

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

Wednesday, February 16, 1972

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

Prayer by the Rev. Mr. Irving Stevens and the Rev. Mrs. D. J. Stevens of Bangor.

The journal of yesterday was read and approved.

Orders Out of Order

Mrs. Doyle of Bangor presented the following Order and moved its passage:

ORDERED, that Christi Stevens of Bangor be appointed to serve as Honorary Page for today.

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

Mr. Whitzell of Gardiner presented the following Order and moved its passage:

ORDERED, that Kim Temple of Gardiner be appointed to serve as Honorary Page for today.

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

Papers from the Senate

From the Senate: The following Communication: (S. P 750)

STATE OF MAINE
HOUSE OF REPRESENTATIVES
AUGUSTA

February 14, 1972

To the Honorable Senate and House of Representatives of the One Hundred and Fifth Legislature:

In accordance with the wishes of the 105th Maine Legislature as expressed in the Provisions of S. P. 107 to study, review and analyze the operations, rules, regulations, procedures and programs of the Department of Health and Welfare, the Joint Select Committee of Inquiry herewith submits the enclosed report.

Respectfully,

(Signed)

H. SAWIN MILLETT, JR.
Chairman

Joint Select Committee of Inquiry

Came from the Senate read and with accompanying Report ordered placed on file.

In the House, the Communication was read and with accompanying Report ordered placed on file in concurrence.

Divided Report

Majority Report of the Committee on Health and Institutional Services reporting "Ought not to pass" on Bill "An Act to Include Fees as Local Funds in the Community Mental Health Grant-in-aid Program" (S. P. 695) (L. D. 1876)

Report was signed by the following members:

Messrs. HICHENS of York
GREELEY of Waldo
MINKOWSKY

of Androscoggin
— of the Senate.

Mrs. PAYSON of Falmouth
Mrs. CUMMINGS of Newport
Mrs. BERRY of Madison
Messrs. DYAR of Strong
CLEMENTE of Portland
LESSARD of Lisbon
LEWIS of Bristol

— of the House.

Minority Report of same Committee reporting "Ought to pass" on same Bill.

Report was signed by the following members:

Mrs. DOYLE of Bangor
Mr. SANTORO of Portland
— of the House.

Came from the Senate with the Majority Report accepted.

In the House: Reports were read. Thereupon, the Majority "Ought not to pass" Report was accepted in concurrence.

Non-Concurrent Matter

Bill "An Act relating to Educational Assistance for Certain Widows, Wives, Orphans and Children of Veterans and Wives and Children of Prisoners of War" (H. P. 1519) (L. D. 1961) which was passed to be engrossed in the House on January 31.

Came from the Senate passed to be engrossed as amended by Senate Amendment "A" in non-concurrence.

In the House: The House voted to recede and concur.

Non-Concurrent Matter

Report of the Committee on State Government on Resolution Proposing an Amendment to the

Constitution Pledging Credit of the State for Guaranteed Loans to Resident Maine Veterans of the Armed Forces of the United States of America (S. P. 717) (L. D. 1990) reporting same in a new draft (S. P. 755) (L. D. 2027) under title of "Resolution Proposing an Amendment to the Constitution Pledging Credit of the State for Guaranteed Loans to Resident Maine Veterans of the Armed Forces of the United States of America or the Peace Corps" and that it "Ought to pass" which Report and Resolution were recommitted to the Committee on State Government in non-concurrence in the House on February 14.

Came from the Senate with that body voting to insist on its former action whereby the Report was accepted and the Resolution passed to be engrossed.

In the House: The House voted to recede and concur.

The Resolution was read once and tomorrow assigned.

Non-Concurrent Matter

Report of the Committee on Appropriations and Financial Affairs on Bill "An Act to Create a Crime Laboratory" (S. P. 688) (L. D. 1869) reporting that it be referred to the 106th Legislature which Report and Bill were recommitted to the Committee on Appropriations and Financial Affairs in non-concurrence in the House on February 14.

Came from the Senate with that body voting to insist on its action whereby the Report and Bill were indefinitely postponed.

In the House:

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

Mr. JALBERT: Mr. Speaker, I move we recede and concur and ask for a division.

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, moves that the House recede and concur.

The Chair recognizes the gentleman from South Portland, Mr. Gill.

Mr. GILL: Mr. Speaker, Ladies and Gentlemen of the House: I would like to support the motion

of the gentleman from Lewiston, Mr. Jalbert.

The SPEAKER: The pending question is on the motion of the gentleman from Lewiston, Mr. Jalbert, that the House recede and concur. All in favor of that motion will vote yes; those opposed will vote no.

A vote of the House was taken.

83 having voted in the affirmative and 15 having voted in the negative, the motion did prevail.

Orders

Mrs. Lincoln of Bethel presented the following Joint Order and moved its passage:

ORDERED, the Senate concurring, that the Joint Standing Committee on Veterans and Retirement be directed to report out a bill relating to restoration to state service of any state retiree. (H. P. 1573)

The Joint Order was read and passed and sent up for concurrence.

House Reports of Committees Ought to Pass Printed Bills

Mr. Bragdon from the Committee on Appropriations and Financial Affairs reported "Ought to pass" on Bill "An Act to Authorize Bond Issue in the Amount of \$8,360,000 for the Construction and Renovation of Higher Education Facilities at the University of Maine" (H. P. 1545) (L. D. 2001)

Mr. Pratt from the Committee on Veterans and Retirement reported same on Bill "An Act to Revise and Clarify Laws Relating to Group Life Insurance under Maine State Retirement System" (H. P. 1518) (L. D. 1960)

Reports were read and accepted, the Bills read twice and tomorrow assigned.

Divided Report

Majority Report of the Committee on Judiciary on Bill "An Act relating to Breath-testing Equipment Used Under Implied Consent Law" (H. P. 1530) (L. D. 1973) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was signed by the following members:

Messrs. TANOUS of Penobscot
 QUINN of Penobscot
 — of the Senate.
 Mr. LUND of Augusta
 Mrs. WHITE of Guilford
 Mrs. BAKER of Orrington
 Messrs. CARRIER of Westbrook
 HEWES
 of Cape Elizabeth
 PAGE of Fryeburg
 Mrs. WHEELER of Portland
 Mr. HENLEY of Norway
 — of the House.

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

Report was signed by the
 following members:

Mr. HARDING of Aroostook
 — of the Senate.
 Messrs. KELLEY of Caribou
 ORESTIS of Lewiston
 — of the House.

Reports were read.

On motion of Mr. Hewes of Cape
 Elizabeth, the Majority "Ought to
 pass" Report was accepted.

The Bill was read twice.

Committee Amendment "A" (H-
 540) was read by the Clerk and
 adopted and the Bill assigned for
 third reading tomorrow.

**Passed to Be Enacted
 Emergency Measure**

An Act Providing Funds for
 Maine Historical Society (S. P. 710)
 (L. D. 1984)

Was reported by the Committee
 on Engrossed Bills as truly and
 strictly engrossed. This being an
 emergency measure and a two-
 thirds vote of all the members
 elected to the House being neces-
 sary, a total was taken. 120 voted
 in favor of same and none against,
 and accordingly the Bill was
 passed to be enacted, signed by
 the Speaker and sent to the Senate.

Emergency Measure

An Act Authorizing the Town of
 Dresden to Vote on Certain Liquor
 Local Option Questions (H. P. 1494)
 (L. D. 1937)

Was reported by the Committee
 on Engrossed Bills as truly and
 strictly engrossed. This being an
 emergency measure and a two-
 thirds vote of all the members
 elected to the House being neces-
 sary, a total was taken. 105 voted

in favor of same and 11 against,
 and accordingly the Bill was
 passed to be enacted, signed by
 the Speaker and sent to the Senate.

**Finally Passed
 Emergency Measure**

Resolve in Favor of Town of
 Limestone for Apportionment of
 Telephone Tax (H. P. 1454) (L.
 D. 1897)

Was reported by the Committee
 on Engrossed Bills as truly and
 strictly engrossed. This being an
 emergency measure and a two-
 thirds vote of all the members
 elected to the House being neces-
 sary, a total was taken. 121 voted
 in favor of same and none against,
 and accordingly the Resolve was
 finally passed, signed by the
 Speaker and sent to the Senate.

Passed to Be Enacted

An Act relating to the Regulation
 of Private Detectives (S. P. 702)
 (L. D. 1883)

An Act Appropriating Funds to
 Survey the Boundaries of Pass-
 amaquoddy Tribal Lands (H. P.
 1452) (L. D. 1895)

Were reported by the Committee
 on Engrossed Bills as truly and
 strictly engrossed, passed to be
 enacted, signed by the Speaker and
 sent to the Senate.

Enactor

Tabled and Assigned

An Act Authorizing the Supreme
 Judicial Court to Provide for Juries
 of 8 Jurors in Civil Cases (H. P.
 1478) (L. D. 1921)

Was reported by the Committee
 on Engrossed Bills as truly and
 strictly engrossed.

(On motion of Mr. Carrier of
 Westbrook, tabled pending passage
 to be enacted and tomorrow
 assigned.)

An Act Providing for a Change
 in Standard Deductions in Income
 Tax Law (H. P. 1547) (L. D. 2003)

Finally Passed

Resolve Providing for Purchase
 of Copies of Cyr Plantation
 Centennial (H. P. 1456) (L. D. 1899)

Resolve Discharging Plantation
 of Baring from Indebtedness to the
 State for Use of School Bus in 1961-
 62 Prior to Incorporation as a
 Plantation (H. P. 1457) (L. D. 1900)

Were reported by the Committee on Engrossed Bills as truly and strictly engrossed, Bill passed to be enacted, Resolves finally passed, all signed by the Speaker and sent to the Senate.

Orders of the Day

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

Bill "An Act relating to Housing and Food Supplies Furnished by State Departments" (H. P. 1504) (L. D. 1946) — In House, passed to be engrossed as amended by House Amendment "A" (H-527) — In Senate, passed to be engrossed as amended by House Amendment "A" and Senate Amendment "A" (S-339) in non-concurrence.

Tabled — February 15, by Mr. Porter of Lincoln.

Pending — Further consideration.

On motion of Mr. Bither of Houlton, the House voted to recede.

Senate Amendment "A" (S-339) was read by the Clerk and adopted.

The same gentleman then offered House Amendment "B" and moved its adoption.

House Amendment "B" (H-542) was read by the Clerk.

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

Mr. MARTIN: Mr. Speaker, I would ask two questions of the gentleman from Houlton. One is, does the Republican Party feel so badly that it has been treated by the press, they feel they have to charge them rent? Secondly, is there also going to be an amendment to charge the lobbyists for their room that they have upstairs on the fourth floor?

The SPEAKER: The gentleman from Eagle Lake, Mr. Martin poses some questions to the gentleman from Houlton, Mr. Bither, who may answer if he chooses.

The Chair recognizes that gentleman.

Mr. BITHER: Mr. Speaker and Members of the House: First of all I can say that I am shocked at the gentleman from Eagle Lake, terribly shocked, because this certainly is not a political issue; if it is, it is the first time I have

heard of it, and if it is he has made it so. But it certainly is not a political issue. You have heard over and over and over again here about these bills that come in here and some of your own party have said that some of these bills were housekeeping bills; this is a housekeeping bill. As a matter of fact, this is a spring cleaning bill, spring housekeeping bill. Mr. Martin, this is not a political issue and has nothing to do with the Republican Party whatsoever; that answers your first question.

As to the second question, I went over this State House with a rather fine tooth comb as far as office space is concerned and there is no mention in here of the lobbyists' room, because in the first place the lobbyists are paying a \$10 fee for registration, and in the second place the room is going to be taken away from them anyway. They are not going to have that room but just a very short time. There is going to be a renovation up there on the fourth floor and they are not going to have that room at all. I hope that answers Mr. Martin's question.

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

Mr. SUSI: Mr. Speaker, Ladies and Gentlemen of the House: I too, on behalf of the Republican Party, would like to disavow any interest on the part of the party in this amendment. I was unaware that it was going to be on our desks until it arrived just a moment ago. I am somewhat concerned about it because I am under the impression that the states across the nation do furnish space for the press and the other media to conduct their affairs in and, if that is so, I would be very hesitant to charge them for the space that they have to use for their purpose here.

Now they are certainly an unofficial branch in this process but, in my opinion, a very vital one. I believe that we do have to constantly keep related to the public so that they will know what we are doing and why we are doing it and the reactions of the public to our actions are a vital part of the entire process. I am not an

employee of any of the media, you know this, but I do raise the question for anyone who can answer it, is this a common practice in other states to furnish space for the media in the vicinity of the legislative halls? I would appreciate an answer to it.

The SPEAKER: The Chair recognizes the gentleman from Houlton, Mr. Bither.

Mr. BITHER: Mr. Speaker and Members of the House: Just to prove a point that I made a while ago that this is not a partisan issue, I disagree wholeheartedly with the gentleman over in the right hand corner. There is no reason why at all they shouldn't be paying for this. The advent of this news media is a part of our free enterprise, and they are not up here to give this information out to the public just simply; they are not up here to give us special write-ups. They are up here to get news so that they can sell their papers and make money, this is part of their business; and for that reason they are no different than anyone else.

I think I will have to go back in history a little bit here, and this goes way beyond the date of the birth of Mr. Martin of Eagle Lake because this goes back to 1915, and I think I am right, that this at least in 1915 was a Democratic Legislature and they put in at that time, in the law, that the "representatives of the press are hereby granted the privileges of the Floor of the House and Senate," and so forth and so on — I am not going to read all of these of course. And at that time they designated Room 82 "the same being the room known as the Pharmacy and Dentistry Room," wherever that may be, "on the fourth floor of the State House, shall be maintained and reserved during the" — now get this, "during the legislative session."

There is no mention made in here whether they should charge them or not, it doesn't say they shan't charge them or shall charge them. Incidentally, I would like to say right now, that I haven't any fight against the press. I am not out to get after these fat cats as we heard in the winter. I haven't

a fight with anyone. I am going to present these facts to you people and if you don't want to pass this amendment, you don't pass it. I am not going to debate it anyway, I am just telling you a few facts of life here.

Okay. In 1915 this all started. And at that time they had Room 82, and it was stated then that — this is all from the Revised Statutes, Public Laws of the State of Maine, anyone can read it. "The Superintendent of Public Buildings is to see that the room is kept in order, properly furnished, lighted, heated and kept in order." How much shall they charge for this? There is no indication they should charge for it or not, they don't say they can't charge for it anyway.

Then we come along, well to 1916, the Revised Statutes, and there is nothing different there, still Room 82. "The Pharmacy and Dentistry Room shall be maintained" and so forth "for each legislative session."

The next change of any importance, and none of these were terribly exciting, was in 1930 and they state then, "That representatives of the press who are engaged in sending out daily reports have the privilege of the floor," and so forth and so on. And they still have Room 82.

Somewhere along the line between 1915 and 1930, Room 82 became changed, but still in 1930 it was called Pharmacy and Dentistry Room. No change then, nothing said about how much it shall cost or not cost.

But in 1944 — now this is the Revised Statute, I am sorry, in 1954 a change was made. What happened, I don't know, your guess is as good as mine. Room 82 became Room 400. One room on the fourth floor, and the same verbage, the same thing said right along, that "the Superintendent of Public Buildings shall maintain it," and so forth and so on; at what cost, no one says anything about it.

Then in 1957, I believe they had renovation in the State House, and incidentally this all happened after cloture date. And I understand, back in 1957, in order to get a

bill in after cloture, it would have to be by unanimous consent of both the Senate and the House, and this was done. And this may or may not be of significance that this was done by a gentleman from Houlton.

Senator Rogerson of Aroostook County, at that time, presented a bill that changed the thing a little bit and they left out the room numbers and all that and it said, "They shall be maintained and reserved during each legislative session for the use of such representatives of the press as have the privilege of the floor, of the Senate and the House of Representatives under the provisions of Section 9. Such facilities as may meet their requirements with reasonable convenience and adequacy," with reasonable convenience and adequacy. Now I wish you would pay very strict attention here. If I am sounding like a schoolmaster here this morning, there is a reason for it.

It goes on to say, "if reasonably consistent with other essential uses of State House office space, these facilities shall continue to be assigned for press use while the Legislature is not in session." Here is the big change, now they can have it the year round. But remember, "if reasonably consistent with other essential uses of the State House office space." Some of you people may be surprised to know that some of our Bureaus and Agencies are travelling all over this city in renting office space — renting office space, we are paying office space.

I don't see any objections to this bill as long as we are doing that. I think that this is no longer consistent with office space that we have in the State House and around the State House, and I personally will be shocked to believe that the press would object to paying a reasonable rent for this service. This Room 82, which changed into 400, has become four or five rooms now, I think four, I don't know about the fifth one, but it has become four or five rooms. They have them year round, and I am not sure of my facts here, but I think at least one of these agencies, the only office they have

in the State of Maine is up here in the State House and the taxpayers are paying for it.

Now this is a good housekeeping bill. This will save the State money; in fact it probably should bring in a little revenue, and for that reason I can't see why the majority leader would even object to it in the least. I am just as shocked at his attitude as I am John Martin getting up in the first place.

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

Mr. JALBERT: Mr. Speaker and Members of the House: I listened with a great deal of attention to the gentleman from Houlton, Mr. Bither. Being somewhat of a student in the history of government, however, I might suggest to him that in 1915 it is possible that the Republican Party was in command of the Legislature. The Democratic Party was in command of the Legislature in the front office in 1911 and the next time, to my knowledge, when we got into command was through the Governor's office in 1932 to 36; and then at the 102nd, the Legislature with the Republican Governor, and of course 1972 is coming.

Now, I am one of those who has been told that I am sometimes in the press quite often, possibly more often than I should. In any event, I have always resented the fact that we don't have in the Legislature too much room to hang up our hats and I wouldn't want to deprive the general public of Maine, who owns this building, as we all do, to be deprived of any part of what is going on by us here, and if we deprive this privilege, I mean we will be harping as we have at times about the lobbyists breathing down our necks. We have found two or three rooms for the press, that is not luxurious but somewhat comfortable to them. We have them on the right of us and on the left of us. I see no objection to it.

As far as I am concerned, at this session, I lost one decision and that was put in the newspapers on the front page. I won four decisions and no mention was made of it. So certainly, I haven't

gotten the best of it, and I can speak that way. I think that this is not a good amendment, with due respect to Mr. Bither, and for that reason I will move the indefinite postponement of it.

The SPEAKER: The pending question is on the motion of the gentleman from Lewiston, Mr. Jalbert, that House Amendment "B" be indefinitely postponed.

The Chair recognizes the gentleman from Houlton, Mr. Bither.

Mr. BITHER: Mr. Speaker and Members of the House: I am getting shocked all around today because I have listened to the gentleman from Lewiston over and over again. He has sold me and he has convinced me over and over again that we are here to save money. We are not here to spend the State's money, and this is not only a housekeeping bill but this is a money saving bill.

Now, we are not depriving anybody of anything. I mean this amendment does not deprive anybody of one single thing. As a matter of fact, we could perhaps rent them larger and better offices, but it just simply says there shall be a reasonable charge for these things.

Now, if you don't believe that, turn it down, but I think it is a good amendment.

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

Mr. CALL: Mr. Speaker, Members of the House: I have observed fantastic proposals from time to time in this Legislature, but this to me is the most bizarre up to the present time, this proposed amendment. I have been on both sides of the fence. I have observed news operations as a citizen and I have been a news reporter for at least six years in all.

There are many institutions and groups which are for many reasons relieved of paying taxes, as is the case with private educational institutions, and relieved of paying other fees which the general public does pay. I, for one, would be lost if there were no news media. We all look for that morning paper the moment we rise. We all listen to the radio, its prime feature being news and weather.

I spent some of the happiest days of my life as a newsman and I will say to the contrary that the newspapers from time to time have made me unhappy, but that is the way life is. It isn't all a bed of roses.

So I shall close by saying that I am going to vote for the indefinite postponement of this amendment.

The SPEAKER: The Chair recognizes the gentleman from Auburn, Mr. Emery.

Mr. EMERY: Mr. Speaker, Ladies and Gentlemen of the House: I hesitate to rise today. But as a veteran of World War II and Korea, I recognize the fact that one of the best ways to stifle a free country is to restrict the press, and in my mind this is the kind of a move that a Communist would appreciate.

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

Mr. COTTRELL: Mr. Speaker and Members of the House: I am going to vote against this amendment but I do want to raise my voice with the most compliments that it can phrase and contain for Representative Bither on a good piece of historical research, and I commend his efforts through all of us and I publicly want to thank him and praise him.

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

Mr. SMITH: Mr. Speaker, Ladies and Gentlemen of the House: I find this amendment, especially the debate and discussion which surrounds it, has given to me new meaning to the word "trivia." And I would support the motion of the gentleman from Lewiston to indefinitely postpone and ask that when the vote is taken it be taken by the yeas and nays.

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

Mr. MARTIN: Mr. Speaker, Ladies and Gentlemen of the House: First of all, I want to thank the gentleman from Houlton for assuring me that this was his idea and that it had nothing to do with the Republican Party. I believe

that and I can surely appreciate his comments.

I am, of course, going to support the request for indefinite postponement. I do think that these people are providing a service for the people of Maine and frankly, sometimes, I think many people back home wouldn't know what we did here if it wasn't for them as I suspect some of us would not want all of our actions reported back to the home town. I think if we try to stop them from reporting some of the things, we might just be trying to keep some things away from them and I am sure that the people back home would look at it just in that light.

The SPEAKER: The Chair recognizes the gentleman from Houlton, Mr. Bither.

Mr. BITHER: Mr. Speaker and Members of the House: I don't know where we got into all this argument about bringing in the Korean War and war veterans and that sort of thing, because in 'no way is this curtailing the press. How can anyone say this is curtailing the press? We are going to give them better quarters than they ever had before, at least, that is my suggestion right now.

But we can't give them better service than they have ever had. All we ask is that they pay a small amount for it. Now there is no reason why the news media shouldn't be paying their fair share of office rent just the same as anyone.

Will you remember one thing I said, that some of these news agencies the only office space they have in Maine — one of them I understand, I am not too positive of this and I wouldn't say who it was, but one of these news media, the only office space they have is here in the State House. And all this talk of saving money by some of you people, it doesn't mean a thing because I am not going to believe you any more. This is a money saving proposition. It isn't hurting anybody, we are not curtailing anyone, this isn't in any way a curtailment of the press.

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

Mr. ROSS: Mr. Speaker and Members of the House: Most of the speakers today on this item have been of the opposite party than I am. I will speak as a Republican. But whether you are a Republican or a Democrat, we must maintain good relations with the press, and not to further any political aspirations either.

But it is a matter of common sense and fairness. They are here to inform the electorate and the doings of this Legislature. We should cooperate with the press in any way that we can and the small amount of money that we would save under this amendment would certainly not be worth it to the people of the State of Maine, and I support the indefinite postponement.

The SPEAKER: The Chair recognizes the gentleman from Skowhegan, Mr. Dam.

Mr. DAM: Mr. Speaker and Members of the House: I rise as a Democrat and I rise to support the amendment of Mr. Bither because I feel that we should have the actual cost, that is all it says here, the actual cost of operating the facility.

Now this is not asking too much, because without news, there would be very few papers sold. And I have always heard the press referred to as the free press, and when something like this arises and there is so much feeling to give them more, I just wonder in my mind if it shouldn't be called the "freeloaders" press.

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 Lewiston, Mr. Jalbert, that House Amendment "B" be indefinitely postponed. If you are in favor of that motion you

will vote yes; if you are opposed you will vote no.

ROLL CALL

YEA — Albert, Bailey, Baker, Bedard, Bernier, Berry, P. P.; Berube, Binnette, Boudreau, Bourgoin, Bragdon, Brawn, Brown, Bustin, Call, Carrier, Carter, Churchill, Clemente, Conley, Cooney, Cote, Cottrell, Curran, Donaghy, Dow, Doyle, Emery, D. F.; Emery, E. M.; Finemore, Fraser, Genest, Gill, Goodwin, Hall, H a n c o c k, Hardy, Hawkens, Hayes, Herrick, Hodgdon, Jutras, Kelley, P. S.; Kelley, R. P.; Keyte, Kilroy, Lebel, Lee, Lewis, Lizotte, Lucas, Lynch, Maddox, M a h a n y, Manchester Marstaller, M a r t i n, McKinnon, McNally, McTeague, Millett, Mills, Murchison, Orestis, Page, Payson, Pontbriand, Rand, R o c h e l e a u, Ross, Scott, Silverman, Simpson, L. E.; Simpson, T. R.; Slane, Smith, E. H.; Stillings, Susi, Theriault, Tyndale, Vincent, Webber, Wheeler, White, W h i t s o n, Whitzell, Wood, M. E.

NAY — Ault, Barnes, Bartlett, Berry, G. W.; Bither, Bunker, Carey, Clark, Collins, Cummings, Curtis, A. P.; Curtis, T. S., Jr.; Cyr, Dam, Dudley, Dyar, Evans, Farrington, Faucher, G a g n o n, Good, Haskell, Henley, Hewes, Immonen, Kelleher, Kelley, K. F.; Lawry, Lewin, Lincoln, Littlefield, Lund, MacLeod, M a r s h, McCormick, Morrell, Mosher, Norris, Parks, Porter, Pratt, Rollins, Shaw, Shute, Trask, Wight Williams, Wood, M. W.; Woodbury.

ABSENT — Birt, Crosby, Drigotas, Fecteau, Gauthier, Jalbert, Lessard, McCloskey, Murray, O'Brien, Santoro, Sheltra, Smith, D. M.; Tanguay.

Yes, 87; No, 49; Absent, 14.

The **SPEAKER**: Eighty-seven having voted in the affirmative and forty-nine in the negative, with fourteen being absent, the motion does prevail.

Thereupon, the Bill was passed to be engrossed as amended by House Amendment "A" and Senate Amendment "A" in concurrence and sent to the Senate.

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

Bill "An Act relating to Disclosure of Economic Interests by Legislators" (H. P. 1572) (L. D. 2029)

Tabled — February 15, by Mr. Jutras of Sanford.

Pending — Passage to be engrossed.

Mr. Silverman of Calais offered House Amendment "A" and moved its adoption.

House Amendment "A" (H-543) was read by the Clerk.

The **SPEAKER**: The gentleman may proceed.

Mr. **SILVERMAN**: Mr. Speaker and Members of the House: This amendment includes the Executive Director of the Maine State Housing Authority, which we overlooked because this is not considered a state agency, or a head of a state agency, and we feel this position should be included in the disclosure of economic interests to the public and the people of the State of Maine.

The **SPEAKER**: The pending question is on the motion of the gentleman from Calais, Mr. Silverman, that House Amendment "A" be adopted. The Chair will order a vote. All in favor of the adoption of House Amendment "A" will vote yes; those opposed will vote no.

A vote of the House was taken.

111 having voted in the affirmative and 12 having voted in the negative, the motion did prevail.

The **SPEAKER**: The Chair recognizes the gentleman from Bath, Mr. Ross.

Mr. **ROSS**: Mr. Speaker, I move this item lie upon the table until the next legislative day.

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

The **SPEAKER**: All in favor of tabling 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. Simpson of Standish requested a roll call vote.

The **SPEAKER**: The yeas and nays have been requested. For the Chair to order a roll call vote, 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 Bath, Mr. Ross, that this matter be tabled for one legislative day, pending passage to be engrossed. If you are in favor of that motion you will vote yes; if you are opposed you will vote no.

ROLL CALL

YEA — Bailey, Bartlett, Bedard, Berry, G. W.; Berry, P. P.; Berube, Binnette, Bragdon, Brown, Bunker, Call, Carey, Carrier, Carter, Clemente, Cooney, Cote, Cottrell, Curran, Cyr, Dam, Dudley, Dyar, Emery, D. F.; Emery, E. M.; Farrington, Faucher, Finemore, Fraser, Genest, Gill, Hancock, Hardy, Immonen, Jutras, Kelleher, Kelley, R. P.; Keyte, Kilroy, Lawry, Lewin, Lewis, Littlefield, Lizotte, Maddox, Mahany, Manchester, McCormick, McKinnon, Mills, Murchison, Norris, Orestis, Page, Parks, Payson, Pontbriand, Rand, Rollins, Ross, Scott, Shaw, Shute, Silverman, Simpson, T. R.; Slane, Smith, E. H.; Theriault, Wheeler, White, Whitson, Whitzell, Williams, Wood, M. W.; Wood, M. E.; Woodbury.

NAY — Albert, Ault, Baker, Barnes, Bernier, Bither, Boudreau, Bourgoin, Brawn, Bustin, Churchill, Clark, Collins, Cummings, Curtis, A. P.; Curtis, T. S., Jr.; Donaghy, Dow, Doyle, Gagnon, Gauthier, Good, Goodwin, Hall, Haskell, Hawkens, Hayes, Henley, Herrick, Hewes, Hodgdon, Kelley, K. F.; Kelley, P. S.; Lebel, Lee, Lincoln, Lucas, Lund, Lynch, MacLeod, Marsh, Marstaller, Martin, McNally, McTeague, Millett, Morrell, Mosher, Porter, Pratt, Rocheleau, Simpson, L. E.; Stillings, Susi, Tanguay, Trask, Tyndale, Vincent, Webber, Wight.

ABSENT — Birt, Conley, Crosby, Drigotas, Evans, Fecteau, Jalbert, Lessard, McCloskey, Murray, O'Brien, Santoro, Sheltra, Smith, D. M.

Yes, 76; No, 60; Absent, 14.

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

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

Bill "An Act to Provide for Administrative Enforcement of the Municipal Public Employees Labor Relations Law" (H. P. 1548) (L. D. 2007) (Committee Amendment "A" H-535 adopted)

Tabled — February 15, by Mr McTeague of Brunswick.

Pending — Passage to be engrossed.

On motion of Mr. Cote of Lewiston, under suspension of the rules, the House reconsidered its action of February 11, whereby Committee Amendment "A" was adopted.

The same gentleman offered House Amendment "A" to Committee Amendment "A" and moved its adoption.

House Amendment "A" to Committee Amendment "A" (H-539) was read by the Clerk and adopted. Committee Amendment "A" as amended by House Amendment "A" thereto was adopted.

The Bill was passed to be engrossed as amended and sent to the Senate.

By unanimous consent, all matters acted upon in concurrence and all matters requiring Senate concurrence were ordered sent forthwith to the Senate.

(Off Record Remarks)

On motion of Mr Susi of Pittsfield,

Recessed until eleven o'clock in the morning.

After Recess

11:00 A.M.

The House was called to order by the Speaker.

The following papers from the Senate were taken up out of order by unanimous consent.

The following Order: (S. P. 760)

WHEREAS, the Tigers of Biddeford High School achieved a season

record of 10 wins and no losses and were the only unbeaten Class A football team in the State for 1971; and

WHEREAS, this championship team ranks first in the State of Maine and records the least points scored against them; and

WHEREAS, the Tigers also have to their credit 5 players who were named to the All - State Team; now, therefore, be it

ORDERED, that we, the Members of the Senate and House of Representatives of the One Hundred and Fifth Legislature now assembled in the First Special Session take this opportunity to recognize and honor the outstanding achievements of this illustrious team and its coaches, Gardner, Wyfe, Garvin, Champagne and Marshall, and wish them continued success in their efforts in the field of sports to bring honor to their school, city and State; and be it further

ORDERED, that copies of this Order, duly attested by the President of the Senate and Speaker of the House, be transmitted forthwith by the Secretary of the Senate to the principal and coaches of Biddeford High School and the Mayor of the City of Biddeford in recognition of this outstanding achievement.

Came from the Senate read and passed.

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

The following Order: (S. P. 759)

WHEREAS, recent research has shown that physical activities, sports and competitive athletics are a major means of reaching the retarded; and

WHEREAS, here is an area where they can succeed and start building a positive image, gaining confidence and self-mastery as well as physical development; and

WHEREAS, the special olympics program for the mentally retarded will be held in the City of Portland, Maine on June 2 and 3, 1972; and

WHEREAS, the ultimate goal of this program is to create

opportunities for sports training and athletic competition for all retarded children; and

WHEREAS, a child improves his performance in the gymnasium and on the playing field; he also improves his performance in the classroom; at home and eventually on the job; and

WHEREAS, Governor Kenneth M. Curtis, Honorary Chairman of Special Olympics, has appointed an honorary committee drawing special attention to this forthcoming event, in support of a better way of life for the retarded; now, therefore, be it

ORDERED, that the Senate registers its support and commendation of this worthwhile and humane effort and forwards this Joint Order forthwith to the House of Representatives for concurrence.

Came from the Senate read and passed.

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

Ought to Pass with Committee Amendment

Report of the Committee on Legal Affairs on Resolve to Reimburse Certain Persons for Displacement Costs because of Property Taken by State (S. P. 691) (L. D. 1872) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Came from the Senate with the Report read and accepted and the Resolve passed to be engrossed as amended by Committee Amendment "A".

In the House, the Report was read and accepted in concurrence and the Resolve read once. Committee Amendment "A" (S-343) was read by the Clerk and adopted in concurrence, and tomorrow assigned for second reading of the Resolve.

On motion of Mr. Porter of Lincoln,

Adjourned until nine o'clock tomorrow morning.