

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

***One Hundred and Fifth
Legislature***

OF THE

STATE OF MAINE

Volume III

June 16, 1971 to June 24, 1971

Index

1st Special Session

January 24, 1972 to March 10, 1972

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**KENNEBEC JOURNAL
AUGUSTA, MAINE**

HOUSE

Friday, January 28, 1972

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

Prayer by the Rev. Mr. Bruce Meyer of Augusta.

The journal of yesterday was read and approved.

**Paper from the Senate
Report of Committee
Ought to Pass**

Report of the Committee on Agriculture reporting "Ought to pass" on Bill "An Act relating to Property of the Seed Potato Board" (S. P. 719) (L. D. 1992)

Came from the Senate with the Report read and accepted and the Bill passed to be engrossed.

In the House, the Report was read and accepted in concurrence, the Bill read twice and assigned the next legislative day.

Messages and Documents

The following Communication:

THE SENATE OF MAINE
AUGUSTA

January 27, 1972

Hon. Bertha W. Johnson
Clerk of the House
105th Legislature

Dear Madam Clerk:

The Governor having returned to the Senate:

RESOLVE, Dividing the State into 31 Districts for the Choice of Senators. (S. P. 678) (L. D. 1862) together with his objections to the the same. The Senate proceeded to vote on the question: Shall the Resolve become a law notwithstanding the objections of the Governor?

According to the provisions of the Constitution, a yea and nay vote was taken. 17 Senators having voted in the affirmative and 15 Senators having voted in the negative, the Resolve accordingly failed to become law, and the veto was sustained.

Respectfully,

(Signed)

HARRY N. STARBRANCH
Secretary of the Senate

The Communication was read and ordered placed on file.

The following Communication:

THE SENATE OF MAINE
AUGUSTA, MAINE

January 27, 1972

Hon. Bertha W. Johnson
Clerk of the House
105th Legislature

Dear Madam Clerk:

The Governor having returned to the Senate:

Bill, An Act Relating to Powers and Duties of the Attorney General. (S. P. 240) (L. D. 701) together with his objections to same. The Senate proceeded to vote on the question: Shall the Bill become a law notwithstanding the objections of the Governor?

According to the provisions of the Constitution, a yea and nay vote was taken. 19 Senators having voted in the affirmative and 13 Senators having voted in the negative, the Bill accordingly failed to become law, and the veto was sustained.

Respectfully,

(Signed)

HARRY N. STARBRANCH
Secretary of the Senate

The Communication was read and ordered placed on file.

Orders

On motion of Mrs. White of Guilford, it was

ORDERED, that Deborah House and Donna Berry of Buxton be appointed to serve as Honorary Pages for today.

On motion of Mr. Bither of Houlton, it was

ORDERED, that Rev. Sam Henderson III of Norway be invited to officiate as Chaplain of the House on Thursday, February 10, 1972.

**House Reports of Committees
Ought Not to Pass**

Mr. Curtis from the Committee on Legal Affairs reported "Ought not to pass" on Resolve, Reimbursing Neil Harmon of Steep Falls for Snowmobile Damage Sustained Through Negligence of State Ward (H. P. 1493) (L. D. 1936)

Mr. Emery from same Committee reported same on Resolve to Reimburse Cyril A. Talbot for

Damage Due to Highway Maintenance (H. P. 1532) (L. D. 1975)

In accordance with Joint Rule 17-A, were placed in the legislative files and sent to the Senate.

Referred to Next Legislature

Mr. Emery from the Committee on Legal Affairs on Bill "An Act Permitting the Sale of Mobile Homes on Sundays" (H. P. 1533) (L. D. 1976) reported that it be referred to the 106th Legislature.

Report was read and accepted, the Bill referred to the 106th Legislature, and sent up for concurrence.

Ought to Pass in New Draft New Drafts Printed

Mr. Trask from the Committee on Business Legislation on Bill "An Act Establishing Columbus Day as a Bank Holiday" (H. P. 1458) (L. D. 1901) reported same in a new draft (H. P. 1559) (L. D. 2019) under title of "An Act to Revise Certain Laws Relating to Banks" and that it "Ought to pass"

Mr. Emery from the Committee on Legal Affairs on Bill "An Act relating to Property Tax Exemption of Certain Pollution Control Facilities" (H. P. 1488) (L. D. 1931) reported same in a new draft (H. P. 1560) (L. D. 2020) under same title and that it "Ought to pass"

Reports were read and accepted, the New Drafts read twice and assigned the next legislative day.

Ought to Pass Printed Bills

Mr. Kelleher from the Committee on County Government reported "Ought to pass" on Bill "An Act Increasing Funds for Lincoln County Court House Capital Improvements" (H. P. 1461) (L. D. 1904)

Mr. Kelley from same Committee reported same on Bill "An Act to Authorize Counties to Adopt a Food Stamp Program" (H. P. 1460) (L. D. 1903)

Mr. Lewin from the Committee on Fisheries and Wildlife reported same on Bill "An Act relating to Penalty for Dogs Killing or Wounding Wild Animals" (H. P. 1470) (L. D. 1913)

Same gentleman from same Committee reported same on Bill "An Act relating to Closed Season on Deer on Swan Island, Hancock County" (H. P. 1472) (L. D. 1915)

Mrs. Berry from the Committee on Health and Institutional Services reported same on Bill "An Act Correcting an Inconsistency in the Pharmacy Laws" (H. P. 1475) (L. D. 1918)

Mrs. Doyle from same Committee reported same on Bill "An Act relating to Loans to Candidates for Practice of Osteopathic Medicine in Maine" (H. P. 1476) (L. D. 1919)

Mr. Lewis from same Committee reported same on Bill "An Act relating to Authorized Equipment Purchases at the Bangor State Hospital" (H. P. 1474) (L. D. 1917)

Mr. Cote from the Committee on Legal Affairs reported same on Bill "An Act relating to Change of Name and Powers of Anson Academy" (H. P. 1484) (L. D. 1927)

Mr. Fecteau from same Committee reported same on Resolve to Reimburse Mrs. Clarisse Fournier of Jackman for Property Damage due to Highway Maintenance (H. P. 1491) (L. D. 1934)

Mr. Norris from same Committee reported same on Resolve in favor of Cole's Express for Truck Damage (H. P. 1490) (L. D. 1933)

Mrs. Kilroy from the Committee on Natural Resources reported same on Bill "An Act to Amend the Laws Pertaining to the Protection and Improvement of Air by Establishing Ambient Air Quality Standards" (H. P. 1549) (L. D. 2008)

Mr. Bustin from the Committee on State Government reported same on Bill "An Act Creating a State Employees' Suggestion Awards Board" (H. P. 1507) (L. D. 1949)

Mr. Stillings from same Committee reported same on Bill "An Act Providing for the Observance of the 200th Anniversary of the American Revolution" (H. P. 1503) (L. D. 1945)

Mr. Cottrell from the Committee on Taxation reported same on Bill "An Act to Exempt Incorporated Volunteer Ambulance Corps from Sales and Use Taxes" (H. P. 1511) (L. D. 1953)

Mr. Ross from same Committee reported same on Bill "An Act Imposing a Tax on the Unorganized Territory Within the Maine Forestry District for Spruce Budworm Control" (H. P. 1510) (L. D. 1952)

Mr. Curtis from the Committee on Veterans and Retirement reported same on Resolve Providing a Minimum Service Retirement under the State Retirement Law for Marion Gates of Phillips (H. P. 1520) (L. D. 1962)

Mrs. Lincoln from same Committee reported same on Bill "An Act relating to Veterans Preference in State Employment" (H. P. 1516) (L. D. 1958)

Same member from same Committee reported same on Resolve Providing a Minimum Service Retirement Allowance under the State Retirement Law for Emil Arsenault (H. P. 1524) (L. D. 1966)

Mr. Pratt from same Committee reported same on Bill "An Act relating to Educational Assistance for Certain Widows, Wives, Orphans and Children of Veterans and Wives and Children of Prisoner of War" (H. P. 1519) (L. D. 1961)

Reports were read and accepted, the Bills read twice, Resolves read once, and assigned the next legislative day.

Ought to Pass with Committee Amendment

Mr. Hawken from the Committee on County Government on Bill "An Act relating to Filing Final County Estimates after Adjournment of the Legislature" (H. P. 1459) (L. D. 1902) reported "Ought to pass" as amended by Committee Amendment "A" (H-513) submitted therewith.

Mr. Haskell from the Committee on Education on Bill "An Act relating to the Community School District Law" (H. P. 1463) (L. D. 1906) reported "Ought to pass" as amended by Committee Amendment "A" (H-511) submitted therewith.

Mr. Lewin from the Committee on Fisheries and Wildlife on Bill "An Act relating to Use of Artificial Lights for Lighting Game" (H. P. 1471) (L. D. 1914) reported "Ought to pass" as amended by

Committee Amendment "A" (H-512) submitted therewith.

Mr. Brawn from the Committee on Legal Affairs on Bill "An Act relating to Kents Hill School" (H. P. 1489) (L. D. 1932) reported "Ought to pass" as amended by Committee Amendment "A" (H-514) submitted therewith.

Mr. Fraser from the Committee on Transportation on Bill "An Act relating to Speed of Motor Vehicles on Expressway Systems" (H. P. 1513) (L. D. 1955) reported "Ought to pass" as amended by Committee Amendment "A" (H-515) submitted therewith.

Reports were read and accepted and the Bills read twice. Committee Amendment "A" to each was read by the Clerk and adopted, and the Bills assigned for third reading the next legislative day.

Divided Report

Majority Report of the Committee on Veterans and Retirement reporting "Ought to pass" on Resolve to Correct an Error in the Service Retirement Allowances under the State Retirement Law for Linwood A. Webber (H. P. 1521) (L. D. 1963)

Report was signed by the following members:

Mrs. CARSWELL
of Cumberland
Messrs. BERNARD
of Androscoggin
ANDERSON of Hancock
— of the Senate.
Messrs. CURTIS of Bowdoinham
LEWIN of Augusta
SIMPSON of Millinocket
PRATT of Parsonsfield
Mrs. LINCOLN of Bethel
Messrs. HAYES of Windsor
THERIAULT of Rumford
VINCENT of Portland
— of the House.

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

Report was signed by the following members:

Messrs. JUTRAS of Sanford
DOW of Gardiner
— of the House.

Reports were read.

On motion of Mrs. Lincoln of Bethel, the Majority "Ought to pass" Report was accepted, the

Resolve read once and assigned the next legislative day.

Divided Report

Majority Report of the Committee on Veterans and Retirement reporting "Ought to pass" on Resolve Providing a Minimum Service Retirement Allowance under the State Retirement Law for Leo G. Bartlett (H. P. 1523) (L. D. 1965)

Report was signed by the following members:

Messrs. ANDERSON of Hancock
BERNARD

of Androscoggin
— of the Senate.

Messrs. THERIAULT of Rumford

HAYES of Windsor

Mrs. LINCOLN of Bethel

Messrs. PRATT of Parsonsfield
SIMPSON of Millinocket
LEWIN of Augusta
VINCENT of Portland

— of the House.

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

Report was signed by the following members:

Mrs. CARSWELL

of Cumberland
— of the Senate.

Messrs. JUTRAS of Sanford

CURTIS of Bowdoinham

DOW of Gardiner

— of the House.

Reports were read.

On motion of Mrs. Lincoln of Bethel, the Majority "Ought to pass" Report was accepted, the Resolve read once and assigned the next legislative day.

Divided Report

Majority Report of the Committee on Veterans and Retirement reporting "Ought to pass" on Resolve Providing Retirement Allowance under the State Retirement Law for Mrs. John Howe (H. P. 1522) (L. D. 1964)

Report was signed by the following members:

Mrs. CARSWELL

of Cumberland

Messrs. BERNARD

of Androscoggin

ANDERSON of Hancock

— of the Senate.

Mr. HAYES of Windsor

Mrs. LINCOLN of Bethel

Messrs. PRATT of Parsonsfield
SIMPSON of Millinocket
LEWIN of Augusta
VINCENT of Portland

— of the House.

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

Report was signed by the following members:

Messrs. THERIAULT of Rumford

DOW of Gardiner

CURTIS of Bowdoinham

JUTRAS of Sanford

— of the House.

Reports were read.

On motion of Mrs. Lincoln of Bethel, the Majority "Ought to pass" Report was accepted, the Resolve read once and assigned the next legislative day.

Passed to Be Engrossed

Bill "An Act relating to the School Year" (H. P. 1464) (L. D. 1907)

Bill "An Act Clarifying the Duties of the Treasurer of State Relating to the Care and Custody of Guaranty Funds" (H. P. 1506) (L. D. 1948)

Bill "An Act to Create a New Highway Classification Designated Seasonal Parkways" (H. P. 1512) (L. D. 1954)

Resolve Authorizing the Maine Military Defense Commission to Convey Certain Land in Brunswick (H. P. 1509) (L. D. 1951)

Resolve Designating U.S. Route No. 2 and State Route No. 3 in Maine as Blue Star Memorial Highway (H. P. 1515) (L. D. 1957)

Were reported by the Committee on Bills in the Third Reading, Bills read the third time, Resolves read the second time, all passed to be engrossed and sent to the Senate.

Orders of the Day

Mr. Susi of Pittsfield presented the following Joint Order and moved its passage:

Whereas, the tax structure of the State of Maine must adequately meet the ever-increasing demands for financing future public services; and

Whereas, the additional demands for welfare, educational subsidy and change in method of school financing pose grave challenge to the existing structure; and

Whereas, all major sources of taxation are presently being utilized by the State with no consideration being given to alternative means of meeting probable increases; and

Whereas, there is an urgent need to determine if the present tax structure is fair, equitable and adequate as presently constituted to meet the needs of the future; now, therefore, be it

ORDERED, the Senate concurring, that there is created a Special Joint Interim Committee to consist of 3 Senators to be appointed by the President of the Senate and 4 Representatives to be appointed by the Speaker of the House to study the tax structure of this State and for the purpose of this study any subject or matter adjudged by the committee to be relevant or germane to the subjects of its study or helpful to it in the consummation of its work hereunder shall be deemed within the scope of the committee's inquiry hereunder; and be it further

ORDERED, that the committee shall report the results of its study to the next regular session of the Legislature; and be it further

ORDERED, that all state departments and agencies provide the committee to the extent possible, with information and assistance in the fields of tax and economic research, and make available to the committee, as needed, the services of persons knowledgeable in the field of taxation, public finance and economics; and be it further

ORDERED, that the members of the committee be compensated for time spent in attendance at meetings of the committee and when engaged in performance of duties under instructions of the committee and authorization by its chairman at the rate of \$25 per day and actual expenses incurred in the performance of their duties under this Order; such sums to be paid out of the Legislative Account; and be it further

ORDERED, that the committee shall have the authority to employ professional and clerical assistance within the limits of funds provided; and be it further

ORDERED, that there is allocated to the committee from the Legislative Account the sum of \$10,000 to carry out the purposes of this Order.

The Joint Order was received out of order by unanimous consent and read.

The SPEAKER: The Chair recognizes the gentleman from Pittsfield, Mr. Susi.

Mr. SUSI: Mr. Speaker, Ladies and Gentlemen of the House: As you see, this order deals with potential tax problems that we face ahead. Several states have already had their present financing of education by local property taxes declared unconstitutional by the courts in their states. In Maine, such an action is pending in our courts now. Obviously, this along with the expanding demands on present tax sources for other purposes will cause major dislocations. In all likelihood, the 106th Legislature will be deeply involved with the questions of State-Municipal financing. This order provides for a detailed study of these questions and reporting to the 106th for its guidance in these matters. I ask you to support this order.

The SPEAKER: The Chair recognizes the gentleman from Eagle Lake, Mr. Martin.

Mr. MARTIN: Mr. Speaker and Members of the House: I request that this order lie on the table for one legislative day.

Whereupon, Mr. Susi of Pittsfield requested a vote on the tabling motion.

The SPEAKER: A vote has been requested on the tabling motion. All in favor of this Joint Order being tabled and specially assigned for Monday, January 31, pending passage will vote yes; those opposed will vote no.

A vote of the House was taken.

64 voted in the affirmative and 61 voted in the negative.

Whereupon, Mr. Emery of Rockland requested a roll call vote.

The SPEAKER: The yeas and nays have 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 members 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 Eagle Lake, Mr. Martin that this Order relative to a tax study be tabled and specially assigned for Monday, January 31, pending passage. If you are in favor of tabling this matter you will vote yes; if you are opposed you will vote no.

ROLL CALL

YES — Albert, Bernier, Berry, P. P.; Berube, Boudreau, Bourgoin, Bragdon, Bustin, Call, Carey, Carrier, Carter, Clemente, Cooney, Cote, Cottrell, Curran, Cyr, Dam, Dow, Doyle, Emery, E. M.; Farrington, Faucher, Fecteau, Fraser, Gauthier, Goodwin, Hancock, Jalbert, Kelleher, Kelley, P. S.; Keyte, Lawry, Lebel, Lizotte, Lynch, Mahany, Manchester, Marsh, Martin, McCloskey, McTeague, Mills, Murray, Orestis, Pontbriand, Rocheleau, Santoro, Slane, Smith, D. M.; Smith, E. H.; Tanguay, Theriault, Vincent, Webber, Wheeler, Whitson, Whitzell.

NO — Ault, Bailey, Baker, Barnes, Bartlett, Berry, G. W.; Birt, Bither, Brawn, Brown, Bunker, Churchill, Clark, Cummings, Curtis, A. P.; Curtis, T. S., Jr.; Donaghy, Dyar, Emery, D. F.; Evans, Finemore, Gagnon, Gill, Hall, Hardy, Haskell, Hawken, Hayes, Henley, Herrick, Hewes, Hodgdon, Kelley, R. P.; Lee, Lewin, Lewis, Lincoln, Lund, MacLeod, Maddox, Marstaller, McCormick, McNally, Millett, Mosher, Murchison, Page, Parks, Payson, Porter, Pratt, Rollins, Ross, Scott, Shaw, Shute, Silverman, Simpson, L. E.; Simpson, T. R.; Stillings, Susi, Trask, White, Wight, Williams, Wood, M. E.; Woodbury, The Speaker.

ABSENT — Bedard, Binnette, Collins, Conley, Crosby, Drigotas, Dudley, Genest, Good, Immonen, Jutras, Kelley, K. F.; Kilroy, Lessard, Littlefield, Lucas,

McKinnon, Morrell, Norris O'Brien, Rand, Sheltra, Tyndale Wood, M. W.

Yes, 59; No, 68; Absent, 24.

The SPEAKER: Fifty-nine having voted in the affirmative and sixty-eight in the negative, with twenty-four being absent, the motion to table does not prevail.

The Chair recognizes the gentleman from Eagle Lake, Mr. Martin.

Mr. MARTIN: Mr. Speaker, Ladies and Gentlemen of the House: Needless to say, I am a little bit chagrined having to rise this morning to talk about an order that no one has even looked at, except a few people, to my knowledge. I realize that the order is a commitment made by some people on the Reference of Bills Committee to the gentleman from Rockland, Mr. Emery, because he could not have the two bills introduced during the special session that an order was going to be introduced to take care of the tax study at the special session, so that it could be studied between now and the regular session of the 106th.

The only reason that I asked that it be tabled this morning was that without anyone having consulted anyone else to my knowledge in the House on the minority side of the picture, and I don't know how many of the majority were consulted, it just seemed to me that there are certain things in the order that ought to be taken care of before it is passed. I have no objections to the order. I think it is what we ought to be doing in order to continue the problem, of trying to solve the problem as we face it, and we are facing a problem in Maine.

I have absolutely no reason to know why the gentleman from Pittsfield, Mr. Susi, feels that this has got to be passed Friday afternoon or Friday morning. I see no reason why the gentleman from Rockland, Mr. Emery, feels that it can't wait until Monday or Tuesday. I just feel that there are certain things in the order that ought to be taken care of before it is finally passed.

Now it seems to me a reasonable request to have this thing tabled for one day. I can assure you that

the Minority Party has no intentions of opposing the study; we endorse it wholeheartedly. But I simply cannot see the reasoning as to why the order must be passed this morning; and if the gentleman from Pittsfield or someone else will just explain to me why we can't wait one day or two, then I would appreciate it very much.

The SPEAKER: The Chair recognizes the gentleman from Lewiston, Mr. Jalbert.

Mr. JALBERT: Mr. Speaker and Members of the House: The first I saw this order among the many papers I have on my desk was about two minutes ago. Now as far as I am concerned, I am, in its present form, opposed to the order, and I am chagrined when a roll call was called that the party line was drawn.

One thing I certainly object to is \$25 a day in expenses. The gentleman from Presque Isle and I have spent countless days working on a program that I will submit to you concerning itself with the reorganization and streamlining of County Government at \$10 a day, but we put no money for the extra days. The only time that we have put any money in is when we have met at a regular meeting or a subcommittee meeting of the Legislative Research Committee where these areas and where these things belong.

Now of course, if you want to pamper somebody just because he couldn't get a bill in, why it is another matter. I had some important legislation that came before the Reference of Bills Committee. They didn't pass. I didn't go around saying, "Well, give me a study measure, baby me along, sugar me up, make me look good." I see no reason at all for this order, number one. Number two, if we are going to get hit with things like this out of the blue, at least out of courtesy, let's table it. Mr. Speaker, I move again that this matter be tabled, and when the vote is taken, I move it be taken by the yeas and nays.

The SPEAKER: The Chair would advise the gentleman the motion is not at the present time in order.

Mr. JALBERT: Could I ask a parliamentary inquiry?

The SPEAKER: The gentleman may pose his inquiry.

Mr. JALBERT: Does debating reopen the question?

The SPEAKER: Debating will reopen the question, but the gentleman has debated and moved to table. He is out of order.

Mr. JALBERT: Then I would ask that somebody move this item be tabled until the next legislative day.

The SPEAKER: The Chair recognizes the gentleman from Eagle Lake, Mr. Martin.

Mr. MARTIN: Mr. Speaker, I would request that this order lie on the table for one legislative day.

Whereupon, Mr. Susi of Pittsfield requested a roll call vote.

The SPEAKER: The yeas and nays have 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 members 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 Eagle Lake, Mr. Martin, that this matter be tabled and specially assigned for Monday, January 31, pending passage. All in favor of that motion will vote yes; those opposed will vote no.

Roll Call

YES — Albert, Barnes, Bernier, Berry, P. P.; Berube, Boudreau, Bourgoin, Bragdon, Bustin, Call, Carey, Carrier, Carter, Clemente, Cooney, Cote, Cottrell, Curran, Cyr, Dam, Dow, Doyle, Emery, E. M.; Farrington, Faucher, Fecteau, Finmore, Fraser, Gauthier, Goodwin, Hancock, Henley, Jalbert, Kelleher, Kelley, P. S.; Keyte, Lawry, Lebel, Lewis, Lizotte, Lynch, Mahany, Manchester, Marsh, Martin, McCloskey, McTeague, Mills, Murchison, Murray, Orestis, Pontbriand, Rocheleau, Rollins, Santoro, Slane, Smith, D. M.; Smith, E. H.; Tanguay, Theriault, Vincent, Webber, Wheeler, Whitson, Whitzell.

NO — Ault, Bailey, Baker, Bartlett, Berry, G. W.; Birt,

Bither, Brawn, Brown, Bunker, Churchill, Clark, Curtis, A. P.; Curtis, T. S., Jr.; Donaghy, Dyar, Emery, D. F.; Evans, Gagnon, Gill, Hall, Hardy, Haskell, Hawkens, Hayes, Herrick, Hewes, Hodgdon, Kelley R. P.; Lee Lewin, Lund, MacLeod, Maddox, Marstaller, McCormick, McNally, Millett, Mosher, Page, Parks, Payson, Porter, Pratt, Ross, Scott, Shaw, Shute, Silverman, Simpson, L. E.; Simpson, T. R.; Stillings, Susi, Trask, White, Wight, Williams, Wood, M. E.; Woodbury, The Speaker.

ABSENT — Bedard, Binnette, Collins, Conley, Crosby, Cummings, Drigotas, Dudley, Genest, Good, Immonen, Jutras, Kelley, K. F.; Kilroy, Lessard, Lincoln, Littlefield, Lucas, McKinnon, Morrell, Norris, O'Brien, Rand, Sheltra, Tyndale, Wood, M. W.

Yes, 65; No, 60; Absent, 26.

The SPEAKER: Sixty-five having voted in the affirmative and sixty having voted in the negative, with twenty-six being absent, the motion to table does prevail.

Mr. Jalbert of Lewiston was granted unanimous consent to address the House.

Mr. JALBERT: Mr. Speaker and Members of the House: Over the last few weeks, there has been a lot of conjecture wherein it concerns itself with the MIBA, the MRA, MIRFAB and housing. And now I would like to make comments on that, and my comments will prove that when I am sitting inside this railing on issues as important as the last one, as important as the last one, as important as this one, that partisan politics fly out the window.

We received a letter — I will first talk concerning itself with housing. We received a letter relative to the problems concerning the Maine Housing Authority at a meeting of the Legislative Research Committee on September 23, 1971, from the Chairman of the Republican State Committee, Mr. Charles Moreshead, that this problem should be looked into. I personally moved that this be referred to the Governmental Operations Committee for their recommendation and that their findings would be back

to the committee at the next meeting, and stressing that attorneys be consulted for the purpose of this study.

I speak now after having discussed this with the chairman of the full committee and the chairman of the Governmental Operations Committee. It so happens that I act in the capacity of vice-chairman of the Committee on Governmental Operations. We also took up a program where it concerns itself with the problems of MIBA and the problems concerning themselves with MRA and MIRFAB. And again I made a motion that these studies be referred to the Governmental Operations Committee. I was then speaking of the MIBA.

My motion was amended by the gentleman from Lubec, Mr. Donaghy, that we would look into the other areas. This thought was supported by the gentleman from Brewer, Senator MacLeod, a member of the committee ex officio, which involved MIRFAB, MRA and MIBA. I accepted the proposition by amendment of Mr. Donaghy and Mr. MacLeod. It would appear to me, without getting myself involved into a controversy, that somewhere along the line these areas should be looked into. And I guarantee the membership of this House, that immediately we adjourn this special session, that these areas would be looked into with a fine-tooth comb, so that at least guidelines will be set up, the personnel of MIBA, their loans — this includes MIRFAB and MRA — the housing and the personnel will be looked into with a fine-tooth comb and a report will be made to you at a subsequent meeting of this body.

The following paper from the Senate was taken up out of order by unanimous consent:

ORDERED, the House concurring, that when the House and Senate adjourn, they adjourn to Monday, January 31, at 3 o'clock in the afternoon. (S. P. 744)

Came from the Senate read and passed.

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

Mr. Lund of Augusta was granted unanimous consent to address the House.

Mr. LUND: Mr. Speaker, Ladies and Gentlemen of the House: I have distributed to each legislator today a copy of Governor Curtis's letter to John Kelley, dated August 6, 1971. The letter, if you will look at it, is self-explanatory. Although I have frequently disagreed with the Governor on many issues, I have always respected his honesty and integrity.

It is becoming clear to me that the Governor is not going to perform his constitutional duty and his written promise in regard to the ballot reform measure. Conduct of this nature is, in my opinion, the reason why people are losing respect and faith in their government. Whether the form of the ballot should be changed is a debatable issue; whether the people have a right to vote on it on June 19, 1972, in accordance with the Constitution, is not.

I urge every legislator here, regardless of party, to do whatever

they think is proper to insure that the people's rights are not trampled.

The Chair laid before the House the first tabled and today assigned matter:

Joint Order re additional member on Joint Standing Committee on State Government. (S. P. 742) — In Senate, passed.

Tabled — January 27, by Mr. Martin of Eagle Lake.

Pending — Passage in concurrence.

The Joint Order received passage in concurrence.

In accordance with the above Order, the Speaker appointed the following member to the Joint Standing Committee on State Government: Mr. Silverman of Calais.

On motion of Mr. Porter of Lincoln,

Adjourned until Monday, January 31, at three o'clock in the afternoon.