

# MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Seventh  
Legislature*

OF THE

STATE OF MAINE

1975

KENNEBEC JOURNAL  
AUGUSTA, MAINE

**HOUSE**

Thursday, February 13, 1975

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

Prayer by the Rev. John Morgan of Poland.

The journal of yesterday was read and approved.

**Papers from the Senate  
Non-Concurrent Matter**

Joint Order relative to Listing of State Employees and Salaries (H. P. 448) which was read and passed on February 6 in the House.

Came from the Senate indefinitely postponed in non-concurrence.

In the House:

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

Mr. LaPOINTE: Mr. Speaker, Men and Women of the House: The unholy alliance of so-called snoop book supporters sends up the white flag and is looking over to the gentleman from Lewiston, Mr. Jalbert, who can go home this weekend with pride.

I move that we recede and concur.

Thereupon, on motion of Mr. LaPointe of Portland, the House voted to recede and concur.

Bills from the Senate requiring reference were disposed of in concurrence.

**Reports of Committees  
Ought Not to Pass**

Report of the Committee on Appropriations and Financial Affairs reporting "Ought Not to Pass" on Bill "An Act Appropriating Funds for Replacement Volumes of the Revised Statutes" (S. P. 72) (L. D. 212)

In accordance with Joint Rule 17-A, was placed in the legislative files in concurrence.

**Leave to Withdraw**

Report of the Committee on State Government on RESOLUTION, Proposing an Amendment to the Constitution Providing for Convening the Legislature on a Day other than New Years Day (S. P. 82) (L. D. 236) reporting Leave to Withdraw.

Came from the Senate read and accepted.

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

**Divided Report**

Majority Report of the Committee on State Government reporting "Ought Not to Pass" on Resolution, Proposing an Amendment to the Constitution Changing the Legislature to a Single Chamber, Unicameral System, with Single Member Districts (S. P. 33) (L. D. 91)

Report was signed by the following members:

Messrs. WYMAN of Washington

CURTIS of Penobscot

— of the Senate.

Mrs. SNOWE of Auburn

Messrs. STUBBS of Hallowell

PELOSI of Portland

QUINN of Gorham

LEWIN of Augusta

CARPENTER of Houlton

— of the House.

Minority Report of same Committee reporting "Ought to Pass" as amended by Committee Amendment "A" (S-5).

Report was signed by the following members:

Mr. GRAHAM of Cumberland  
— of the Senate.

Mrs. KANY of Waterville

Messrs. WAGNER of Orono

COONEY of Sabattus

FARNHAM of Hampden

— of the House.

Came from the Senate with the Majority Report accepted.

In the House: Reports were read.

The SPEAKER: The Chair recognizes the gentleman from Sabattus, Mr. Cooney.

Mr. COONEY: Mr. Speaker, I move acceptance of the "ought to pass" report.

The SPEAKER: The gentleman from Sabattus, Mr. Cooney, moves acceptance of the Minority "Ought to pass" Report.

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

Mr. TALBOT: Mr. Speaker, I move that this Resolution and all its accompanying papers be indefinitely postponed.

The SPEAKER: The gentleman from Portland, Mr. Talbot, moves that this Resolution and all its accompanying papers be indefinitely postponed.

The Chair recognizes the gentlewoman from Waterville, Mrs. Kany.

Mrs. KANY: Mr. Speaker, Men and Women of the House: After yesterday's debate on reducing the size of the House, debate on this bill, with its amendment, is no doubt just an academic exercise, so I would just like to give you one quote.

Benjamin Franklin once said that setting up a two-house legislature was like hitching a horse to each end of a cart and letting them pull in opposite directions.

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

A vote of the House was taken.

Thereupon, Mr. LaPointe of Portland requested a roll call vote.

The SPEAKER: A roll call has been requested. 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 pending question is on the motion of the gentleman from Portland, Mr. Talbot, that this Resolution and all accompanying papers be indefinitely postponed in non-concurrence. All in favor of that motion 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, Bowie, Bustin, Byers, Call, Carey, Carpenter, Carroll, Chonko, Churchill, Clark, Connors, Curran, P.; Curran, R.; Curtis, DeVane, Drigotas, Durgin, Dyer, Fenlason, Finemore, Fraser, Garsoe, Goodwin, K.; Gray, Hall, Henderson, Hennessey, Hewes, Higgins, Hunter, Hutchings, Immonen, Ingegneri, Jalbert, Jensen, Joyce, Kauffman, Kelley, Kennedy, Laverty, LeBlanc, Lewin, Lewis, Littlefield, Lizotte, Lovell, Lunt, Lynch, Mackel, Mahany, Martin, A.; Martin, R.; Maxwell, McBreaarty, McKernan, McMahon, Mills, Miskavage, Mitchell, Morin, Mulkern, Nadeau, Palmer, Pelosi, Perkins, T.; Peterson, P.; Peterson, T.; Pierce, Powell, Quinn, Raymond, Rideout, Rollins, Saunders,

Shute, Silverman, Smith, Snowe, Sprowl, Strout, Stubbs, Susi, Talbot, Theriault, Torrey, Tozier, Truman, Walker, Webber, Wilfong, Winship, Mr. Speaker.

NAY — Burns, Cooney, Cote, Cox, Davies, Doak, Dow, Farnham, Faucher, Gould, Hobbins, Hughes, Jacques, Kany, LaPointe, MacEachern, MacLeod, Morton, Najarian, Norris, Peakes, Perkins, S.; Snow, Spencer, Twitchell, Usher.

ABSENT — Binnette, Carter, Connolly, Dam, Dudley, Farley, Flanagan, Gauthier, Goodwin, H.; Greenlaw, Hinds, Jackson, Kelleher, Laffin, Leonard, Post, Rolde, Tarr, Teague, Tierney, Tyndale, Wagner.

Yes, 103, No, 26; Absent, 22.

The SPEAKER: One hundred three having voted in the affirmative and twenty-six in the negative, with twenty-two being absent, the motion does prevail.

Sent up for concurrence.

**Petitions, Bills and Resolves  
Requiring Reference**

The following Bills were received and, upon recommendation of the Committee on Reference of Bills, were referred to the following Committees:

**Appropriations and Financial Affairs**

Bill "An Act Appropriating Funds for Southern Maine Vocational-Technical Institute so that the Present Student Enrollment will not have to be Reduced" (H. P. 535) (Presented by Mr. Hinds of So. Portland)

Bill "An Act Providing Compensation for Members of Inland Fisheries and Game Advisory Council" (H. P. 542) (Presented by Mr. Martin of Saint Agatha) (Cosponsor: Mr. Mills of Eastport)

(Ordered Printed)

Sent up for concurrence.

**Fisheries and Wildlife**

Bill "An Act Relating to the Membership, Terms and Allowable Expenses of the Fish and Game Advisory Council" (H. P. 534) (Presented by Mr. Lewin of Augusta)

(Ordered Printed)

Sent up for concurrence.

**Health and Institutional Services**

Bill "An Act Transferring the Institutional Resident Advocate Program of the Department of Mental Health and Corrections to the Human Rights Commission" (H. P. 541) (Presented by Mr. Goodwin of So. Berwick)

(Ordered Printed)

Sent up for concurrence.

**Legal Affairs**

Bill "An Act Clarifying Sprinkler System Requirements in Boarding Homes and Existing Places of Assembly" (H. P. 531) (Presented by Mr. Berry of Buxton)

Bill "An Act Relating to Conveyance or Loan of Property to the Cumberland County Recreation Center" (H. P. 540) (Presented by Mr. LaPointe of Portland)

(Ordered Printed)

Sent up for concurrence.

**Liquor Control**

Bill "An Act Relating to the Definition of Restaurant under the Liquor Laws" (H. P. 532) (Presented by Mr. Farnham of Hampden)

(Ordered Printed)

Sent up for concurrence.

**Natural Resources**

Bill "An Act to Reclassify Prestile