

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Ninety-Third Legislature

OF THE

STATE OF MAINE

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er action whereby it passed this bill to be engrossed.

A division of the Senate was passed.

Eighteen having voted in the affirmative and eleven opposed, the motion to reconsider prevailed.

Mr. BARNES of Aroostook: Mr. President I want to thank the members of the Senate who voted with me on the motion to reconsider and I now present Senate Amendment B and move its adoption.

The Secretary read Senate Amendment B to L. D. 1346:

"Amend said bill by adding at the end of the 1st paragraph of that part designated 'Sec. 41A' the following underlined paragraph: 'Nothing in this section shall be construed to prohibit the making or maintaining of union shop contracts, so called.'"

The PRESIDENT: The question before the Senate is now on the adoption of Senate Amendment B.

Mr. CROSS of Kennebec: Mr. President and members of the Senate, I would like to reiterate the statement I made the other day regarding Senate Amendment A. At this stage of legislative proceedings, I would only point out that very few bills which are controversial and which are amended at this time have very much hope of surviving. They usually are tied up between the two branches and a Committee of Conference very rarely agrees. If you want to kill the Tabb bill that is what you are doing if you accept this amendment. If you want to kill the Tabb bill I think it would be better to do it in an outright, forthright manner.

Mr. BARNES: Mr. President and members of the Senate, I don't like to take issue with our Republican floor leader on this point, but have felt that the way Rule Eight has been construed this year has led to agreement on Committee of Conference reports in almost every case.

Mr. LEAVITT of Cumberland: Senator Barnes has thanked the ones who voted for reconsideration and although he explained in his debate, I thought that what we were voting on was not reconsideration but on the amendment itself because if we voted to reconsider we were voting for the amendment. The reason I was against reconsideration was not to be discourteous to the Senator from Aroostook, but simply that I was opposed to the amendment because I felt definitely

as our floor leader said, that this is an attempt to kill the Tabb bill and more legislation is killed by trying to put on amendments than by anything else. The bill is clear as it is and I think it is the intent of the legislature to have it so and I believe if this amendment is put on that before we finally adjourn we will find that the bill has been killed. I think the Tabb bill is a good bill and should be passed.

Mr. HASKELL of Penobscot: Mr. President, I cannot share the opinion that this amendment would place the two Branches in any disagreement. I think I heard most of the debate on this issue in the House and I think all the proponents of the bill have said they don't want to bar the union shop. I sincerely promise that it is not the thought of those who want the amendment to attempt in any way to kill the Tabb bill. Obviously I have no way of knowing whether we would be in disagreement or who would be on the Committee of Conference but if I had any influence with whomever is put on that conference it would be my pledge to you that before the bill was killed I would vote to kill the amendment. I think both branches have spoken sincerely and that they want the Tabb bill. I hope you will trust the sincerity of those who tried to put the clarifying amendment on for both labor and management.

The PRESIDENT: The question before the Senate is on the motion of the Senator from Aroostook, Senator Barnes that the Senate adopt Senate Amendment B.

Mr. SPEAR of Cumberland: Mr. President, I ask for a division..

A division of the Senate was had. Sixteen having voted in the affirmative and thirteen opposed, Senate Amendment B was adopted and the bill as so amended was passed to be engrossed in non-concurrence.

On motion by Mr. Barnes of Aroostook, sent forthwith to the House.

On motion by Mr. Cross of Kennebec

Recessed until 2 P. M. Eastern Standard Time.

After Recess

The Senate was called to order by the President.

Mr. BISHOP of Sagadahoc: Mr. President, I would like to inquire if