

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

One Hundred and Sixth

Legislature

OF THE

STATE OF MAINE

1973

KENNEBEC JOURNAL
AUGUSTA, MAINE

HOUSE

Wednesday, January 3, 1973

In convention of the members-elect of the One Hundred and Sixth Legislature.

Pursuant to the Constitution and Laws of the State of Maine, the members of the House of Representatives-elect assembled in the hall of the House and were called to order by Joseph T. Edgar, Secretary of State.

Prayer was then offered by Father Louis Fortier of Augusta.

The members-elect stood at attention during the singing of the National Anthem by Mr. Paul Farrington of South China, accompanied by Mr. Donald Pauley of South China.

The following Communications were read by the Secretary of State:

STATE OF MAINE

Office of the Secretary of State
January 3, 1973

To E. Louise Lincoln
Clerk of the House of Representatives of the One Hundred and Sixth Legislature

In compliance with Title 3, Section 1, of the Revised Statutes of 1964, notification is hereby given of a vacancy in the Towns of Stockholm and Van Buren and the Plantations of Caswell, Cyr and Hamlin, created by the resignation of Representative-elect Allen J. Ouellette of Van Buren. Mr. Ouellette was elected to the 106th Legislature at the November 7, 1972 General Election.

Respectfully,
(Signed)
JOSEPH T. EDGAR
Secretary of State

STATE OF MAINE OFFICE OF THE SECRETARY OF STATE

To Bertha W. Johnson, Clerk of the House of Representatives of the One Hundred and Fifth Legislature:

In compliance with 3 M.R.S.A., Section 1, I hereby certify that the following are the names and residences of the Representatives-elect to the One Hundred and Sixth Legislature, as appears by

the report submitted to the Governor and Council under date of November 22, 1972:

ANDROSCOGGIN COUNTY

Georgette B. Berube of Lewiston
Albert E. Cote of Lewiston
Emile Jacques of Lewiston
Louis Jalbert of Lewiston
George F. Ricker of Lewiston
Roland D. Tanguay of Lewiston
Frank M. Drigotas of Auburn
Joyce E. Lewis of Auburn
Bertrand L. Pontbriand of Auburn
Peter T. Snowe of Auburn
James E. Tierney of Durham
Arthur P. Lynch

of Livermore Falls
Philip E. Dunn of Poland
Leighton Cooney of Sabattus

AROOSTOOK COUNTY:

Ezra James Briggs of Caribou
Hayes E. Gahagan of Caribou
Roy A. Bither of Houlton
Floyd M. Haskell of Houlton
James P. Dunleavy of Presque Isle
Harry K. Parks of Presque Isle
Thomas P. Albert of Limestone
Luman P. Mahany of Easton
Vaughan A. Walker of Island Falls
Louis F. Finemore of Bridgewater
Herschel L. Good of Westfield
Harold Bragdon of Perham
John L. Martin of Eagle Lake
Valier E. Morin of Fort Kent
Edward A. McHenry

of Madawaska
Allen J. Ouellette of Van Buren

CUMBERLAND COUNTY

Anne M. Boudreau of Portland
Laurence E. Connolly, Jr.
of Portland
Jane Callan Kilroy of Portland
Thomas R. LaPointe of Portland
Thomas J. Mulkern of Portland
Mary Najarian of Portland
John B. O'Brien of Portland
Domenico A. Santoro of Portland
Gerald E. Talbot of Portland
Mildred F. Wheeler of Portland
James J. Conley of South Portland
E. Lyle Flynn of South Portland
Stephen L. Perkins

of South Portland
J. Robert Carrier of Westbrook
Maurice Aime Deshaies

of Westbrook
Bertrand M. LaCharite

of Brunswick
Patrick N. McTeague of Brunswick
Patricia S. Knight

of Scarborough
David G. Huber of Falmouth

IN TESTIMONY
WHERE OF I have

caused the Seal of the State to be herewith affixed at Augusta this third day of January, A.D., 1973, and of the Independence of the United States of America the One Hundred and Ninety-seventh.

(Signed) JOSEPH T. EDGAR
Secretary of State

The Communications were read and ordered placed on file.

The certified roll of Representatives-elect was called by the Secretary of State, and 148 members responded to the call and a quorum was found to be present.

Absent: Patrick N. McTeague of Brunswick. Thomas J. Peterson of Windham.

At this time, a message was received from the Senate, borne by Harry N. Starbranch, that the Senate had been duly organized by the election of Honorable Kenneth P. MacLeod as President, Harry N. Starbranch as Secretary, and May Ross as Assistant Secretary, and that the Senate was ready to transact such business as might come before it.

On motion of Mr. Ross of Bath, Mr. Curtis of Orono, Mr. Stillings of Berwick, Mrs. White of Gulford, Mr. Tyndale of Kennebunkport, Mrs. Kilroy of Portland, Mr. Carey of Waterville, and Mr. Drigotas of Auburn were appointed a committee to wait upon the Governor and inform him that a quorum of the members of the House of Representatives-elect had assembled in the Representatives' Hall and request his attendance to administer to them the oaths required by the Constitution to qualify them to enter upon the discharge of their official duties.

Mr. Curtis subsequently reported that the committee had discharged the duty assigned it, and the Governor was pleased to say that he would forthwith attend upon the Representatives-elect for the purpose of administering to them the oaths required by the Constitution.

Thereupon His Excellency, Governor Kenneth M. Curtis, entered the Hall of the House amid applause, the members-elect rising.

GOVERNOR CURTIS: Mr. Secretary and Members of the House: It gives me a great deal of pleasure to welcome all of you to the State House and congratulate you on your election to the 106th Legislature. I look forward to working closely with all of you this session. And I pledge my full support to our common goal of serving the people of Maine. As the elected representatives of the people we have a solemn obligation to try our best to govern wisely and fairly with open minds to the problems and the needs of our citizens. In the next three weeks I will be presenting for your consideration separate messages dealing with the budget; my legislative recommendations; and the pressing issue of tax reform.

My staff and I will be available throughout the coming months to co-operate with you on these and on the many other important tasks before us.

I wish you all a most pleasant, most successful session. Now, if you would please stand it would be an honor for me to administer your oath of office.

Thereupon the Governor, attended by the Council, administered to the members-elect and they subscribed the oaths required by the Constitution to qualify them to discharge their official duties.

The Governor and Council then retired.

On motion of Mrs. McCormick of Union, Mrs. Baker of Orrington, Mr. Henley of Norway, Mr. Susi of Pittsfield, Mr. MacLeod of Bar Harbor, Mr. Kelleher of Bangor, Mrs. Boudreau of Portland, and Mr. Carrier of Westbrook were appointed a committee to receive, sort and count votes for the Speaker.

On motion of Mr. Martin of Eagle Lake, the Committee cast one vote for the House for Richard D. Hewes and he was thereupon elected.

Mr. Martin then escorted the Speaker to his Chair amid the ap-

plause of the House, the Members rising.

SPEAKER HEWES: Fellow Legislators and friends: I want to thank you all for your hearty endorsement here. I want to particularly thank the gentleman from Eagle Lake, Mr. Martin, for making the motion and the Republicans at the caucus of a month or so ago who backed me. I will certainly endeavor to do the very best job possible, because with all of you we are facing an awesome challenge.

There are nearly a million citizens in Maine and it is our responsibility, along with those members of the Senate down the corridor, to try to pass, alter, repeal laws that affect all of them. And I know we are going to have cooperation, which has been shown in the past few days, by the Governor who graciously invited us, some others, myself and others to the Blaine House last night. And we have been cooperating with the Democratic leadership, with the very able representative, Mr. Martin, from Eagle Lake as their spokesman and the Republican's very able leader, Larry Simpson from Standish. And even though back in the fall the Republicans were fine, and the Democrats were doing likewise; now that the election is over I hope that somehow a magic wand can be waved over the members of the House and the hostilities and unpleasantness of the fall can be forgotten and we can all pull together, as the Governor said a few minutes ago, toward making this a better place for the people of the State of Maine to live.

Now we are going to be faced with financial problems because of increased demands from the local level and also loss of some funds from Federal programs. Hopefully, we can hold the line on taxes so that there will be no increase in taxes, and yet we can give increased benefits of some sort anyway to the local property taxpayer and the local people. After all, the purpose of government is to provide a service where private enterprise or private individuals do not or cannot perform that service.

Just this past weekend in my area, greater Portland, the Transit Authority was taken over by our government, performing a service that private enterprise was not able to do. So we must consider the services that the State of Maine can perform for the betterment of its people.

I pledge you my cooperation and I hope that together we can have a successful 106th, so that two years from now, when our successors are sworn in, we can look back on what we've done the past two years and be proud of our contribution toward making this a better place to live.

Now I see in the balcony loved ones, friends, supporters, and in the back of the hall also. Would you kindly rise and pay your respects to any of your friends and supporters and loved ones without whom we wouldn't be here. Would you kindly rise. (Applause — Members rising.)

On motion of Mr. Ault of Wayne, Mr. Evans of Freedom, Mr. McNally of Ellsworth, Mr. Good of Westfield, Mr. Silverman of Calais, Mr. Curran of Bangor, Mr. Fraser of Mexico, and Mr. Cottrell of Portland were appointed a committee to receive, sort and count votes for Clerk of the House.

On motion of Mr. Martin of Eagle Lake, the Committee cast one vote for the House for Mrs. E. Louise Lincoln as Clerk and she was thereupon elected.

On motion of Mr. Haskell of Houlton, Mr. Bither of Houlton, Mr. Rollins of Dixfield, Mr. Brawn of Oakland, Mr. Shute of Stockton Springs, Mrs. Wheeler of Portland, Mr. Keyte of Dexter, and Mr. Binnette of Old Town were appointed a committee to receive, sort and count votes for Assistant Clerk of the House.

On motion of Mr. McTeague of Brunswick, the Committee cast one vote for the House for Mrs. Catherine M. Fenderson as Assistant Clerk and she was thereupon elected.

At the request of Mr. Bragdon of Perham, Mr. Hoffses of Camden escorted the Clerk-elect and the Assistant Clerk-elect to the Council Chamber for the purpose of taking

and subscribing to the necessary oaths of office to qualify them to enter upon the discharge of the duties of the Clerk of the House and Assistant Clerk of the House.

Subsequently, Mr. Hoffses reported to the House that he had attended to the duty assigned to him and that E. Louise Lincoln and Mrs. Catherine M. Fenderson had, before the Governor and Council, taken and subscribed to the necessary oaths of office to qualify them to enter upon the discharge of the duties of the Clerk of the House and Assistant Clerk of the House.

On motion of Mr. Emery of Rockland, Mr. Dyar of Strong, Mr. Cameron of Lincoln, Mr. Morton of Farmington, Mrs. Berry of Madison, Mr. Tanguay of Lewiston, Mr. O'Brien of Portland, and Mr. Bustin of Augusta were appointed a committee to notify the Governor of the organization of the House by the election of Honorable Richard D. Hewes as Speaker, Mrs. E. Louise Lincoln as Clerk, and Mrs. Catherine M. Fenderson as Assistant Clerk.

Mr. Dyar subsequently reported that the Committee had discharged the duty assigned it.

The same information was conveyed to the Senate by Mr. Simpson of Standish.

At this point, a message came from the Senate, borne by Robert W. Beauchaine, Sergeant-at-Arms, proposing a Convention of both branches of the Legislature to be held at eleven o'clock in the Hall of the House for the purpose of electing a Secretary of State, a State Treasurer, an Attorney General, a State Auditor, and seven Executive Councilors.

Thereupon, the House voted to concur in the proposal for a Joint Convention to be held at eleven o'clock.

At this point, E. Louise Lincoln, Clerk, and Mrs. Catherine M. Fenderson, Assistant Clerk of the House, were escorted to their positions by the Sergeant-at-Arms amid the applause of the House, the members rising.

The Speaker announced the ap-

pointment of the following members to serve on the House Committee on Elections: Mr. MacLeod of Bar Harbor, Mr. Norris of Brewer, Mr. Henley of Norway, Mr. Lewis of Bristol, Mr. Drigotas of Auburn, Mr. Keyte of Dexter and Mr. Carey of Waterville.

The following Communication:

STATE OF MAINE

OFFICE OF THE

SECRETARY OF STATE

Augusta, Maine

January 3, 1973

To the Speaker of the House of Representatives of the One Hundred and Sixth Legislature:

In compliance with the Constitution and laws of the State of Maine, I have the honor to herewith transmit the returns of the votes cast for Representatives to the Legislature in the several cities, towns and plantations in the State of Maine at the General Election held on November 7, A. D., 1972.

Respectfully,

(Signed)

JOSEPH T. EDGAR

Secretary of State

The Communication was read and with accompanying papers referred to the Committee on Elections.

On motion of Mr. PRATT of Parsonsfield, it was

ORDERED, that Robert Johnston of Auburn be the Official Reporter of the House and that he be authorized to procure the services of an Assistant Reporter, two transcribing clerks and a proofreader during the present session for the preparation and completion of the Legislative Record.

The SPEAKER: The Chair observes the presence in the Hall of the House of Representative McTeague of Brunswick. The Chair will appoint the Sergeant-at-Arms to escort the gentleman to the office of the Governor to subscribe to the oaths of office to qualify him to enter upon his duties. Will the gentleman attend to his duty.

Subsequently the Sergeant-at-Arms reported that he had performed the duty with which he

was charged and that Mr. McTeague had taken and subscribed the oaths necessary to qualify him to enter upon his official duties.

On motion of Mr. Stillings of Berwick, it was

ORDERED, that the Clerk of the House be directed to maintain in her office an alphabetical index of all matters before the Legislature, and a legislative docket showing all action taken on all matters before the Legislature, the necessary additional clerical assistance to be employed by the Clerk with the approval of the Speaker.

On motion of Mr. Dyar of Strong, it was

ORDERED, that each member and officer of the House be furnished with one copy each of two daily newspapers published in the State, to be selected by them.

On motion of Mrs. Kilroy of Portland, it was

ORDERED, that the Clerk of the House be authorized and directed to furnish each member of the House with a copy of the Advance Journal of the House, said copy to be on the desk of each member at the opening of each daily session.

On motion of Mr. Immonen of West Paris, it was

ORDERED, that the remaining subordinate officers of the House to be appointed to serve for the present biennium be as follows: By the Speaker, a Secretary to the Speaker; by the Clerk, one Administrative Assistant to the Clerk, one Secretary to the Clerk, one Secretary to the Assistant Clerk, Legislative Docket Clerk, Assistant Legislative Docket Clerk, a Journal Copy Clerk, and an Amendment Clerk; and

BE IT FURTHER ORDERED, that the Speaker and the Clerk respectively is hereby authorized to accept resignations and fill any vacancies of said subordinate officers during the biennium.

The Speaker announced the appointment of the following subordinate officers of the House:

Larry B. Choate of Windsor
Sergeant-at-Arms

Kirk M. Damborg of Augusta

Peter H. Duley of Augusta Page

Kevin Farrington of Hallowell Page

Frank H. Wood of Sabattus Document Clerk

Elwood L. Overlock of Augusta Doorkeeper

Thomas C. Hughes of Hallowell Assistant Doorkeeper

The Speaker announced the appointment of Mrs. Bonnie Jo Whalley of Richmond as Secretary to the Speaker.

On motion of Mr. Curran of Bangor, it was

ORDERED, that each adjournment of the House be until 10:00 o'clock of the following weekday morning unless otherwise ordered.

On motion of Mrs. White of Guilford, it was

ORDERED, that the Clerk of the House be directed to secure uniforms for the subordinate officers of the House.

On motion of Mr. Fraser of Mexico, it was

ORDERED, that the Clerk of the House be directed to invite the Clergymen of Augusta, Hallowell, and Gardiner to officiate as Chaplains of the House during the present session, or to invite clergymen from other areas of the State as requested by any member of the House.

On motion of Mrs. Baker of Orrington, it was

ORDERED, that four Clerk-Stenographers be employed to provide stenographic and clerical assistance to the Members of the House. Such Clerk-Stenographers to be selected, two by the Majority Leader, and two by the Minority Leader; and

BE IT FURTHER ORDERED, that the Clerk of the House include in her payroll of House Officers, the Clerk-Stenographers so employed, at a salary approved by a special committee consisting of the House members of the Joint Standing Committee on State Government.

Mr. Shaw of Chelsea presented the following Joint Order and moved its passage:

ORDERED, the Senate concurring, that the Speaker of the House be authorized, at his discretion, to permit radio or sound television film or live television, or any two or three of these communication media, in the hall of the House of Representatives while the House is in session, or during joint conventions of the Legislature. (H. P. 66)

The Joint Order received passage and was sent up for concurrence.

By unanimous consent, ordered sent forthwith to the Senate.

House at Ease

Called to order by the Speaker.

At this point, the Senate entered the Hall of the House of Representatives and a Joint Convention was formed.

In Convention

The President of the Senate, the Honorable Kenneth P. MacLeod, in the Chair.

PRESIDENT MacLEOD: The Convention will please come to order.

Nominations are now in order for the office of Secretary of State of the State of Maine for the political years 1973 and 1974.

The Chair recognizes the Senator from Kennebec, Senator Katz.

SENATOR KATZ: I nominate Joseph T. Edgar for the office of Secretary of State of the State of Maine for the political years 1973 and 1974.

PRESIDENT MacLEOD: The Chair recognizes the Senator from Cumberland, Senator Brennan.

SENATOR BRENNAN: Mr. President, I move that nominations be closed and that the Senator from Penobscot, Mr. Sewall, be authorized to cast one ballot on the part of the Convention in favor of Joseph T. Edgar for Secretary of State.

PRESIDENT MacLEOD: Is it the pleasure of the Convention that this motion receive passage? It is a vote. (Mr. Sewall casts one ballot)

PRESIDENT MacLEOD: Joseph T. Edgar having received a majority of all the votes cast, I now declare him duly elected Secretary of State of the State of Maine for the political years 1973 and 1974.

PRESIDENT MacLEOD: Nominations are now in order for the office of Attorney General of the State of Maine for the political years of 1973 and 1974.

The Chair recognizes the Senator from Cumberland, Senator Berry.

SENATOR BERRY: I nominate Jon Lund for the office of Attorney General of the State of Maine for the political years 1973 and 1974.

PRESIDENT MacLEOD: The Chair recognizes the Senator from Cumberland, Senator Brennan.

SENATOR BRENNAN: Mr. President, I move that nominations be closed and that the Senator from Penobscot, Mr. Sewall be authorized to cast one ballot on the part of the Convention in favor of Jon Lund for Attorney General.

PRESIDENT MacLEOD: Is it the pleasure of the Convention that this motion receive passage? It is a vote. (Mr. Sewall casts one ballot)

PRESIDENT MacLEOD: Jon Lund having received a majority of all the votes cast, I now declare him duly elected Attorney General of the State of Maine for the political years 1973 and 1974.

PRESIDENT MacLEOD: Nominations are now in order for the office of State Treasurer of the State of Maine for the political years 1973 and 1974.

The Chair recognizes the Senator from Penobscot, Senator Tanous.

SENATOR TANOUS: I nominate Norman K. Ferguson for the office of State Treasurer of the State of Maine for the political years 1973 and 1974.

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

REPRESENTATIVE MARTIN: Mr. President, I move that nominations be closed and that the

Senator from Penobscot, Mr. Sewall, be authorized to cast one ballot on the part of the Convention in favor of Norman K. Ferguson for State Treasurer.

PRESIDENT MacLEOD: Is it the pleasure of the Convention that this motion receive passage? It is a vote. (Mr. Sewall casts one ballot)

PRESIDENT MacLEOD: Norman K. Ferguson having received a majority of all the votes cast, I now declare him duly elected State Treasurer for the political years 1973 and 1974.

PRESIDENT MacLEOD: Nominations are now in order for the office of State Auditor of the State of Maine for the political years 1973, 1974, 1975 and 1976.

The Chair recognizes the Senator from Penobscot, Senator Tanous.

SENATOR TANOUS: I nominate Raymond M. Rideout, Jr. for the office of State Auditor of the State of Maine for the political years 1973, 1974, 1975 and 1976.

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

REPRESENTATIVE MARTIN: Mr. President, I move that nominations be closed and that the Senator from Penobscot, Mr. Sewall, be authorized to cast one ballot on the part of the Convention in favor of Raymond M. Rideout, Jr. for State Auditor.

PRESIDENT MacLEOD: Is it the pleasure of the Convention that this motion receive passage? It is a vote. (Mr. Sewall casts one ballot)

PRESIDENT MacLEOD: Raymond M. Rideout, Jr. having received a majority of all the votes cast, I now declare him duly elected State Auditor for the political years 1973, 1974, 1975 and 1976.

PRESIDENT MacLEOD: Nominations are now in order for the Executive Councilors.

The Chair recognizes the Senator from Cumberland, Senator Berry.

SENATOR BERRY: I nominate Richard W. Logan, Deane A. Durgin, Howard M. Mayo, Harvey

Johnson, Clyde A. Hichborn, Herald J. Beckett and Harold G. Clark as members of the Executive Council.

PRESIDENT MacLEOD: The Chair recognizes the gentleman Eagle Lake, Mr. Martin.

REPRESENTATIVE MARTIN: Mr. President, I move that nominations be closed and that the Senator from Penobscot, Mr. Sewall, be authorized to cast one ballot on the part of the Convention for Richard W. Logan, Deane A. Durgin, Howard M. Mayo, Harvey Johnson, Clyde A. Hichborn, Herald J. Beckett and Harold G. Clark as members of the Executive Council.

PRESIDENT MacLEOD: Is it the pleasure of the Convention that this motion receive passage? It is a vote. (Mr. Sewall casts one ballot)

PRESIDENT MacLEOD: Richard W. Logan, Deane A. Durgin, Howard W. Mayo, Harvey Johnson, Clyde A. Hichborn, Herald J. Beckett and Harold G. Clark having received a majority of all the votes cast, I now declare them duly elected as Executive Councilors of the State of Maine for the political years 1973 and 1974.

On motion by Mr. Speers of Kennebec,

ORDERED, that subsequent to the Convention the Secretary be directed to inform the Governor of the election of the Honorable Joseph T. Edgar as Secretary of State; the Honorable Norman K. Ferguson as State Treasurer; the Honorable Jon Lund as Attorney General; the Honorable Raymond M. Rideout, Jr. as State Auditor; and the Honorables Richard W. Logan, Deane A. Durgin, Howard A. Mayo, Harvey Johnson, Clyde A. Hichborn, Herald J. Beckett and Harold G. Clark as Executive Councilors.

Which was Read and Passed.

On motion by Mr. Richardson of Cumberland,

ORDERED, that subsequent to the Convention the Secretary be directed to notify the Honorable Joseph T. Edgar of his election as Secretary of State; the Honor-

able Norman K. Ferguson of his election as State Treasurer; the Honorable Jon Lund of his election as Attorney General; the Honorable Raymond M. Rideout, Jr., of his election as State Auditor; and the Honorables Richard W. Logan, Deane A. Durgin, Howard W. Mayo, Harvey Johnson, Clyde A. Hichborn, Herald J. Beckett and Harold G. Clark of their election as Executive Councilors.

Which was Read and Passed.

PRESIDENT MacLEOD: Joint Conventions traditionally have been used to elect our constitutional officers, our Executive Council, for the inauguration of the Governor, and for listening to his budget message. I thought it might be appropriate this morning — on this opening day of the 106th Legislature — to discuss the Legislature itself. Where we are — what we are — and where we are going.

You have on your desk this morning — or will have very shortly — a report to the 106th Legislature by the Special Interim Committee on Legislative Structure and Procedure, which was very ably chaired by the Gentleman from Berwick, Dick Stillings. This committee has been meeting biweekly since the first of August and is making some comprehensive and far-reaching recommendations for change in the legislative structure and procedures.

With your indulgence, I would like to quote from the opening page of the report.

"Since Maine was admitted to the Union in 1820, many aspects of governmental life have undergone major transformations. The Legislature, however, exists today much as it did in 1820.

"There is still very little professional staff. Members serve on a very part-time basis and are compensated at a low level. The legislative scheduling is not even as good as it was in 1820, when the Legislature met every year to set policy, provide for the taxation and expenditures of the state, and return home, secure in the knowledge that few unusual problems would arise during the interim.

"Society has changed markedly in the past one hundred and fifty years. The problems and opportunities confronting us now are so different, that a nineteenth-century mechanism for determining state policy is simply inadequate today. A few examples will illustrate the problem.

In 1820, and indeed, until after World War II, the Federal government scarcely affected the private citizen in peacetime. Today, with annual expenditures in excess of \$250 billion a year and so many programs that the government itself loses track of them, the Federal government has taken over much of the policy making job which used to belong to the states. The legislature becomes a passive observer as state agencies and services are established, grow, and change — not necessarily in response to state needs, but in response to Federal funding and direction.

"The result has been a shift in the way state policy is made. The executive branch and the Federal establishment are responsible for making, executing and evaluating basic state policy — not the Legislature. If immediate steps are not taken to reverse the pattern, the future role of the Legislature may be even more limited than at present. The loss to representative government will be immense.

"It ought to be the job of the Legislature to set policy for the State of Maine. It ought to be the job of the Legislature to review, evaluate, and change, if necessary, the work of the various executive branch departments. And the Legislature, if it hopes to regain its independence and its ability to make reasoned, intelligent decisions, must begin now to equip itself accordingly."

The Maine Constitution established three separate branches of government — the Executive, the Judicial, and the Legislative. They were intended to be co-equal branches of government. This is not the case today. We are terribly ill-equipped to discharge our responsibilities to the people we represent, the citizens of this state. You are going to be asked to take the first steps in rectifying this

situation today. Two of the most important substantive recommendations of the committee will be presented to both branches of the Legislature before the adjournment of this legislative day. Let us discuss, briefly, what these two recommendations will do.

One will provide six full-time professional staff members for our major committees, who will be employed on a nonpartisan basis for work both during the session and in the interim. They will be assigned by the joint leadership to those committees which need assistance the most. You will also be asked to approve the addition of six full-time legislative aides, who will serve the Speaker, the President of the Senate, and the legislative leadership of both parties while we are in session. I can speak from personal experience that the hiring of a full-time administrative aide attached to my office would be money well spent as far as my discharging my responsibilities in an intelligent, knowledgeable manner.

After these people are hired and become trained in their jobs, think what a tremendous change will take place. We will have our own people that belong to us do our legislative drafting, our re-drafting and our amendments. We will not have to depend upon the legislative lobby to do this drafting. We will not have to depend upon the Attorney General's office, which is part of the executive branch, for drafting help. We will have our own people. They will be responsible only to us.

Total state spending now runs well over a million dollars a day. The total cost of operating the legislative branch of government is now approximately three tenths of one per cent of total state spending. The additional cost of hiring these twelve full-time staff people will run in the neighborhood of \$300,000 for the biennium. Even with the salaries of these twelve additional staff people, our percentage of total state spending will still be well below four tenths of one per cent. I do not think that the taxpayers of this state will mind that expense if they are assured that they will have better-

equipped and more knowledgeable legislators making decisions in Augusta.

Our objective must be to make government work better for people — to make sure that government services are actually delivered, that citizens taxes are spent well and efficiently, that people's problems are solved as quickly as possible.

It must be our mutual goal, one which transcends party lines and partisan loyalties, to restore the confidence of the people in the high purpose of our mission and in the effectiveness and efficiency of our efforts.

We have been subservient to the Executive for too long. It is time that we asserted ourselves as an equal branch of government. It is time that we equipped ourselves with the tools necessary to do our job in a responsible manner. It is time for us to consider whether or not we should overturn a governor's veto instead of automatically sustaining it on party lines. Congress does it when the national interest so demands and so should we. Our first responsibility is to the people who send us here, not to our political parties. If a bill passes both branches of this Legislature with broad bipartisan support and is vetoed by the Chief Executive, I would hope that in the future this Legislature would override that veto. I think that a Governor, no matter of what political party, needs to be reminded occasionally that he is dealing with a co-equal branch of government, not an inferior one. We have heard of Tax Reform Legislatures; we have heard of Government Reorganization Legislatures. Let the 106th Legislature be known as the Legislature's Legislature.

Four years ago — and I hope you will pardon my quoting myself — I said from the rostrum in the Senate: "I have faith in and love for the Maine Legislature and I believe that it has in the past and is now conducting its business in a manner completely consistent with the public trust. Maine citizens can be justly proud of our Legislature as I am proud to be a member of it."

Let us continue to conduct our business in a manner completely consistent with the public trust by providing ourselves with these necessary tools. Let us begin now. Let us begin today.

Thank you for your attention. (Applause)

The purpose for which the Joint Convention was formed having been accomplished, the Chair declared the same dissolved.

The Senate then retired to its Chamber amid the applause of the House, the members rising.

In the House

On motion of Mr. Simpson of Standish,

Recessed until the sounding of the gong.

After Recess

2:00 P.M.

The House was called to order by the Speaker.

From the Senate: The following Order: (S. P. 15)

ORDERED, the House concurring, that the Joint Rules of the One Hundred and Fifth Legislature, as amended, be the Joint Rules of this Legislature, with the exception of Joint Rule number 1, paragraphs 1 and 3, and Joint Rule number 5, which shall be amended to read as follows:

1. Joint Standing Committees. There shall be no more than 20 Joint Standing Committee which shall be appointed as follows at the commencement of the session, viz:

On Agriculture
On Appropriations and Financial Affairs

On Business Legislation
On County Government
On Education
On Election Laws
On Fisheries and Wildlife
On Health and Institutional Services

On Human Resources
On Judiciary
On Labor
On Legal Affairs
On Liquor Control
On Marine Resources
On Natural Resources
On Public Utilities
On State Government
On Taxation
On Transportation
On Veterans and Retirement

REFERENCE OF BILLS. THERE SHALL ALSO BE APPOINTED A JOINT STANDING COMMITTEE ON REFERENCE OF BILLS CONSISTING OF TWO ON THE PART OF THE SENATE AND FOUR ON THE PART OF THE HOUSE, WITH THE PRESIDENT OF THE SENATE AND SPEAKER OF THE HOUSE MEMBERS EX-OFFICIO.

5. Employees. The salaries of all officers and employees of the Legislature shall be established by the President of the Senate, the Speaker of the House and the Majority Floor Leaders of both the House and Senate. The Secretary of the Senate is authorized and directed to certify vouchers of said officers and employees of the Senate and Committee clerks and the Clerk of the House is authorized and directed to certify vouchers of said officers and employees of the House, in conformance with this Rule, to the State Controller and said salaries shall be paid at such intervals as the President of the Senate, the Speaker of the House and the Majority Floor Leaders of both the House and the Senate may determine.

ORDERED, that the rules of the Senate of the One Hundred and Fifth Legislature be the rules of this Senate.

Came from the Senate read and passed.

In the House, the Order was read.

Mr. Martin of Eagle Lake offered House Amendment "A" and moved its adoption.

House Amendment "A" (H-2) was read by the Clerk and adopted.

Thereupon, the Joint Order was passed as amended in non-concurrence and sent up for concurrence.

Mr. Martin of Eagle Lake presented the following Order and moved its passage:

ORDERED, that the rules of the House of Representatives of the 105th Legislature, as amended, be the rules of this House with the exception of Rules numbered 6, 22, 43 and 49, which shall be amended to read as follows:

6. The following standing committees shall be appointed at the commencement of the session,

whose duty shall be to consider all subjects referred to them and report thereon:

On Ways and Means,
On Leave of Absence,
On Bills in the Second Reading,
On Engrossed Bills,
On Elections,

To consist of seven members each;

On Rules and Business of the House,

To consist of three members and the Speaker ex officio.

22. After reading of the journal, the following shall be the order of business:

1st. Senate papers, and first reading of accompanying bills and resolves.

2nd. Messages and documents from the executive and heads of departments.

3rd. Reception of petitions, bills and resolves requiring reference to any committee.

4th. Orders.

5th. Reports of committees and first reading of accompanying bills and resolves.

6th. Bills and resolves reported by Committee on Bills in the Second Reading, and on their passage to be engrossed.

7th. Bills on their passage to be enacted.

8th. Orders of the day.

The Speaker shall announce each item of business in its turn, and no paper shall be taken up out of its regular order, except by the unanimous consent of the House. No business shall be transacted in the House after the hour of 9:00 p.m. The orders of the day shall take precedence of all other business at the expiration of the morning hour.

43. All bills in their second reading, and resolves in their second reading, shall be committed to the standing Committee on Bills in the Second Reading, to be by them examined and corrected. The director of legislative research shall be the clerk of the Committee on Bills in the Second Reading.

49. No bill shall pass to be engrossed until it shall have had two several readings; the time for the second reading shall be assigned by the House. Every resolve which shall require the approval of the

Governor shall have two several readings.

And be it further ORDERED, that the Rules of the House of Representatives be amended to add a new rule 49-A to read as follows:

49-A. Any bill or resolve which bears a unanimous Ought to Pass report by the committee to which it has been referred, upon notification to the House, shall, without further action, be placed by the Clerk upon the special consent calendar and remain there for two legislative days; and unless, upon motion of any member, a majority of the House shall be in favor of taking the matter from the calendar, it shall, at the termination of the said two days, be considered as passed to be engrossed.

If a bill or resolve is taken from the special consent calendar, the first order of business with respect to it shall be whether to accept the committee report.

The Order was read.

Mr. Martin of Eagle Lake offered House Amendment "A" and moved its adoption.

House Amendment "A" (H-1) was read by the Clerk.

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

MR. MARTIN: Mr. Speaker, Ladies and Gentlemen of the House: This briefly does exactly what we agreed to in that joint caucus a few minutes — well, what is now two hours ago. By reading it you will note that any member could remove it from the consent calendar at any time and then it would proceed in its normal course. The majority factor that had been inserted in the original proposal has been removed.

Thereupon, House Amendment "A" was adopted. The Order received passage as amended.

The SPEAKER announced the appointment of the following House Members to serve on the Joint Standing Committee on Reference of Bills:

The Speaker, Ex Officio
Mr. Simpson of Standish
Mr. Birt, East Millinocket
Mr. Martin, Eagle Lake
Mr. McTeague, Brunswick

On motion of Mr. Simpson of Standish, by unanimous consent, the order of business as provided by the rules just adopted were dispensed with for the remainder of today and the House proceeded under Orders of the Day, and the introduction and consideration of orders and consideration of pre-filed bills and consideration of papers from the Senate were in order during the remainder of today's session.

Petitions, Bills and Resolves Requiring Reference

The following 49 bills, 4 Resolves and 4 Resolutions were transmitted by the Clerk of the House of the 106th Legislature in accordance with the provisions of Joint Rule 6 and, upon recommendation of the Committee on Reference of Bills, were referred to the following Committees:

Agriculture

Bill "An Act to Establish a Colt Stake Program for Maine Standard Bred Horses" (H. P. 18) (L. D. 18) (Presented by Mr. Kelleher of Bangor)

Bill "An Act Relating to the Control of Dogs" (H. P. 5) (L. D. 5) (Presented by Mr. Ross of Bath) (Ordered Printed)

Sent up for concurrence.

Appropriations and Financial Affairs

Bill "An Act Providing Funds for Purchase of Tourmaline, Maine's Official Mineral" (H. P. 34) (L. D. 41) (Presented by Mr. Bither of Houlton)

(Ordered Printed)

Sent up for concurrence.

Business Legislation

Bill "An Act to Regulate Revolving Credit Accounts" (H. P. 45) (L. D. 52) (Presented by Mr. Dunleavy of Presque Isle)

(Ordered Printed)

Sent up for concurrence.

Tabled and Assigned

Bill "An Act Providing for a No-fault Automobile Liability Insurance Law" (H. P. 1) (L. D. 1) (Presented by Mr. Ross of Bath)

The SPEAKER: The Chair recognizes the gentlewoman from Portland, Mrs. Wheeler.

Mrs. WHEELER: Mr. Speaker, I move that this item be referred to the Judiciary Committee.

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

Mr. ROSS: Mr. Speaker and Members of the House: This particular bill is mine, but there are going to be several bills on no-fault insurance and they are very, very important. Some bill probably should be passed in this session of the legislature or the federal government will set up a no-fault insurance plan that we will have to follow.

Now this is an important bill and it is referred here to Business Legislation. On Business Legislation are many insurance people; on Judiciary are lawyers. It would be my opinion that on a bill as important as this it should be referred to the joint committees of Business Legislation and Judiciary.

The SPEAKER: The Chair recognizes the gentlewoman from Portland, Mrs. Wheeler.

Mrs. WHEELER: Mr. Speaker and Members of the House: I agree with the gentleman from Bath, Mr. Ross.

Whereupon, on motion of Mr. Martin of Eagle Lake, tabled pending reference to Committee and tomorrow assigned.

County Government

Bill "An Act Creating Aroostook County Commissioner Districts" (H. P. 55) (L. D. 65) (Presented by Mr. Finemore of Bridgewater)

(Ordered Printed)

Sent up for concurrence.

Education

Bill "An Act Relating to Fingerprinting of School Children" (H. P. 13) (L. D. 13) (Presented by Mr. Curtis of Orono)

Bill "An Act to Validate Certain Proceedings Authorizing the Issuance of Bonds and Notes by School Administrative District No. 6" (H. P. 43) (L. D. 50) (Presented by Mr. Simpson of Standish)

(Ordered Printed)

Sent up for concurrence.

Election Laws

Bill "An Act to Clarify the Absentee Voting Law" (H. P. 3) (L.

D. 3) (Presented by Mr. Ross of Bath)

Resolution Proposing an Amendment to the Constitution Reducing Residence Requirement for Voting to Thirty Days (H. P. 9) (L. D. 9) (Presented by Mr. Ross of Bath)

Bill "An Act Relating to Disqualification of Ballots" (H. P. 35) (L. D. 42) (Presented by Mr. Brawn of Oakland)

Bill "An Act Relating to Assistance to Blind Persons in Marking Absentee Ballots" (H. P. 42) (L. D. 49) (Presented by Mr. Snowe of Auburn)

(Ordered Printed)

Sent up for concurrence.

Fisheries and Wildlife

Bill "An Act Establishing a Statewide Open Season on Deer" (H. P. 6) (L. D. 6) (Presented by Mr. Ross of Bath)

Bill "An Act Providing for a Bounty on Eastern Coyotes" (H. P. 23) (L. D. 23) (Presented by Mr. Dyar of Strong)

Bill "An Act Restricting Power Boats on Haley Pond, Franklin County" (H. P. 24) (L. D. 24) (Presented by Mr. Dyar of Strong)

Bill "An Act Relating to Use of Power Boats on Beaver Mountain Pond, Franklin County" (H. P. 26) (L. D. 26) (Presented by Mr. Dyar of Strong)

Bill "An Act Establishing an Open Season on Moose" (H. P. 32) (L. D. 39) (Presented by Mr. Parks of Presque Isle)

Bill "An Act Relating to the Wearing of Fluorescent Orange Clothing While Hunting During Hunting Season" (H. P. 50) (L. D. 57) (Presented by Mr. Farnham of Hampden)

Bill "An Act Repealing the Bounty on Bobcat" (H. P. 46) (L. D. 53) (Presented by Mr. Rollins of Dixfield)

(Ordered Printed)

Sent up for concurrence.

Human Resources

Bill "An Act Repealing Notice of Department of Health and Welfare to Municipalities of Applicants and Recipients of Public Assistance" (H. P. 54) (L. D. 64) (Presented by Mr. Immonen of West Paris)

(Ordered Printed)

Sent up for concurrence.

Judiciary

Bill "An Act Creating the Uniform Probate Code" (H. P. 28) (L. D. 35) (Presented by Mr. Bragdon of Perham)

Bill "An Act Relating to Liens on Buildings for Use of Machines on Premises" (H. P. 41) (L. D. 48) (Presented by Mr. Snowe of Auburn)

Bill "An Act Prohibiting Circulation of Obscene Literature and Moving Pictures Among Minors" (H. P. 53) (L. D. 60) (Presented by Mr. Theriault of Rumford)

(Ordered Printed)

Sent up for concurrence.

Labor

Bill "An Act Increasing Minimum Wages" (H. P. 11) (L. D. 11) (Presented by Mr. LaCharite of Brunswick)

Bill "An Act Relating to Compensation for Minors Delivering Newspaper Supplements" (H. P. 19) (L. D. 19) (Presented by Mr. Dam of Skowhegan)

Bill "An Act Repealing Certain Exemptions from Weekly Payment of Wages" (H. P. 29) (L. D. 36) (Presented by Mr. Farnham of Hampden)

Bill "An Act Relating to Applicability of Workmen's Compensation to Certain Employees" (H. P. 51) (L. D. 58) (Presented by Mr. Farnham of Hampden)

(Ordered Printed)

Sent up for concurrence.

Legal Affairs

Resolve to Reimburse William Rich of Buckfield for Loss of Bee Hives by Bear (H. P. 16) (L. D. 16) (Presented by Mr. Rollins of Dixfield)

Bill "An Act Changing Name of the Pine Tree Warriors, Inc" (H. P. 20) (L. D. 20) (Presented by Mr. Jalbert of Lewiston)

Bill "An Act Repealing the Prohibition Against Mobile Home Sales on Sunday" (H. P. 39) (L. D. 46) (Presented by Mr. LaCharite of Brunswick)

Resolve to Reimburse Merlin Foster of Littleton for Loss of Heifer Destroyed by Dogs (H. P.

40) (L. D. 47) (Presented by Mr. Finemore of Bridgewater)

Bill "An Act Providing for Atlantic Standard Time" (H. P. 52) (L. D. 59) (Presented by Mr. Farnham of Hampden)

Bill "An Act to Change the Name of Gammon Pond, York County to Perry Pond" (H. P. 56) (L. D. 66) (Presented by Mr. Pratt of Parsonsfield)

(Ordered Printed)

Sent up for concurrence.

Marine Resources

Bill "An Act Repealing the Law Prohibiting Use of Motor Vehicles on Frozen Surfaces of Part of Sasanoa River" (H. P. 4) (L. D. 4) (Presented by Mr. Ross of Bath)

Bill "An Act Limiting the Number of Lobster Traps Per Person" (H. P. 7) (L. D. 7) (Presented by Mr. Ross of Bath)

(Ordered Printed)

Sent up for concurrence.

Natural Resources

Bill "An Act Relating to the Public Reserved Lots in the Unorganized Territory" (H. P. 25) (L. D. 25) (Presented by Mr. Dyar of Strong)

Resolve, Authorizing the Forest Commissioner to Convey by Sale the Interest of the State in Certain Land in Piscataquis County" (H. P. 33) (L. D. 40) (Presented by Mr. Trask of Milo)

(Ordered Printed)

Sent up for concurrence.

State Government

Bill "An Act to Repeal the Maine Industrial Building Authority" (H. P. 2) (L. D. 2) (Presented by Mr. Ross of Bath)

Bill "An Act to Repeal the Maine Recreation Authority" (H. P. 8) (L. D. 8) (Presented by Mr. Ross of Bath)

Resolution Proposing an Amendment to the Constitution to Abolish the Executive Council (H. P. 12) (L. D. 12) (Presented by Mr. LaCharite of Brunswick)

Resolution Proposing an Amendment to the Constitution to Abolish the Council and Make Changes in the Matter of Gubernatorial Appointments and Their Confirmation (H. P. 14) (L. D. 14)

(Presented by Mr. Curtis of Orono)

Resolution Proposing an Amendment to the Constitution to Abolish the Executive Council (H. P. 37) (L. D. 44) (Presented by Mr. Rolde of York)

Bill "An Act Relating to Removal or Destruction of Landmark Boundaries by State Departments" (H. P. 47) (L. D. 54) (Presented by Mr. Rollins of Dixfield)

(Ordered Printed)

Sent up for concurrence.

Taxation

Bill "An Act Relating to Due Date for Payment of Inheritance Taxes" (H. P. 15) (L. D. 15) (Presented by Mr. Rollins of Dixfield)

Bill "An Act to Repeal the Poll Tax" (H. P. 17) (L. D. 17) (Presented by Mr. Kelleher of Bangor)

Bill "An Act Exempting Clothing from the Sales Tax" (H. P. 21) (L. D. 21) (Presented by Mr. Jalbert of Lewiston)

Bill "An Act Exempting Prosthetic Devices from Sales Tax" (H. P. 30) (L. D. 37) (Presented by Mr. Farnham of Hampden)

Bill "An Act Repealing Poll Tax Receipt Requirement for Motor Vehicle and Fish and Game Licenses" (H. P. 31) (L. D. 38) (Presented by Mr. Parks of Presque Isle)

Bill "An Act Repealing the Poll Tax" (H. P. 36) (L. D. 43) (Presented by Mr. Rolde of York)

Bill "An Act to Repeal the Poll Tax" (H. P. 44) (L. D. 51) (Presented by Mr. Dunleavy of Presque Isle)

(Ordered Printed)

Sent up for concurrence.

Veterans and Retirement

Bill "An Act Providing for the Observance of Veterans Day on November 11" (H. P. 10) (L. D. 10) (Presented by Mr. Rollins of Dixfield)

Bill "An Act Providing for the Observance of Veterans Day on November 11" (H. P. 22) (L. D. 22) (Presented by Mr. Jalbert of Lewiston)

Bill "An Act Providing for the Observance of Veterans Day on

November 11th and Memorial Day on May 30th" (H. P. 27) (L. D. 27) (Presented by Mr. Jalbert of Lewiston)

Bill "An Act Relating to Retirement of Forest Rangers in the Forestry Department" (H. P. 38) (L. D. 45) (Presented by Mr. Barnes of Alton)

Bill "An Act Relating to State Police Retirement System" (H. P. 48) (L. D. 55) (Presented by Mr. Curtis of Orono)

Bill "An Act Relating to Legislative Service Under State Retirement System" (H. P. 49) (L. D. 56) (Presented by Mr. Bither of Houlton)

Resolve Providing Retirement Benefits Under the State Retirement Law for Earl A. Haines of Brunswick (H. P. 57) (L. D. 67) (Presented by Mr. Pratt of Parsonsfield)

(Ordered Printed)

Sent up for concurrence.

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

Mr. Ross of Bath was granted unanimous consent to address the House.

Mr. ROSS: Mr. Speaker, this is for the benefit of the new members. The last two groups of bills you notice that a motion was made to refer them without being read. That is perfectly in order. You have the bills before you and there is no necessity of them being read, but if at any time a member feels that one of these bills is being referred to a wrong committee, he can rise and so suggest.

The SPEAKER: The Chair recognizes the gentleman from Eastport, Mr. Mills.

Mr. MILLS: Mr. Speaker, I rise to question what we are doing here. We have gone through three pages of assigning Bills to Committees that don't exist, at least we have no knowledge of who they are.

On motion of Mr. Simpson of Standish,

Recessed until three-thirty in the afternoon.

After Recess

3:30 P.M.

The House was called to order by the Speaker.

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

From the Senate: The following Orders:

ORDERED, the House concurring, the payroll of the officers and employees of the House and Senate of the One Hundred and Sixth Legislature who participated in the organization of the One Hundred and Sixth Legislature be paid when approved by the President of the Senate and Speaker of the House respectively. (S. P. 16)

ORDERED, the House concurring, that the Legislative Finance Officer be authorized and directed to prepare weekly, from expense accounts to be submitted to him by the members of the Senate and House, expense rosters showing the entitlement of each member for meals allowance and lodging reimbursement and to obtain approval thereof by the President of the Senate and the Speaker of the House respectively, and deliver the same to the State Controller for processing and payment, in the manner and form recommended by the Joint Interim Committee of the 101st Legislature created to study and report on a method of implementing the administration of the provision of law relating to the mileage and expenses for members of the Legislature; and be it further

ORDERED, that the Legislative Finance Officer be authorized and directed to provide the forms necessary for such purpose and provide suitable space in his office for the filing and safekeeping of all such expense accounts and other papers and records pertaining thereto. (S. P. 17)

ORDERED, the House concurring, that the Secretary of the Senate and Clerk of the House jointly prepare the Senate and House Registers, and that 10,000 copies be printed for the use of the Legislature. (S. P. 18)

ORDERED, the House concurring, that all printing and binding authorized by the Legislature shall be under the direction of the Secretary of the Senate and Clerk of the House. (S. P. 19)

ORDERED, the House concurring, that any Town or City Clerk or Board of County Commissioners may upon written request to the Document Clerk receive without charge, copies of all printed bills, so that there may be available to the public during the legislative session a complete and convenient file of all printed bills. (S. P. 20)

ORDERED, the House concurring, that the Secretary of the Senate and Clerk of the House, respectively, purchase such services, supplies, and equipment as may be needed to carry on the business of the Senate and House, respectively. (S. P. 21)

ORDERED, the House concurring, that the Secretary of the Senate and Clerk of the House, respectively, be authorized to furnish wrappers and postage stamps for each member of the Senate and House not exceeding \$16.00 in amount each, for the purpose of distributing the various reports of the Department of State and other public documents such as they may desire to mail to the citizens of the State. (S. P. 22)

ORDERED, the House concurring, that the members of the Legislature be furnished with express and parcel transportation for all packages and department reports in a sum not exceeding \$8.00 for each member, the privilege granted to be a personal privilege not to be exercised by anyone other than the member and that such transportation be furnished and expended under the direction of the Secretary of the Senate and Clerk of the House, respectively, and the unexpended balance at the close of the year 1973 shall be available for use in 1974. (S. P. 23)

ORDERED, the House concurring, that the Secretary of the Senate and Clerk of the House, respectively, be authorized to furnish to the Superintendent of Public Printing, postage on all correspondence relative to

advertising committee hearings during the present session, same to be charged to legislative expense. (S. P. 24)

ORDERED, the House concurring, that the rooms in the State House and State Office Building used by the One Hundred and Fifth Legislature as hearing rooms be reserved as hearing rooms for the One Hundred and Sixth and succeeding legislatures and be released for other purposes only upon approval by the President of the Senate and Speaker of the House. (S. P. 25)

Came from the Senate read and passed.

In the House, the Orders were read and passed in concurrence.

ORDERED, the House concurring, that there be paid to the members of the Senate and House as advances on account of compensation established by statute, the amount of one hundred and twenty-five dollars (\$125) weekly, according to lists certified to the State Controller by the President of the Senate and Speaker of the House respectively. (S. P. 26)

Came from the Senate read and passed.

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

Mr. JALBERT: Mr. Speaker, an inquiry. Is this the salary of the membership of the House and Senate?

Mr. SPEAKER: In response to the gentleman's question, it is my understanding that it is.

Mr. JALBERT: This is then indicated on a \$2,500 not a \$3,500 basis?

Mr. SPEAKER: It is my understanding it is \$125.00 per week, whereas it used to be \$100.00 per week, as I recall, last session.

Mr. JALBERT: It was ten payments at \$250.00 every two weeks, and now — Mr. Speaker I move that this item lie on the table until tomorrow.

Whereupon, Mr. Simpson of Standish requested a division on the tabling motion.

The SPEAKER: The gentleman from Standish, Mr. Simpson requests a division on the tabling

motion. All those in favor will say aye, those opposed will say nay.

A viva voce vote being taken, the motion did not prevail.

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

Mr. MARTIN: Mr. Speaker, Ladies and Gentlemen of the House: Perhaps I should let you announce the decision of the Chair before I proceed on the vote.

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

Mr. MARTIN: Mr. Speaker and Ladies and Gentlemen of the House: To explain perhaps the procedure that we have used in the past and the procedure that we are using this year. Last year we were paid at the rate of \$250.00 for nine payments and then we were not paid at all until the last week of the Session as you might recall. This year the budget controls have suggested that we get paid eighteen payments which would mean \$125.00 per week. The reason for that basically is that we would go to a weekly payment rather than the bi-weekly payment process that we used two years ago. If we were to remain on the two week system that we used two years ago, we are the only State employees that are using that procedure. They have to program the computer especially for the members of the Legislature and it actually costs more money than to go into a weekly payment system as the other State employees are doing. And that is why the order reads the way it does. I hope that that explains it.

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

Mr. SIMPSON: Mr. Speaker and Ladies and Gentlemen of the House: To answer the gentleman's question from Lewiston, also the order last year read that the \$1,000 would be paid in the second half of the biennium, so it would not be paid during the regular session. Therefore, the question on whether we would be eligible for the \$3,500 or not is still up in the air. But the \$125.00 would cover us under the old pay schedule.

Thereupon, the Order was passed in concurrence.

ORDERED, the House concurring, that three hundred twenty-five (325) copies of the Legislative Record for the session of 1973 be printed and bound, one copy for each of the members of the Senate, House of Representatives, the Secretary of the Senate and Clerk of the House, and the remainder to be deposited in the State Library for exchange and library use; and be it further

ORDERED, that suitable index be prepared for such Legislative Record, under the direction of the Secretary of the Senate and Clerk of the House.

ORDERED, the House concurring, that free telephone service may be provided for each member of the Senate and House, and each representative from the Indian Tribes at the Legislature for a reasonable number of calls, of reasonable duration, as determined by the President of the Senate as to members of the Senate and the Speaker of the House as to members of the House and the representatives from the Indian Tribes, to points within the limits of the State of Maine, the privilege granted to be a personal privilege, not to be exercised by other than the members or representative, that each member of the Senate and House, and each representative from the Indian Tribes at the Legislature, may be provided with a credit card under the direction of the Secretary of the Senate and the Clerk of the House, respectively, the cost of this service to be paid to the New England Telephone Company at regular tariff rates, and be it further

ORDERED, that free telegraph service may be provided for each member of the Senate and House, and each representative from the Indian Tribes at the Legislature, for a reasonable number of messages of reasonable length, as determined by the President of the Senate as to members of the Senate and the Speaker of the House as to members of the House and the representatives from the Indian Tribes, to points within the State of Maine, the privilege granted to be a personal privilege, not to be exercised by other than

the member or representative, that each member of the Senate and House, and each representative from the Indian Tribes at the Legislature, may be provided with a card under the direction of the Secretary of the Senate and Clerk of the House, respectively, the cost of the service to be paid to Western Union Telegraph Company at regular tariff rates.

Came from the Senate, read and passed.

In the House, the joint Orders were read and passed in concurrence.

The SPEAKER: The Chair now calls your attention to supplement No. 4. The Chair would like to point out that the papers referred to as Senate Paper 31 and Senate Paper 30 on Supplement No. 4 were reproduced this morning and do not have numerical numbers on them. However, they will be identified as those dated January 3, 1973 on the small type printed forms.

WHEREAS, the President of the Senate and the Speaker of the House have heavy responsibilities; and

WHEREAS, it is difficult, without competent assistance, for the President of the Senate and the Speaker of the House to carry out all their many duties and to make all the necessary policy decisions they are required to make; and

WHEREAS, the Majority and Minority floor leaders of both the House and Senate also have considerable need for professional staff assistance;

NOW, THEREFORE, be it ORDERED, the House concurring that the President of the Senate, the Speaker of the House, and the Majority and Minority Floor Leaders of both the House and the Senate, may employ, each at their discretion, one legislative assistant during the period in which the Legislature is actually in session. The compensation of any such assistant shall not exceed \$14,000 per annum and shall be determined by the aforementioned officers.

And be it further

ORDERED, that the President of the Senate and the Speaker of the House, and the Majority and

Minority Floor Leaders of both the House and the Senate, be furnished with secretarial assistance as needed. The compensation of any such secretary shall be determined by them. (S. P. 31)

Came from the Senate read and passed.

In the House, the Order was read.

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

Mr. CAREY: Mr. Speaker, I would move indefinite postponement of this measure, just on the grounds that I think it can better be written. I would like to see the whole Legislature vote on these salaries and I am not too crazy about the phrase that the compensation shall not exceed \$14,000. I would like to know exactly what the compensation is going to be. As I said previously in the joint caucus two years ago, we voted as a body right here in the Legislature to give the Education Committee \$4,000 to hire an assistant. We are speaking here of much more money and I do believe that we should have the final say as an entire body, therefore, I do ask for indefinite postponement of this and I would hope that those people who wrote this order would rewrite it to include that particular language. This is the first day of the Session. There is no big rush for it.

Mr. SPEAKER: The gentleman from Waterville, Mr. Carey moves indefinite postponement of Senate Paper 31.

The Chair recognizes the gentleman from Standish, Mr. Simpson.

Mr. SIMPSON: Mr. Speaker and Ladies and Gentlemen of the House: The purpose of the Joint Caucus this morning was to discuss the staffing that we are proposing for the Committees and also for the Legislative Leadership. During the course of the day you have already passed many orders which have given the Legislative Leadership the authority and right to establish salaries for some of our personnel. I can guarantee you that the Legislative Leadership has no intent to hire people far in excess of what they would merit for pay. I would hope that you would en-

trust in us your belief that we can do the job to hire people that can do the job for us, both in the Committees and as staff members for the Leadership, and that you would leave to us the discretion of hiring these people at the salary we feel that they should be obligated to receive during the course of the months and the amount of work that they do for us. I believe that we are in a position today that we should pass this order. Pass it now and get this operation underway so that we can have the staff that we need. Get this Legislature moving, get us out of here in a respectable amount of time with a decent amount of work done.

Mr. Finemore of Bridgewater requested a roll call vote.

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

Mr. JALBERT: Mr. Speaker and Members of the House: I am a little bit confused as I was before the explanation on the previous item that I questioned. I am still confused on that one but let me make it a double-header and be more confused on this one also and I am sure the gentleman from Standish, Mr. Simpson will have the answer for this one also.

I have just one order here that says \$14,000 per annum for six people and I have another one here that has the appropriation of \$60,000 to hire six part time staff members. And it says down below it shall not exceed \$14,000. Now, if my arithmetic is correct, six times \$14,000 would make it somewhere around the vicinity of \$84,000 and the Order says \$60,000. Where is the other \$24,000 coming from?

The SPEAKER: The gentleman poses a question which anyone in the House may answer. The Chair recognizes the gentleman from Eagle Lake, Mr. Martin.

Mr. MARTIN: Mr. Speaker and Ladies and Gentlemen of the House: I hope that there is really no reason why anyone ought to be in trouble in terms of understanding the two orders. If you take a look at first of all, the Order that we are discussing, we are dealing with the staffing for the

Legislative leadership. That is the shorter one of the two. That particular Order also calls for the secretarial assistance for the Leadership, the President of the Senate and the Speaker of the House, etc. It says on the Order that the Leadership cannot pay in excess of the \$14,000 per annum. That is at the rate of \$14,000 per annum. You would divide the \$14,000 by 12 and that would give you the monthly allowable rate that you would be allowed to pay that particular individual.

The Second Order, the one to which the gentleman from Lewiston, Mr. Jalbert referred to, is the one that deals with staffing for Legislative Committees. Those six staff people would be paid at the same rate, dividing \$14,000 by 12. Then you would multiply that figure by six and that is where you end up with about \$60,000. So there is no intent here to go beyond that figure at all. Obviously the gentleman from Lewiston is accurate. If you multiply \$14,000 by 6 you are in excess of the \$60,000. That is not the case at all. I certainly hope in reference now to the Order that we are discussing, that you will vote against the motion of the gentleman from Waterville, Mr. Carey. This has been an issue that we all discussed for long enough as far as I am concerned. As a matter of fact, someone from the other Body, I wouldn't want to dare say who, brought together a Legislative record quoting a speech that the gentleman from Lewiston, Mr. Jalbert said he gave in 1969, talking about the real problems that the Legislature faces in terms of lack of staffing. And he was absolutely right. And the problem that we face is just unreal, so I think that now is the time to solve that problem. You have that opportunity today and I hope that you vote against the motion of the gentleman from Waterville, Mr. Carey.

The SPEAKER: The Chair recognizes the gentleman from Bridgewater, Mr. Finemore.

Mr. FINEMORE: I've been informed that the roll call machine isn't working, so I'll withdraw my motion.

The SPEAKER: The gentleman from Bridgewater, Mr. Finemore, withdraws his request for roll call.

The Chair recognizes the gentleman from Lewiston, Mr. Jalbert, who having spoken twice, requests and asks for consent to speak again.

Mr. JALBERT: I haven't spoken twice, Mr. Speaker.

The SPEAKER: Is there objection? The Chair hears none. The gentleman may proceed.

Mr. JALBERT: Trying to lose for the third time. Number 1, I did not speak on the motion to indefinitely postpone at all. That's the first thing. And the second thing is this: When it says, "shall not exceed \$14,000 per annum, and you have got six people involved, that's 84,000 bananas, and the appropriation is \$60,000. And that to me makes you short \$24,000. And if you can show me otherwise, then show me, because I'm a dunce.

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

Mr. CAREY: Mr. Speaker and Members of the House: You may end up a little more than \$24,000 short because the next paragraph tells you that any such secretarial help that these people need shall be furnished as needed and the compensation of any such secretaries shall be determined by them. So where does the money come for them?

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

Mr. MARTIN: Mr. Speaker and Ladies and Gentlemen of the House: I really do not think there is any need for any member to confuse anyone else here. The second reference in terms of the last part of this order and I refer the gentleman from Waterville to read it carefully. It says specifically that the members of the secretarial staff that are being employed by the President of the Senate, the Speaker of the House, the Minority and Majority Leaders of the House and the Senate shall be provided with staffing which we are now provided with and which we now have supposedly hired at a rate we have agreed to. This is not any different than we have

done in the past and the difference in money is not a factor at all. I assure the gentleman from Waterville that this is not a problem and I would hope that you would vote against his motion.

The SPEAKER: The Chair recognizes the gentleman from Ellsworth Mr. McNally.

Mr. McNALLY: Mr. Speaker and Members of the House: I rise with fear and trepidation about what I am going to say, but yesterday morning when I got my mail in Ellsworth, both Democrats and Republicans said to me, "Now you are going down tomorrow?" And I said, "No, I am going down today." And they said, "Don't forget that we elected you to look out for our interests." And I can't see today why something that is as important as this is has to be decided in fifteen minutes. It seems to me a little bit unreasonable. And I had hoped that the motion had been to table so that this could be taken up next week and that some little time could have been given to it as to what was right and what was wrong.

Mr. Mills of Eastport moved the previous question.

The SPEAKER: For the Chair to entertain a motion for the previous question, it must have the expressed desire of one third of the members present and voting. All those in favor of the Chair entertaining the motion for the previous question will say yes, those opposed will say no.

A viva voce vote being doubted by the Chair, a vote of the House was taken.

The SPEAKER: Obviously more than one third of the members present having arisen, the motion for the previous question is entertained. The question now before the House is, shall the main question be put now? This is debatable with a time limit of five minutes by any one member. Is it the pleasure of the House that the main question be put now?

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

Mr. JALBERT: Mr. Speaker and Members of the House: I know what I said in 1969 and I believe now what I said in 1969. However, I have also heard the remarks of

the gentleman from Ellsworth, Mr. McNally and I think this is a very important point. I have spoken twice. I have been privileged to speak twice. There are probably other people who will speak or want to speak more, or might want to speak again. I might want to speak. This is the first day of the session and I think it is just a little bit too early to move the previous question. I certainly hope that the main question is not put now for those first reasons.

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

Mr. ROSS: Mr. Speaker and Members of the House: I think also for the newer members that it is premature to cut off debate at this time. Enough people voted to do so but I am not sure that they realized exactly what they were doing because that does cut off all debate. I have not debated it and do not intend to myself but I think that anyone who does want to debate should have the opportunity to do so.

The SPEAKER: All those in favor of the main question being put now will vote yes, all those opposed will say no.

A viva voce vote being taken, the motion did not prevail.

The SPEAKER: The Chair recognizes the gentleman from Norway, Mr. Henley.

Mr. HENLEY: Mr. Speaker and Ladies and Gentlemen of the House: I am pleased that it was decided not to vote on the issue immediately. I have reasons that I feel that we should do something after the order for assistance for the Committees and for the Leadership. But I will tell you now that I am not sold on this particular Order. I have my doubts that we should approach it square-footed with quite so much steam to begin with. It seems to me and to Mr. McNally and Mr. Jalbert that we could find a little softer approach to it. That perhaps we could have established an Order for employing the six assistants to be utilized at the direction of Leadership and who would be assigned as needed to Committees for research and to work, and possibly with allowing the House and the

other Body to establish salaries. It seems to me that we are almost starting with a fledgling Clerkship or a job area and for the State of Maine with pretty good salaries. And it is sort of across the board. I know that the order says "up to." But I imagine that because of that and because of the publicity that will be attendant to this that you would not employ very many people to accept these jobs for much less than the top figure so stated here. It seems to me that as this other Order reads where the six assistants would be utilized by both Leadership, the Speaker, the President of the Senate and the Leadership of both Houses and also by the Committees, that they are setting up an almost double situation here. If the Leadership has their own private assistants, why should they have anything to do particularly with utilizing the other six assistants. It seems to me a bit confusing. Furthermore, again I think that it should have two or three days at least for us to study these things over and give us a little bit of time to assimilate them. It is a new thing for the State of Maine and some of us that are a little bit older would want a little more time to think them over. It is a direct departure and I want to quote something that happened in one of our neighboring States that started out exactly this way. I can prove my point. I will not state which State it is. But a very few brief sessions ago this State started in exactly the same way. They didn't start off their assistants with quite \$14,000 a year but they were fairly close to it. Now the President of the Senate of that State receives annually, \$36,000 plus quite a bit of expense money. The Administrative Assistant to the President of the Senate has his own assistant who receives \$30,000 and expense money. The Speaker of the House has an Administrative Assistant who is an attorney, who draws \$30,000. He in turn has an assistant who draws \$28,000. Now I have a record of that in my case over at the hotel and in the manner of a public statement from a newspaper. It is a clipping. It has never been refuted so I assume

it is true. What I am getting at is this; we want to know a little bit more about what we are getting into and because of the fact that every time we meet here our employees, especially in the fairly higher brackets, they say, "well, I am only getting \$14,000. Next session I want \$18,000." In a few years they are going to be drawing \$30,000. So, I myself do not want to buy a pig in a poke. I want a little bit more time to assimilate it, possibly in a couple of days I could buy this; but right now I cannot.

The SPEAKER: The Chairman recognizes the gentleman from Brunswick, Mr. McTeague.

Mr. McTEAGUE: Mr. Speaker and Members of the House: I would like to attempt to analyze the Order before us, regarding the fiscal notes on it suggested by some of the other members. I hope that we all have a copy of the Order before us. You will see down in the guts part of it where it starts out "Ordered", it talks about a total of six Legislative Assistants. It further talks about a sum not to exceed \$14,000 per annum. But it also talks about the time during which these assistants would be available. And you will note that it is one Legislative Assistant during the period in which the Legislature is actually in session. Now we do not know with absolute certainty that we won't be here for twelve months but based on experience, six or seven and maybe, God willing, even five. That is what we hope for. So let's say it is a six month average. Even if you paid the rate of \$14,000 per year for six months to six assistants you are only paying out \$42,000 out of the \$60,000 in that period. It isn't \$14,000 for the session. It is at a rate of \$14,000 per year per however many months or portion of them we are in Session. I think it is fair to say that it is probably about half that. So if you think of six assistants at about \$7,000 each or if we go beyond the Fourth of July, maybe \$8,000, you are not talking about much more than \$40,000 plus any additional secretarial staff that will be included.

The second point that I would like to make, I think can't be made by anyone as well as it was made by Bill Caldwell at a supper we had during the Pre - Legislative Conference. I will only ask you to remember Caldwell's talk during that conference and say that I for one am not quite as expansive as he is. I don't think many of us here are but he certainly was on the right track and I think we had better get off dead center and get on one track and this is a reasonable way to start. We have differences of opinion, even among those of us who admit it. I think almost all of us would admit it that we do need staffing, but what type staffing, exactly how should we do it and so on?

In order to begin, we must begin, and we have not yet begun at all, and today is the day, the first day of the Session, an excellent one to begin. This staff is needed not in a week or a month, or two weeks from now. It is needed now. Indeed it should have been here preferably from the beginning of the Pre- Legislative Conference in order to make today and next week run more smoothly than they have. Kind of an aside on the individual staff member that would be assigned to our Majority Leader and Minority Leader, even though that is the means of assignment and I guess that the means by which secretaries in the office are now theoretically assigned, but I have not found and I do not think that any members of the Minority caucus in this House have found that Mrs. McClay has been unavailable to draft letters for anyone other than the Minority Leader. We know that there are 79 Republicans and 72 Democrats in the House. It would be great if we could have one secretary for each four or five of us. And one research assistant for the same thing. We know that isn't practical or possible. But I think we also know based on our knowledge of the men involved and the way the Maine Legislature works that these people will help all of us. Not only by helping the Minority and Majority Leader but they will be available, within the limits of time, to directly help all of us. In a

sense you know the debate about how we should start, if we are all in agreement that we should start, is rather like the debate between men on an island, marooned in a shipwreck on an island. When there is another larger island with food and clothing and refreshments only a mile or two away, and they got in a heck of a debate as to whether they should use a motor boat, or a sailboat, or a life preserver, or swim over. And while this debate raged on, tapping much of their strength, they all died of starvation. And I am afraid that it is a little bit analogous to our situation. We need help. We know it. This may not be perfect, very few things under the sun are, but we need it and let's do it today. Let's not let any personality feelings about who may get this, and who may do this, impede us from doing, number 1, what we know will make this a more effective Legislature and number 2, not only the newspaper columnists like Mr. Caldwell, but at least if my town is any example, the basic weakness in our Legislature that the people recognize. Most of the people in Maine know that this is a very honest Legislature and it is. Full of dedicated citizen Legislators, but they know that we are out gunned and out matched both by the Executive Department, which has very ample staffing and by the Lobbyists, and by the way, I guess a very competent Legislative counsel can make as much in a session as the entire amount attached to this. So let's be done with it and vote it through today and make a start. Not a perfect one but a good one. Let's get off dead center.

The SPEAKER: The Chair recognizes the gentleman from Kittery, Mr. Hodgdon.

Mr. HODGDON: Mr. Speaker and Ladies and Gentlemen of the House: I would like to at this time remind the ladies and gentlemen of this House that we are meeting today in the first session of the 106th and I believe that we have approximately one third of new membership. I am sure that some of these members are completely befuddled at the discussion that has taken

place so far. We had dropped on our desks this morning a report of an interim committee who has been studying Legislative Reform. I personally haven't had time to read that through. I have glanced at it. I did happen to glance at one section of that which certainly does not spell it out the way that this Joint Order spells it out. I think the motion made by the gentleman from Waterville, Mr. Carey, had a lot of merit. As I remember the motion he did not say that this House should not go along with staffing. The point brought out was the way the Joint Order was drafted. The lack of specific information. I can't see why after all these years that it becomes necessary that at a moment's notice at the insistence of the leadership of both sides, that we have got to determine anything as important as this on ten minutes notice. I think that we should all do our homework tonight with the interim report on Legislative change and come back ready to vote intelligently on the matters before it. And I would ask you to support the motion of the gentleman from Waterville, for indefinite postponement of this Joint Order.

The SPEAKER: The Chair recognizes the gentleman from Oakland, Mr. Brawn.

Mr. BRAWN: Mr. Speaker and Members of the House: I have just been digesting this Order and if I am understanding this correctly this says, if you read it, that the staff members may be employed without regard to political affiliation. Then it says, their compensation, their means more than one, shall be set by these people and shall not exceed more than \$14,000 a year. That should have said either his or her compensation. This says their, that includes every one of them can not exceed \$14,000 per year, if you pass this order as it is now written.

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

Mr. KELLEHER: I move that this lie upon the legislative table for one legislative day.

The SPEAKER: The gentleman from Bangor, Mr. Kelleher, moves that this lie on the legislative table

for one day. Is that the pleasure of the House? Mr. Martin of Eagle Lake requested a vote on the tabling motion.

The SPEAKER: A vote has been requested. The Chair recognizes the gentleman from Strong, Mr. Dyar.

Mr. DYAR: I move this order be tabled for two legislative days.

The SPEAKER: The proposed motion is for a longer period of time, and it is, therefore, not acceptable.

The pending motion is the motion of the gentleman from Bangor, Mr. Kelleher, that this matter be tabled one legislative day. A division has been requested. All those in favor of tabling this matter one legislative day will vote yes, those opposed will vote no.

A vote of the House was taken.

50 having voted in the affirmative and 72 having voted in the negative, the motion did not prevail.

The SPEAKER: The question now before the House is on the motion of the gentleman from Waterville, Mr. Carey, that Senate Paper, Joint Order 31, be indefinitely postponed.

Mr. JALBERT of Lewiston was granted unanimous consent to address the House for the fourth time.

Mr. JALBERT: Mr. Speaker and Members of the House: I am sorry but I am not going to lose this time. There have been two votes taken since I have spoken so I am wide open. It is my intention to vote for an Order that would give assistance to the leaders and would give assistance to those committees that have to have it. After all I myself am on a committee that has assistance at a larger salary even than \$14,000 a year. So I would be talking out of both sides of my mouth if I did otherwise. What I am trying to put over is this, and I think possibly the gentlemen who have spoken before me, some of them might be against the whole idea, but I don't think so. I think they all are of most of the thinking of the writing of this Order.

Now believe me when I tell you this, if you pass this order, then you pass the other order. Before

you get out of here both orders will come on to haunt you. Now I am not going to stand up here and dictate. I am just suggesting, that's all. If you turn to page 23 of the report of the committee. The committee contradicts itself from what the orders are written. Ordered, the Senate concurring, that the Legislative Research Committee shall be charged with recruiting, training, and supervising six full time Legislative Staff members after we get done. Now it doesn't say so on either one of these two orders. So there is a contradiction right then and there. I would like to see this done and I would like to see the Leadership start off with us on the right footing. We do not understand this thing as it is written for the simple reason that both orders are not written properly. And no matter how you want to cook it, if you read the next order that is coming up, it says to appropriate \$60,000 to hire six part time employees and then it says that the six people are not to exceed \$14,000. Now you don't have to be a mathematician but it's enough to figure out what six times fourteen is. Mr. Martin of Eagle Lake, I might suggest that I understand your argument perfectly well. I intend to vote for the orders, after I am satisfied that the orders are written under one roof and properly written. Mr. Speaker I cannot because I have debated it, I cannot if the debate is open again. I think frankly and I am serious, I can agree with this gentleman from Brunswick, Mr. McTeague, certainly that we do it and that we do it as expeditiously as we can. I mean one day is not going to make a great deal of difference. I am sure that the six leaders can get together and write one order overnight and tomorrow morning, properly written, properly worded, that they could pass the order without hardly any debate at all, without hardly any dissension. In the meantime I certainly hope that not only is this order. A motion is made again to table this order. I hope this one is not taken up at all in view of the fact that this one would be tabled and then the Leadership would get up and vote

the order and the help that I want to vote for and I want to give.

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

Mr. MARTIN: Mr. Speaker, Ladies and Gentlemen of the House: I think most people have reason to explain the mathematical problems that some people seem to have. There are no mathematical problems whatsoever. You simply divide the \$14,000 per annum by the number of months that someone would be here. That would be the maximum allowable salary. Both orders were drafted by someone whom most of you have a great deal of trust and faith in, a former Deputy Attorney General who is presently working with the Legislature itself, Jon Doyle. He has written up the Orders, he has done them the way they were intended to be. They are not confusing. I don't believe that there is any necessity whatsoever to table it. I believe that we ought to vote on them today and I would hope that you would vote against the motion to indefinitely postpone.

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

Mr. SUSI: Mr. Speaker, Ladies and Gentlemen of the House: The opponents to these orders all have stood and given lip service to the orders and what they stand for, and then immediately proceed into a harangue about this isn't the exact form we want tomorrow. The order that you bring us tomorrow, that's the one we are going to vote for. Well I hope that you are not confused by these tactics. It is just an attempt to kill this. I hope that you recognize it to be that. There will be that. There will be something wrong with the order tomorrow, too. Now these haven't been prepared hastily. There were 20 to 25 people involved in this, including every member of leadership of both parties. And these people have worked diligently and well to arrive at something that is acceptable. Contrary to some of the remarks that have been made here, we haven't moved way down the road on this, we are just barely moving at all into the field of beefing up this Legislature. It

is needed so badly. Now by freak circumstances that I shall never understand, I am not a member of Leadership this time but I have been in the past and I know some of the problems of Leadership and I have to say without any reservation that heaven above, give us some help, because we just can't handle the bureaucracy in State Government nor can we handle the Lobby. We need help. We need it desperately. This is a minimum measure. I hope you will support it.

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

Mr. GAUTHIER: Mr. Speaker and Members of the House: As a member of the research committee this summer, this year I should say, during the Session, I remember very well that the gentleman that was named, who drafted this Bill here was one that Mr. Jalbert mentioned on research that he wanted on his committee because he felt that he was one of the most able men in the Attorney General's office. So I feel that I have confidence, I have a feeling Mr. Jalbert that this man is very capable, one of the most capable men we have ever had in the Attorney General's office, and I agree with Mr. Jalbert when he hired him on his committee in order to take care of all the bills that we had in there. So I hope that you go along with this Bill. Now let's straighten this out. This has been out in the open for quite a few years and now we have time to do something in the right direction. Let's do it now, not wait until next year.

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

Mr. CAREY: Mr. Speaker and Members of the House: Contrary to what Mr. Susi says we are not trying to create any particular diversion or confusion. I would tell you honestly, Mr. Susi, that I cannot support any measure which will have this Legislature, the House and the Senate, fix the salary. I do not want to have some guess work that they will be paying a sum not exceeding \$14,000. I do not want to see them drawing

\$14,000 in the first six months of the year and then nothing the rest of the year which will average out to \$14,000 in a year. We're not talking about six people. If you will look at the accompanying order you will notice that we are talking about twelve people. Maybe six people as Mr. McTeague said would make a beginning but we are in effect talking about twelve people.

The people who are involved in the second order which will be coming up would also be working for leadership and then when the Legislature goes home they would be assigned to the Legislative Research Committee. Mr. Martin was correct when he did say that as you read further down in the order, that the secretaries that were to be hired were in fact hired for the President, and the Speaker of the House and the Majority and Minority officers of both. So I was in error on that particular point. They would not be included in any additional salaries here. However, they would be included in additional salaries on the next order that is coming up. So we are not trying to create any diversion here, all we want to know is, do we want to be able to fix the salary of these people and we want to know that the salary of the Majority Leader is going to be the same as the salary of the Minority Leader's assistant and that the salary of the President's assistant is going to be the same as the salary of the Speaker's assistant.

The SPEAKER: The pending question is on the motion of the gentleman from Waterville, Mr. Carey, that Senate Paper 31 be indefinitely postponed. The Chair will order a division. All in favor of this motion will vote yes; those opposed will vote no.

A vote of the House was taken.

11 having voted in the affirmative and 117 having voted in the negative, the motion did not prevail.

Thereupon, the Joint Order received passage in concurrence.

From the Senate: The following Joint Order:

STATE OF MAINE

In Senate January 3, 1973

WHEREAS, problems facing Maine's citizens require increasingly complex decisions by the Legislature; and

WHEREAS, the Legislature needs professional staff assistance in order to help it make those decisions; and

WHEREAS, the 105th Legislature, recognizing this need, appropriated \$60,000 to hire six part-time committee staff members; and

WHEREAS, the Special Interim Committee on Legislative Structure and Procedure, after a careful review of all the information available to it, has concluded that these six staff member positions ought to be made full time, and available for the use of the Legislature;

NOW, THEREFORE, be it

ORDERED, the House concurring, that the President of the Senate and the Speaker of the House, subject to the approval of the Majority and Minority Floor Leaders of both the House and the Senate, shall employ six full-time legislative staff members who shall work at the direction of the President of the Senate, the Speaker of the House and the Majority and Minority Floor Leaders of both the House and the Senate. The staff shall assist the leadership of the Legislature, members of the Legislature and the legislative committees in drafting legislation, research, program review and shall generally assist the Legislature in its decision-making process. The staff members shall be assigned to legislative committees during and after the legislative sessions and in those instances shall work as directed by the respective committee chairmen, subject, however, to the control of the aforementioned legislative officers. The staff members shall be employed without regard to political affiliation. Their compensation shall be determined by the President of the Senate, the Speaker of the House and the Majority and Minority Floor Leaders of both the House and the Senate and shall not, in any case, exceed \$14,000 per year. The staff members shall be furnished with such secretarial

assistance as is necessary and the compensation of such secretaries shall be determined by the President of the Senate, the Speaker of the House and the Majority and Minority Floor Leaders of both the House and the Senate. (S. P. 30)

Came from the Senate read and passed.

In the House, the Order was read.

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

Mr. JALBERT: Mr. Speaker and Members of the House: Are we now speaking about the Order, the second Order? The one with the long last paragraph?

The SPEAKER: The gentleman from Lewiston poses a question for the chair which anyone may answer.

Mr. JALBERT: Mr. Speaker, I voted for the last Order. On this one here, I mean it further complicates the, the Order is further complicated because these people here will, these people here doesn't say where they are going after the Legislative session ends. Work as directed by their respective Committee Chairmen which it does say that yet in the Stillings report book it states that these people go to the Legislative Research Committee, and then of course I'm further confused by the — This one here spells out \$60,000. It spells it right out. It's got appropriated \$60,000 to hire six part time committee staff members.

It further says that after the Session is over that they will stay working for other Committee members so that that will make them full time employees. No matter how you shake it, that's what it says. That's what I am reading and if I am not reading correctly than I had better go back to school. It is in direct conflict with the report as was made out and I agree with the gentleman from Pittsfield, Mr. Susi, that the committee was a very, very capable committee and very well staffed. It was a very high level committee. But I just think that they give us at eleven o'clock this report and now we get this Order which is in direct conflict. And no matter

how you shake it, I mean that's what it is, in direct conflict and I would like to ask Mr. Stillings who is Chairman of the committee just how we get this report here and then we get this Order. And how we say that these people will be working for the Research Committee here, and over here they would be working for their respective committees without spelling it out. And how it says we will appropriate \$60,000 for six part time employees who wind up as full time employees at no more than \$14,000. So if they can all get \$14,000, that is \$84,000. I believe I am confused. Maybe nobody else is but at least I would say that I am confused.

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

Mr. MARTIN: Mr. Speaker and Ladies and Gentlemen of the House: First of all if you will notice in one of the whereas's the \$60,000 was the amount that this Legislature, the past Legislature, the 105th, allocated for staff members for the coming Legislative session which basically means us. The "Ordered" portion of it is what we are therefore proposing. The only difference between the so called Stillings Committee report and this particular Order is the fact that they would be under the control of the Leadership rather than the Legislative Research offices during the Legislative session. This is done basically for one reason.

The Legislative Research office has got so much work to do in just preparing the bills that it is impossible for them to take on any more work load. The six members would therefore, the six staff people that we are referring to, would be assigned by the Leadership to those committees that would need it at the time. For example, since we only have six, it is very obvious that not all committees are going to have one. It could very well be that for a specific purpose. For example, Natural Resources might have a specific bill before it that they need to have work done on it. The chairman of the committee or members of that committee would simply

ask the members of the leadership to assign a staff member to the Natural Resources Committee. At that point, the leadership would assign that staff member to the particular committee to handle that job. If we had a member for each committee then it would not be a problem. Since we only have six we have to devise a way as to how they can best be utilized. We have chosen this approach in the hope that this will work in the final analysis. I would hope that this answers the question and I think that it explains the problems that have been raised by the gentleman from Lewiston, Mr. Jalbert.

Thereupon, the Joint Order received passage in concurrence.

Joint Order — Senate Paper 29 relative to recalling from the Governor's Office to the Senate: Bill, "AN ACT Relating to Guarantees by the Maine Industrial Building Authority." (S.P. 706) (L. D. 1887)

Came from the Senate read and passed.

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

Mr. Martin of Eagle Lake was granted unanimous consent to address the House.

Mr. MARTIN: Mr. Speaker and Ladies and Gentlemen of the House: I just want to take this very brief moment to express my thanks and I am sure the thanks of every member of the House for what I consider an excellent job by the new Clerk of the House and her office. I think we really deserve to give her a hand. (Applause)

The SPEAKER: The Chair on behalf of the House would also like to express thanks to Paul Farrington, the brother of the gentleman from China, Carroll Farrington, who opened the session this morning singing The National Anthem. It was a beautiful job. We express our appreciation to him.

On motion of Mr. Simpson of Standish,

Adjourned until 10 o'clock tomorrow morning.