

MAINE STATE LEGISLATURE

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ex serviceman, there are many reasons why you don't want to change your residency. I lived in the State of New Jersey for a long while but I maintained my residency in the State of Maine for a lot of personal reasons. There are many reasons you don't want to change your residence, and I don't think we want all these people to change their residence, but I think they should be allowed to hunt at resident prices.

The SPEAKER: The Chair recognizes the gentleman from Stonington, Mr. Greenlaw.

Mr. GREENLAW: Mr. Speaker, Men and Women of the House: I am ready to support Section 8C, but I would call the attention of the House that Section 8A repeals the law this legislature enacted and I have just sent down trying to get a copy of that law. Does anyone know what Chapter 516 of the Public Laws is that we have already enacted in this legislature?

The SPEAKER: The pending question is on the motion of the gentleman from Lincoln, Mr. MacEachern, that Senate Amendment "B" to Committee Amendment "A" be indefinitely postponed. All in favor of that motion will vote yes; those opposed will vote no.

A vote of the House was taken.

9 having voted in the affirmative and 93 having voted in the negative, the motion did not prevail.

Thereupon, Senate Amendment "B" to Committee Amendment "A" was adopted.

The SPEAKER: On motion of Mr. McKernan of Bangor, the House reconsidered its action whereby Senate Amendment "A" to Committee Amendment "A" was indefinitely postponed.

The SPEAKER: The Chair recognizes the gentleman from Bangor, Mr. McKernan.

Mr. McKERNAN: Mr. Speaker, Ladies and Gentlemen of the House: I was a little bit asleep at the switch and couldn't find the amendment. I am not that familiar with the amendment itself, except that I was called by one of my constituents concerning the problem in a bill that was passed out of the State Government Committee dealing with the registration of foresters. I think that some people on the State Government Committee who are now in their seats and worked on this problem in particular can explain exactly what this amendment does. As I understand it, it just replaces some wording that was supposed to have been included in the bill and I hope that someone on State Government could explain it further.

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

Mr. FARNHAM: Mr. Speaker, Ladies and Gentlemen: When this bill was killed a few minutes ago I was back of the hall and didn't realize what was going on. This was not my bill but I had considerable to do with it in State Government. I have been in touch with the group that were after the bill and what happened at the time, we made these changes and we were not allowed to put out a new bill in new draft. We completely gutted the regular bill in many parts and we wrote in these corrections and either they couldn't read our writing or couldn't interpret it and these parts were omitted from the bill that we originally passed in State Government and they are corrections pure and simple.

The SPEAKER: The Chair recognizes the gentleman from Standish, Mr. Spencer.

Mr. SPENCER: Mr. Speaker, I would like to pose a question to anyone who would care to answer. It is my recollection that when this bill was debated, the point was made very clearly that a person who had graduated from forestry school would still be able to work as a forester, even if he weren't certified under this program. The language that is added here says that such a person can only practice forestry under the supervision of a registered forester. It appears to me that the bill we passed, which was just setting up this registration because the foresters wanted it, — let me just pose a question, does this add the requirement that a graduate of a school of forestry must be under the supervision of a registered forester before he can practice?

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

Mr. FARNHAM: Mr. Speaker, Ladies and Gentlemen of the House: I will try to answer. If a graduate forester goes to work for one of our large corporations or landowners, he does not have to have a license. However, if he should go to work for an outfit such as the Sewall Company or Prentiss and Carlisle in Bangor and I know there are other outfits in the other part of the state, in which he must sign documents attesting to the veracity or the accuracy of the study he has made, then he must be registered or work under the supervision of a registered forester, because only the registered forester's signature is going to be acceptable. With a private corporation such as Great Northern or anyone like that, he doesn't have to be registered.

Thereupon, Senate Amendment "A" to Committee Amendment "A" was adopted.

Senate Amendment "E" to Committee Amendment "A" (S-361) was read by the Clerk.

On motion of Mr. Kelleher of Bangor, Senate Amendment "E" to Committee Amendment "A" was indefinitely postponed in non-concurrence.

The SPEAKER: The Chair recognizes the gentleman from Nobleboro, Mr. Palmer.

Mr. PALMER: Mr. Speaker, on the item just indefinitely postponed, there are several of us who do not have that amendment and I wonder if it is possible to get reconsideration and table it until we can find it?

The SPEAKER: The Chair would announce that Senate Amendment "E" to Committee Amendment "A" has a filing number of (S-361) and the Chair would inquire if other people do not have it?

On motion of Mr. Kelleher of Bangor, the House reconsidered its action whereby it voted to indefinitely postpone Senate Amendment "E" to Committee Amendment "A".

The SPEAKER: The Chair recognizes the gentleman from Cape Elizabeth, Mr. Hewes.

Mr. HEWES: Mr. Speaker, Ladies and Gentlemen of the House: As I understand it, this was requested by the Secretary of State's Office, Mark Gartley's office, relative to odometers. Beyond that, I do not know the merits of it.

Thereupon, Senate Amendment "E" to Committee Amendment "A" was adopted in concurrence.

On motion of Mr. Henderson of Bangor, the House voted to reconsider its action whereby it voted to adopt Senate Amendment "E" to Committee Amendment "A".

The SPEAKER: The pending question is

adoption of Senate Amendment "E" to Committee Amendment "A".

Mr. Henderson of Bangor requested a vote.

The SPEAKER: The Chair recognizes the gentleman from Standish, Mr. Spencer.

Mr. SPENCER: Mr. Speaker, I am not sure whether it is in order or not, but the only effect of this amendment is that instead of prescribing the form that has to be filled out, it lets the Secretary of State establish the form.

The SPEAKER: The Chair recognizes the gentleman from Waterville, Mr. Carey.

Mr. CAREY: Mr. Speaker, maybe somebody then could explain the Statement of Fact on the bottom of Senate Amendment "E" which says that the purpose of this amendment is to change the form in which the sections are put in the statutes. I am having a hard time to understand what the Statement of Fact is doing with odometers.

The SPEAKER: The Chair recognizes the gentleman from Corinth, Mr. Strout.

Mr. STROUT: Mr. Speaker, Ladies and Gentlemen of the House: From what the gentleman from Cape Elizabeth, Mr. Hewes, said concerning the odometers, I question whether the fine at the present time is \$1,000 and I would like to have clarification before I vote on it.

The SPEAKER: The Chair recognizes the gentleman from Sanford, Mr. Gauthier.

Mr. GAUTHIER: Mr. Speaker, Ladies and Gentlemen of the House: We had 87 amendments upstairs in our committee. These were brought out afterwards, they came from the Senate, we had never seen these amendments, we don't know what they are, we never read them. How can we tell you what they are when we have never seen them?

The SPEAKER: The Chair recognizes the gentleman from Waterville, Mr. Carey.

Mr. CAREY: Mr. Speaker, I am satisfied that there is just a technical error in transposition in the Statement of Fact where it says, the purpose of the amendment is to change the form in which the section is put into the statutes, it should have been, to change the section in which the forms are put into the statutes.

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

Mrs. KANY: Mr. Speaker, Ladies and Gentlemen of the House: I just wanted to point out to you that that amendment is an amendment to the committee amendment. Page 10 refers to this subject also, and just glancing, there didn't seem to be any real problem with the Senate Amendment.

Thereupon, Senate Amendment "E" to Committee Amendment "A" was adopted in concurrence.

Senate Amendment "F" to Committee Amendment "A" (S-365) was read by the Clerk.

The SPEAKER: The Chair recognizes the gentleman from Bangor, Mr. Henderson.

Mr. HENDERSON: Mr. Speaker, on this particular one, it seems there is a policy change and I would ask if there could be any explanation to this. I would call your attention to Section 1 on the Committee Amendment, it says, records that have been designated confidential by statute or that contain information so designated will be considered confidential. What this amendment does is

strike out the words "or contain information so designated" and it appears to me that that information in records in which an individual might have written or stamped on it "Confidential" or "For the Counselor Only" (if that is what it is) that by adopting this amendment, that would now not be "Confidential." So, I think there is a policy change involved with this amendment and unless someone else could give me any other explanation, I would hope, although I won't move at this time, that it would be indefinitely postponed.

The SPEAKER: The Chair recognizes the gentleman from Kennebunk, Mr. McMahon.

Mr. McMAHON: Mr. Speaker, Ladies and Gentlemen of the House: May I be allowed some latitude in addressing myself to that question and other questions as well?

The SPEAKER: The gentleman may deal with the amendment before us.

Mr. McMAHON: Mr. Speaker, well, okay, I will attempt to deal with that only. The amendment was put on by the gentleman in the other Body and I haven't discussed it with him, but it goes to a section of the Committee Amendment that relates to a bill that was cosponsored by the gentleman from Dover-Foxcroft, and the gentleman from Falmouth and myself, which has been enacted into law. Now, Senate Amendment "F" attempts to amend Committee Amendment "A", Section one, so if you have the Committee Amendment in front of you, look at Section one, since that is where Senate Amendment "F" attempts to go.

I believe it is the intention of the gentleman in the other body that the two amendments, the two changes he is attempting to make in his amendment are superfluous in that they are repetitive and are not necessary in Committee Amendment "A". If there is anyone else in this Body that has discussed it with the other gentleman, I would hope that they would rise to further explain his motives.

As one of the cosponsors of the bill, however, I have no problem with the amendment. The Committee Amendment "A", Section one, was thoroughly discussed in the committee and the good gentleman from Androscoggin County who sponsored this amendment was there, and I believe his intention was simply to eliminate some of the superfluous and repetitive language.

Mr. Henderson of Bangor requested a vote.

The SPEAKER: The pending motion is the adoption of Senate Amendment "F" to Committee Amendment "A". Those in favor will vote yes; those opposed will vote no.

A vote of the House was taken.

61 having voted in the affirmative and 29 in the negative, the motion did prevail.

Mr. Lynch of Livermore Falls offered House Amendment "G" to Committee Amendment "A" (H-835) and moved its adoption.

House Amendment "G" to Committee Amendment "A" (H-835) was read by the Clerk.

The SPEAKER: The Chair recognizes the gentleman from Livermore Falls, Mr. Lynch.

Mr. LYNCH: Mr. Speaker, Ladies and Gentlemen of the House: We passed L. D. 1811, Regional Technical Vocational Centers and Vocational Education Region Bill. On page 780 — 11, in Section 9, on the third line from the end of the paragraph, if you will read that line, it makes no sense without the words underlined in the

amendment. The purpose of the House Amendment is to put those words in that were left out, "school district created by private and special law for the purpose of acquiring" and then the rest of the sentence is in there.

Thereupon, House Amendment "G" to Committee Amendment "A" was adopted.

Mr. Goodwin of South Berwick offered House Amendment "E" to Committee Amendment "A" (H-830) and moved its adoption.

House Amendment "E" to Committee Amendment "A" (H-830) was read by the Clerk.

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

Mr. GOODWIN: Mr. Speaker, Ladies and Gentlemen of the House: What this amendment does it deletes a section on Page 22 to the Committee Amendment. What that section does, which is Section 51K, is it includes into a bill which the Health and Institutional Committee has already reported out and was passed and signed by the Governor which set up some guidelines on the deinstitutionalization of mentally ill and mentally retarded people when they are sent out into the community.

There are some problems with what the Committee Amendment does but, basically, this was an issue that we talked about in committee and decided against at that particular time, or it was the feeling of the committee, at least as I remember, we could not get into the programs offered because then you get into an area where we felt, at least I feel it is up to the administration to establish the programs and treatment of the individuals that are going to be deinstitutionalized.

This, basically, is not an error or inconsistency, this is substantive change that was put in at the request of the sponsor of the bill, the original bill. I just don't feel that it should be in errors and inconsistencies law. At this late date, what I have done is run around, Mr. LaPointe and myself, to the Attorney General's Office and the department heads and the institution heads to try and find out what this particular Committee Amendment would do, and everybody has tried to figure it out and if you try to do that on a hot day with just a couple of hours, I think we could get into a lot of problems. Therefore, I have introduced this amendment which will delete Section 51K and delete the reference of 51K in Section 51L and this is a part of what has already been agreed to study in a study that our committee will be working on and we may come back with similar legislation or we may not. This is getting into a real substantive change directing the department to do certain things that I just think and feel we shouldn't try to pass something like this in an errors and inconsistency bill.

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

Mr. HENNESSEY: Mr. Speaker, Ladies and Gentlemen of the House: I am opposing the House Amendment "E". I have checked into this this afternoon and the people, the consumers, are willing to go with what is written in the original amendment as in your pink slip on Page 24. The department itself is willing to live with what we have now, so I would ask you to go against Amendment "E" at this time.

The SPEAKER: The Chair recognizes

the gentleman from Portland, Mr. LaPointe.

Mr. LaPOINTE: Mr. Speaker, Ladies and Gentlemen of the House: I think the problem that we are getting into with these amendments is that there is much disagreement. I did go down to the Attorney General's Office this afternoon and got a letter from an Assistant Attorney General relative to this particular amendment and I would like to quote from it, "In its present draft," (referring to the amendment) the above amendment may have substantial disruptive impact on present programs." So we are getting into substantive change. I hope you go along with Representative Goodwin's amendment.

The SPEAKER: The pending question is the adoption of House Amendment "E". Those in favor will vote yes; those opposed will vote no.

A vote of the House was taken.

66 having voted in the affirmative and 33 in the negative, the motion did prevail.

Mr. Spencer of Standish offered House Amendment "C" to Committee Amendment "A" and moved its adoption.

House Amendment "C" to Committee Amendment "A" (H-828) was read by the Clerk.

The SPEAKER: The Chair recognizes the gentleman from Standish, Mr. Spencer.

Mr. SPENCER: Mr. Speaker, Ladies and Gentlemen of the House: In the original bill which related to the training requirements for volunteer ambulance personnel, the EMTA course was referred to in general terms and it said that no emergency training course should be required unless certain conditions were met, this amendment makes it clear that we are referring to the specific EMTA course which was developed by the United States Department of Transportation, which was the original intent. And the reason for offering this amendment was that the wrong draft got down to Legislative Research and the amendment that I am now proposing was the intent of the committee in straightening out the original problem.

Thereupon, House Amendment "C" to Committee Amendment "A" was adopted.

Mr. Bustin of Augusta offered House Amendment "A" to Committee Amendment "A" and moved its adoption.

House Amendment "A" to Committee Amendment "A" (H-820) was read by the Clerk.

The SPEAKER: The Chair recognizes the gentleman from Augusta, Mr. Bustin.

Mr. BUSTIN: Mr. Speaker, Ladies and Gentlemen of the House: This House Amendment is practically identical to one that was prepared and was going to be offered by Mr. Garsoe, and I assume, as I see Mr. Snow rising to his feet there, he is probably going to try to kill this and then Mr. Garsoe's would be presented. It is going to come as a shock that on this labor issue that intransigent and intractable management Representative, the gentleman from Cumberland and I are together on this amendment. All it does is deal with how many people will be on the list from which the Governor must appoint people to the panel of mediators.

Mediation is a very important service to both the private and the public sectors. There are a lot of people around who think they are mediators who do not really have all the skills that you need in order to bring effective compromises between labor