierce, Post, Quinn, Raymond, Rolde, Saunders, Smith, Sprowl, Talbot, Theriault, Tozier, Wilfong, The Speaker.

NAY — Ault, Berry, G. W.; Berry, P. P.; Byers, Carey, Carpenter, Cooney, Cox, Curtis, Dudley, Farnham, Fenlason, Gould, Gray, Henderson, Hewes, Hunter, Hutchings, Jackson, Joyce, Kany, Kelleher, Kelley, Laverty, Lewin, Lewis, Lunt, Mackel, McBrearty, McMahon, Perkins, T.; Peterson, P.; Rollins, Shute, Snow, Snowe, Spencer, Strout, Stubbs, Susi, Tarr, Teague, Torrey, Wagner, Walker.

ABSENT — Bowie, Connors, Connolly, Cote, Curran, R.; Dow, Durgin, Dyer, Farley, Garsoe, Gauthier, Higgins, Hinds, Hobbins, Immonen, Jacques, Kauffman, Laffin, LeBlanc, Leonard, Littlefield, Lizotte, Lovell, MacEachern, MacLeod, Martin, A.; Martin, R.; Morin, Morton, Palmer, Perkins, S.; Powell, Rideout, Silverman, Tierney, Truman, Twitchell, Tyndale, Usher, Webber, Winship.

PAIRED — Birt, Clark, Finemore, Jalbert. Yes, 61; No, 45; Absent, 40; Paired, 4.

The SPEAKER: Sixty-one having voted in the affirmative and forty-five in the negative, with forty being absent and four paired, the motion did not prevail.

The SPEAKER: The pending question is on passage to be enacted. In order for this Bill to be passed to be enacted, it requires a two-thirds vote of those present and voting. All those in favor of this Bill being passed to be enacted will vote yes; those opposed will vote no.

A vote of the House was taken. 70 having voted in the affirmative and 36 hav-