

# MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Sixth  
Legislature*

OF THE

STATE OF MAINE

**Volume II**

**April 23, 1973 to June 5, 1973**

KENNEBEC JOURNAL  
AUGUSTA, MAINE

**HOUSE**

Wednesday, April 25, 1973

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

Prayer by the Rev. Mr. Donald Miller of Lewiston.

The journal of yesterday was read and approved.

**Papers from the Senate**

From the Senate: The following Order: (S. P. 597)

ORDERED, the House concurring, that the Joint Standing Committee on Fisheries and Wildlife report out a Bill segregating, apportioning and expending for the next 2 fiscal years — July 1, 1973 to June 30, 1974 and July 1, 1974 to June 30, 1975 — all funds received by the Department of Inland Fisheries and Game under the Revised Statutes, Title 12, section 3061.

Came from the Senate read and passed.

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

From the Senate: The following Communication: (S. P. 598)

STATE OF MAINE  
Senate Chamber  
President's Office  
Augusta

April 23, 1973

Mr. Harry N. Starbranch  
Secretary of the Senate  
Augusta, Maine  
Dear Mr. Starbranch:

The Committee on Reference of Bills has met and decided to extend the date by which all bills must be reported out of committee.

All bills and resolves must be reported from all committees by 5:00 P.M. on May 25, 1973.

Respectfully yours,

Signed:

KENNETH P. MacLEOD  
Chairman

Committee on Reference of Bills  
Came from the Senate read and ordered placed on file.

The Communication was read and ordered placed on file in concurrence.

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

**Orders Out of Order**

Mrs. Goodwin of Bath presented the following Order and moved its passage:

ORDERED, that Geoffrey and Elizabeth Doyle of Augusta be appointed Honorary Pages for today.

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

Mr. McKernan of Bangor presented the following Order and moved its passage:

ORDERED, that William D. MacDonald of Winthrop be appointed Honorary Page for today.

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

**Reports of Committees****Leave to Withdraw**

Report of the Committee on State Government on Resolution Proposing an Amendment to the Constitution Providing for Election of the Members of Executive Council (S. P. 508) (L. D. 1620) reporting Leave to Withdraw.

Came from the Senate with the Report read and accepted.

In the House, the Report was read and accepted in concurrence.

**Ought to Pass in New Draft**

Report of the Committee on Education on Bill "An Act Transferring Duties of Maine School Building Authority to State Board of Education" (S. P. 139) (L. D. 351) reporting same in a New Draft (S. P. 593) (L. D. 1874) under same title and that it "Ought to pass"

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

In the House, the Report was read and accepted in concurrence, the New Draft read once and assigned for second reading tomorrow.

**Amended in Senate**

Report of the Committee on Legal Affairs on Bill "An Act Requiring the Ramping of Curbs at Crosswalks for Physically Handicapped and Elderly Persons" (S. P. 188) (L. D. 495) reporting

same in new draft (S. P. 585) (L. D. 1797) under same title and that it "Ought to pass"

Came from the Senate with the Report read and accepted and the Bill passed to be engrossed as amended by Senate Amendment "A" (S-91).

In the House, the Report was read and accepted in concurrence and the New Draft read once. Senate Amendment "A" (S-91) was read by the Clerk and adopted and the New Draft assigned for second reading tomorrow.

Report of the Committee on Judiciary reporting "Ought to pass" on Bill "An Act Relating to Sudden Infant Death" (S. P. 514) (L. D. 1621)

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

In the House, the Report was read and accepted in concurrence, the New Draft read once and assigned for second reading tomorrow.

#### Divided Report

Majority Report of the Committee on Judiciary on Bill "An Act Relating to the Appointment of Clerks of the Judicial Courts" (S. P. 456) (L. D. 1428) reporting "Ought to pass"

Report was signed by the following members:

Messrs. TANOUS of Penobscot  
SPEERS of Kennebec  
BRENNAN of Cumberland  
— of the Senate.

Messrs. HENLEY of Norway  
PERKINS  
— of South Portland  
DUNLEAVY

— of Presque Isle  
McKERNAN of Bangor  
Mrs. WHITE of Guilford  
Mrs. BAKER of Orrington

— of the House.

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

Report was signed by the following members:

Messrs. CARRIER of Westbrook  
GAUTHIER of Sanford  
Mrs. KILROY of Portland  
Mrs. WHEELER of Portland  
— of the House.

Came from the Senate with the Majority "Ought to pass" Report

accepted and the Bill passed to be engrossed.

In the House: Reports were read.

On motion of Mrs. Baker of Orrington, the Majority "Ought to pass" Report was accepted in concurrence.

The Bill was read once and assigned for second reading tomorrow.

#### Non-Concurrent Matter Tabled and Assigned

Bill "An Act Prohibiting Bringing Animals Into Food Stores." (H. P. 986) (L. D. 1306) (C "A" H-188) which was enacted in the House on April 19.

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" (H-188) and Senate Amendment "A" (S-90) in non-concurrence.

In the House:

The SPEAKER: The Chair recognizes the gentleman from East Millinocket, Mr. Birt.

Mr. BIRT: Mr. Speaker, Ladies and Gentlemen of the House: I would like to make a couple of comments on this bill, partially to call it to your attention as to what we may possibly be getting into.

As I understand it, this Senate Amendment prohibits any animals being taken into any restaurant where food is prepared or served on the premises. Now I can envision some little old lady, if you will excuse the parallel, with a dog, going down the street on a leash and have to have a hitching line outside the restaurant whereby she would have to leave the dog while she went in to have a cup of tea in the afternoon.

I just wonder if this is the type of legislation that we want on our books, and I would move the indefinite postponement of this bill and all accompanying papers and ask for a division.

The SPEAKER: The Chair would inform the gentleman that the only motions that may be made are to recede, concur, insist or to adhere.

Mr. BIRT: Mr. Speaker, I move we adhere to our former action.

Thereupon, on motion of Mrs. Clark of Freeport, tabled pending the motion of Mr. Birt of East Millinocket to adhere and tomorrow assigned.

**Messages and Documents**  
**THE SENATE OF MAINE**  
 Augusta

April 24, 1973

Hon. E. Louise Lincoln  
 Clerk of the House  
 106th Legislature  
 Dear Madam Clerk:

The Senate voted to Insist and Join in a Committee of Conference on the disagreeing action of the two branches of the Legislature on Bill, "An Act Relating to Penalty for Burglary" (H. P. 206) (L. D. 279). The President appointed the following conferees:

Senators:

TANOUS of Penobscot  
 SPEERS of Kennebec  
 BRENNAN

of Cumberland

The Senate also voted to Insist and Join in a Committee of Conference on the disagreeing action of the two branches of the Legislature on Resolve, "to Reimburse Berkshire Mutual Insurance Company for Damage to Property of Leonard Smith by Highway Construction" (H. P. 353) (L. D. 468)

Respectfully,

Signed:

HARRY N. STARBRANCH  
 Secretary of the Senate

The Communication was read and ordered placed on file.

**Petitions, Bills and Resolves**  
**Requiring Reference**

The following Bill, approved by a majority of the Committee on Reference of Bills, was received and referred to the following Committee:

**Public Utilities**

Bill "An Act to Validate and Amend the Charter of the Kennebec Sanitary Treatment District" (H. P. 1457) (Presented by Mr. Farrington of China)

(Ordered Printed)

Sent up for concurrence.

By unanimous consent, ordered sent forthwith to the Senate.

**Orders**

Mr. Greenlaw of Stonington presented the following Joint Resolution and moved its adoption:

We, your Memorialists, the House of Representatives and Senate of the State of Maine in the One Hundred and Sixth Legisla-

ture, now assembled, most respectfully present and petition the Honorable Dr. Robert M. White, Administrator of the National Oceanic and Atmospheric Administration, as follows:

WHEREAS, a policy committee of State-Federal Marine Resource Management, consisting of high ranking federal and state fisheries directors, agreed last year on regulations which should be uniform, but the agreement hinged completely on the Federal Government's declaring the lobster a creature of the continental shelf; and

WHEREAS, Dr. Robert M. White, the Administrator of the National Oceanic and Atmospheric Administration, has decided not to declare the northern lobster a creature of the continental shelf for the purpose of negotiation with foreign countries at the forthcoming 1974 Law of the Sea Conference; and

WHEREAS, this political decision was contrary to the wishes of 11 lobster producing states; Maine being the largest, the offshore lobstermen and the East Coast fishing industry in general and will curtail any future progress of the State-Federal partnership under the National Marine Fisheries Services; now, therefore, be it

RESOLVED: That We, your Memorialists, respectfully recommend and urge the Honorable Dr. Robert M. White, Administrator of the National Oceanic and Atmospheric Administration, to reconsider his recent action whereby he did not declare the northern lobster a creature of the continental shelf, thus providing for United States ownership of this resource and to cause this decision to be reversed in favor of uniform regulations, including limited foreign entry under the State-Federal Partnership Program as earlier agreed; and be it further

RESOLVED: That a duly authenticated copy of this Memorial be immediately submitted by the Secretary of State to said Administrator of the National Oceanic and Atmospheric Administration and to the Members of the Senate and House of Representatives in

the Congress of the United States from this State (H. P. 1459)

The Joint Resolution was read.

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

Mr. GREENLAW: Mr. Speaker and Ladies and Gentlemen of the House: On the fourth of January, 1973, Dr. White announced his decision not to make the northern lobster a creature of the Continental Shelf. Making the lobster a creature of the Continental Shelf would give the United States sole ownership and therefore management of this valuable species.

Just to give you a brief definition of what the creature of the Continental Shelf means, I would like to read from Public Law 88-308 of May 20, 1964, which defines "Creature of the Shelf." It says, "As used in this Act, the term Continental Shelf Fishery Resource includes the living organisms belonging to sedentary species; that is to say, organisms which at the harvestable stage either are immobile on or under the seabed or are unable to move except in constant physical contact with the seabed or the subsoil of the Continental Shelf."

Dr. White has agreed to reconsider his decision and tomorrow will meet with the 11 fishery commissioners of the coastal states.

I am presenting this joint resolution with the hope that we can give it to our Commissioner of Sea and Shore Fisheries, Spencer Apollonio, to take with him tomorrow and let Dr. White know that this legislature backs the efforts of our Sea and Shore Commissioner.

Mr. Speaker, I move its passage and request that it be sent forthwith to the Senate.

The Joint Resolution was adopted and sent up for concurrence.

By unanimous consent, ordered sent forthwith to the Senate.

On motion of Mr. Gauthier of Sanford, it was

ORDERED, that Patricia Morin, Orlie LeBlanc, Mary Ann Clancy, Blaine Boudreau, Phillip Norman and Richard Chenard of Sanford

be appointed Honorary Pages for today.

### House Reports of Committees Ought to Pass

#### Printed Bill

Mr. Palmer from the Committee on Natural Resources reporting "Ought to pass" on Bill "An Act to Enable the Department of Environmental Protection to Study the Groundwater Problem of the State" (H. P. 817) (L. D. 1110)

Report was read and accepted, the Bill read once and assigned for second reading tomorrow.

### Divided Report

#### Tabled and Assigned

Report "A" of the Committee on State Government reporting "Ought not to pass" on Bill "An Act to Transfer the Pesticides Control Board to the Department of Environmental Protection" (H. P. 1125) (L. D. 1460)

Report was signed by the following members:

Messrs. SPEERS of Kennebec  
WYMAN of Washington  
— of the Senate.  
Messrs. STILLINGS OF Berwick  
SILVERMAN of Calais  
FARNHAM of Hampden  
CURTIS of Orono  
— of the House.

Report "B" of same Committee reporting "Ought to pass" with Committee Amendment "A" (H-273).

Report was signed by the following members:

Mr. CLIFFORD  
— of Androscoggin  
— of the Senate.  
Messrs. BUSTIN of Augusta  
COONEY of Sabattus  
Mrs. GOODWIN of Bath  
— of the House.

Report "C" of same Committee reporting "Ought to pass"

Report was signed by the following members:

Mr. CROMMETT  
— of Millinocket  
Mrs. NAJARIAN of Portland  
— of the House.

Reports were read.

The SPEAKER: The Chair recognizes the gentleman from Orono, Mr. Curtis.

Mr. CURTIS: Mr. Speaker, I move acceptance of Report "A".

Thereupon, on motion of Mr. Simpson of Standish, tabled pending the motion of Mr. Curtis of Orono to accept Report "A" and tomorrow assigned.

#### Divided Report

Majority Report of the Committee on Health and Institutional Services on Bill "An Act Relating to Pauper Admittance to Hospitals" (H. P. 851) (L. D. 1125) reporting "Ought not to pass"

Report was signed by the following members:

Messrs. HICHENS of York  
GREELEY of Waldo  
MINKOWSKY  
of Androscoggin  
— of the Senate.  
Mrs. McCORMICK of Union  
Mrs. BERRY of Madison  
Mrs. MORIN of Old Orchard  
Messrs. WHITZELL of Gardiner  
LaPOINTE of Portland  
DYAR of Strong  
GOODWIN  
of South Berwick  
SANTORO of Portland  
— of the House.

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

Report was signed by the following members:

Messrs. SOULAS of Bangor  
LEWIS of Bristol  
— of the House.

Reports were read.

On motion of Mr. Dyar of Strong, the Majority "Ought not to pass" Report was accepted and sent up for concurrence.

#### Divided Report

##### Tabled and Assigned

Majority Report of the Committee on State Government on Bill "An Act to Transfer the Motor Vehicle Division of the Department of the Secretary of State to the Department of Transportation" (H. P. 687) (L. D. 894) reporting "Ought not to pass"

Report was signed by the following members:

Messrs. SPEERS of Kennebec  
WYMAN of Washington  
— of the Senate.  
Messrs. CURTIS of Orono  
FARNHAM of Hampden  
CROMMETT  
of Millinocket

STILLINGS of Berwick

SILVERMAN of Calais

— of the House.

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

Report was signed by the following members:

Mr. CLIFFORD  
of Androscoggin  
— of the Senate.  
Messrs. COONEY of Sabattus  
BUSTIN of Augusta  
Mrs. NAJARIAN of Portland  
Mrs. GOODWIN of Bath  
— of the House.

Reports were read.

(On motion of Mr. Curtis of Orono, tabled pending acceptance of either Report and tomorrow assigned.)

#### Consent Calendar

##### First Day

(S. P. 94) (L. D. 240) Bill "An Act Relating to the Builder's and Supplier's Lien Law" — Committee on Judiciary reporting "Ought to pass" as amended by Committee Amendment "A" (S-87)

(S. P. 104) (L. D. 249) Bill "An Act Establishing by Statute the Division of Eye Care for Services to the Blind and the Visually Handicapped" — Committee on State Government reporting "Ought to pass" as amended by Committee Amendment "A" (S-88)

(H. P. 346) (L. D. 461) Bill "An Act Relating to Boundaries of Ocean Park Game and Bird Sanctuary" — Committee on Fisheries and Wildlife reporting "Ought to pass" as amended by Committee Amendment "A" (H-272)

(S. P. 203) (L. D. 548) Bill "An Act to Permit Residents of Adjoining Counties to Serve as Assistant County Attorney in Oxford County" — Committee on Judiciary reporting "Ought to pass"

(S. P. 217) (L. D. 633) Bill "An Act Changing Name of Administrative Hearing Office to Administrative Court" — Committee on Judiciary reporting "Ought to pass"

(S. P. 226) (L. D. 661) Bill "An Act Providing for Judicial Review from Decisions of the Banking Commissioner" — Committee on Judiciary reporting "Ought to

pass" as amended by Committee Amendment "A" (S-86).

(S. P. 319) (L. D. 986) Bill "An Act Authorizing Use of the Name 'Maine Association for Children with Learning Disabilities' — Committee on Legal Affairs reporting 'Ought to pass'"

(S. P. 491) (L. D. 1556) Bill "An Act to Clarify Municipal Home Rule Procedures" — Committee on Legal Affairs reporting "Ought to pass"

(H. P. 1302) (L. D. 1696) Bill "An Act Changing the Name of U.M.P.G. Alumni Association" — Committee on Legal Affairs reporting "Ought to pass"

No objection having been noted, were assigned to the Consent Calendar's Second Day list

(S. P. 453) (L. D. 1418) Bill "An Act to Authorize Municipalities to Shut Down All or Parts of a Natural Gas System in Time of Emergency" (C "A" S-85)

No objection having been noted, the Bill was passed to be engrossed as amended and sent to the Senate.

#### **Passed to Be Engrossed**

Bill "An Act Establishing a County Records Board" (S. P. 569) (L. D. 1709) (S-84)

Bill "An Act to Provide that Wages Earned by Prisoners in State Correctional Institutions shall Draw Interest Pending Release of Prisoner" (H. P. 1456) (L. D. 1880)

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

Bill "An Act Authorizing Food Stamp Program for Certain Municipalities" (H. P. 1037) (L. D. 1357) (C. "A" H-266)

Was reported by the Committee on Bills in the Second Reading and read the second time.

Mr. Mulkern of Portland offered House Amendment "A" and moved its adoption.

House Amendment "A" (H-277) was read by the Clerk.

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

Mr. MULKERN: Mr. Speaker, Ladies and Gentlemen of the

House; When this bill was presented to the Committee on Legal Affairs, it was brought up in testimony that a certain amendment would have to be added to the bill to make the bill do what it should do. This is only really enabling legislation and apparently the committee just overlooked this situation, so I am presenting this amendment right now.

The only thing that it adds to the bill are the words "under the same conditions as would a county electing to participate in a Food Stamp Program."

I have a letter here from Mr. Paul Levesque of the Department of Health and Welfare. The food stamp programs are handled by the U.S. Department of Agriculture. Mr. Levesque, in testifying before the committee, spoke about L. D. 207 which, if passed, would allow about 50 percent county funding and 50 percent state funding for a food stamp program.

My bill 1357, as it right now stands, would not allow any municipality to be covered under this same L. D. 207 if it were passed. This is all my amendment is doing. It would allow a municipality to qualify under this 50-50 idea if it were passed.

Thereupon, House Amendment "A" was adopted.

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

#### **Passed to Be Enacted Emergency Measure**

An Act Appropriating Funds for Expansion and Improvement of the Biddeford Municipal Airport (S. P. 518) (L. D. 1649)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a total was taken, 113 voted in favor of same and none against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

#### **Passed to Be Enacted**

An Act Relating to Maternity Benefits for Unmarried Health

Insurance Policyholders and Minor Dependents of Health Insurance Policyholders (S. P. 373) (L. D. 1099)

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

An Act to Provide Maine Students with Benefits of Environmental Education (S. P. 400) (L. D. 1205)

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

The SPEAKER: The Chair recognizes the gentleman from Casco, Mr. Hancock.

Mr. HANCOCK: Mr. Speaker, I now move that this bill and all accompanying papers be indefinitely postponed.

The SPEAKER: The gentleman from Casco, Mr. Hancock, moves that this Bill and all accompanying papers be indefinitely postponed.

The Chair recognizes the gentleman from Caribou, Mr. Briggs.

Mr. BRIGGS: Mr. Speaker, Ladies and Gentlemen of the House: This is the same bill that we labored over quite extensively the other day. Its principal purpose is to afford an opportunity to encourage the instruction of the relationship between man and his environment in our Maine schools.

I know it has been said that there are a lot of schools that do this anyway, but there are an awful lot more of them that do not teach it. And this would not actually mandate that this course be taught, but it would make leadership and direction available for the instruction of environmental education for such school boards or school administrative districts as elected to have this subject available. I hope very much that you will not go along with the motion to indefinitely postpone.

Mr. Tyndale of Kennebunkport requested a roll call vote.

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

Mr. BITHER: Mr. Speaker, Ladies and Gentlemen of the House: I am not sure that I can hear or that anyone can hear me, but this is a bill that Mrs. Lewis and I signed a minority report on, because this bill does nothing except add another job over in the Education Department. We think, Mrs. Lewis and I at least think many of the schools are doing a pretty fine job with it right now.

Now, we are not against environmental education but we think the kids can do it on their own. We spoke on this at some great length and if you remember, we got a very nice vote on that the other day until I made a grave error and turned it right around. So I do hope that you do go along with the motion today to indefinitely postpone.

The SPEAKER: The Chair recognizes the gentleman from York, Mr. Rolde.

Mr. ROLDE: Mr. Speaker, Ladies and Gentlemen of the House: I spoke on this bill the other day and I would just like to add something. I would like to read you a letter that I received from one of my young constituents. He writes, "Dear Representative Rolde; I want to stop air and water pollution. And the York dump is an ugly sight. Everyone should pitch in and give money to a tractor to start a sanitary land fill. When they cut the trees down next to the turnpike you can see the dump easier and smoke blows across the turnpike and blocks visibility for passing cars. Start a recycling process in Maine. And talk to the representative of Portsmouth and start eliminating the smoke and dirty water that the factories make. Eliminate some of the automobiles coming through New Hampshire and Maine. Have anti-pollution devices on all new '73 cars and trucks. I want to stop pollution and I'm on my way."

I think what this illustrates is that this young man has a great deal of enthusiasm, but he is never going to get on his way on his own. He needs some educational help. I hope you will vote against the motion to indefinitely postpone this bill.

The SPEAKER: The Chair recognizes the gentleman from Brunswick, Mr. LaCharite.

Mr. LaCHARITE: Mr. Speaker, Ladies and Gentlemen of the House: As a signer of the majority report, an 11 to 2 report on this bill, I sincerely hope that you do not vote on this motion to indefinitely postpone.

The bill now has an amendment; it has been amended so that this is only for two years. I think we ought to try it for two years and then if it works out they can come back to us and ask us to extend it. But I definitely feel this is a needed bill and I hope that you do not vote to indefinitely postpone this bill.

The SPEAKER: The Chair recognizes the gentlewoman from Auburn, Mrs. Lewis.

Mrs. LEWIS: Mr. Speaker and Members of the House: I was a signer of the minority report but I put the amendment on to limit it for two years and I am now in favor of having it. The reason that I signed the minority report was I thought it was adding to bureaucracy, since we were giving the courses. But if we do it for two years, we can try it out and then if it is something we need we can do it again, otherwise we will have ended it in 1975. So I am not in favor of indefinitely postponing.

The SPEAKER: The Chair recognizes the gentleman from Caribou, Mr. Gahagan.

Mr. GAHAGAN: Mr. Speaker, Ladies and Gentlemen of the House: I would hate very much to see education become the fall guy of this legislature. With the many programs that we are passing and the tremendous amount of funding that we have already enacted, I hope you would very carefully consider passing this measure.

The SPEAKER: A roll call has been requested. For the Chair to order a roll call, it must have the expressed desire of one fifth of the members present and voting. All those desiring a roll call will vote yes; those opposed will vote no.

A vote of the House was taken, and more than one fifth of the

members present having expressed a desire for a roll call, a roll call was ordered.

The SPEAKER: The pending question is on the motion of the gentlemen from Casco, Mr. Hancock, that this Bill and all accompanying papers be indefinitely postponed. All in favor will vote yes; those opposed will vote no.

### ROLL CALL

YEA — Albert, Baker, Berry, P. P.; Binnette, Bither, Boudreau, Bragdon, Brawn, Bunker, Carey, Carter, Chick, Conley Cottrell, Davis, Dudley, Farnham, Fine-more, Garsoe, Genest, Good, Hamblen, Hancock, Haskell, Hunter, Immonen, Kelleher, Kelley, Keyte, Littlefield, Mahany, McHenry, Mills, Morin, V.; Parks, Pratt, Shaw, Sproul, Talbot, Webber, Wheeler, Willard.

NAY — Ault, Berry, G. W.; Berube, Briggs, Brown, Bustin, Chonko, Churchill, Clark, Connolly, Cooney, Cote, Cressey, Crommett, Curran, Curtis, T. S., Jr.; Dam, Drigotas, Dunleavy, Dyar, Emery, D. F.; Farley, Farrington, Fecteau, Ferris, Flynn, Gahagan, Gauthier, Goodwin, H.; Goodwin, K.; Greenlaw, Hobbins, Hoffses, Huber, Jackson, Jacques, Kelley, R. P.; Kilroy, Knight, LaCharite, LaPointe, Lawry, LeBlanc, Lewis, E.; Lewis, J.; Lynch, MacLeod, Martin, Maxwell, McCormick, McKernan, McMahon, McNally, Merrill, Morin, L.; Morton, Mulkern, Murchison, Murray, Najarian, Norris, O'Brien, Palmer, Perkins, Peterson, Pontbriand, Ricker, Rolde, Rollins, Ross, Santoro, Shute, Simpson, L. E.; Smith, D. M.; Smith, S.; Soulas, Stillings, Strout, Susi, Theriault, Tierney, Trumbull, Tyndale, Walker, Whit-zell, Wood, M. E.

ABSENT — Birt, Cameron, Carrier, Deshaies, Donaghy, Dow, Dunn, Evans, Faucher, Fraser, Henley, Herrick, Hodgdon, Jalbert, Maddox, McTeague, Sheltra, Silverman, Tanguay, Trask, White.

Yes, 42; No, 86; Absent, 21.

The SPEAKER: Forty-two having voted in the affirmative and eighty-six in the negative, with twenty-one being absent, the

motion to indefinitely postpone does not prevail.

Thereupon, the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

An Act Revising the Laws Relating to Savings and Loan Associations. (H. P. 923) (L. D. 1221)

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

An Act to Permit Savings Banks to Invest in Obligations of the Asian Development Bank (H. P. 1070) (L. D. 1395)

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

The SPEAKER: The Chair recognizes the gentleman from Fairfield, Mr. Lawry.

Mr. LAWRY: Mr. Speaker, Ladies and Gentlemen of the House: This bill is up for final enactment. I would just like a little more information than is in the Statement of Fact. I would like to ask through the Chair just what the Asian Development Bank does and why the savings banks are interested in making investment in this organization?

The SPEAKER: The gentleman from Fairfield, Mr. Lawry, poses a question through the Chair to anyone who may answer if he or she wishes.

The Chair recognizes the gentleman from Orono, Mr. Curtis.

Mr. CURTIS: Mr. Speaker, Ladies and Gentlemen of the House: I would be happy to answer the question. The Asian Development Bank is a bank similar to the World Bank or the Bank of Inter-American Cooperation. It is backed fully by the governments of the countries involved. This is permissive legislation and would enable the savings banks, as is presently the case in the insurance law of the state, to invest in this field.

If the gentleman or anybody else would like more detailed information, this becomes a rather technical matter, I would be happy to provide it if they would care to table the matter.

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

Mr. MARTIN: Mr. Speaker and Ladies and Gentlemen of the House: I guess like the gentleman from Fairfield, I have just seen this bill for the first time, which always seems to indicate something about me or this legislature but so be it.

I guess what I am hearing is that this is going to allow savings banks of this state to invest in the Asiatic Development Bank and if this is so, I don't want any part of that. They have enough things in Maine they can invest in without going outside. If the gentleman from Orono indicates that is the case, I would be more than happy to move indefinite postponement of the bill.

The SPEAKER: The gentleman from Eagle Lake, Mr. Martin, poses a question to the Chair to anyone who may answer if he or she wishes.

The Chair recognizes the gentleman from Orono, Mr. Curtis.

Mr. CURTIS: Mr. Speaker and Ladies and Gentlemen of the House: Like I said, this becomes a rather technical matter and if anybody would like some more detailed information, I would be happy to provide it individually.

Specifically, the bill enables, as you can look at the bill, the same arrangement for the Asian Development Bank as exists for the World Bank and that is for permissive legislation for savings banks to invest in this field.

Now, as we know from the past, there has been very little money actually ever invested in the World Bank from Maine. It seems to me that this is just an alternative that ought to exist.

The SPEAKER: The Chair recognizes the gentleman from Yarmouth, Mr. Jackson.

Mr. JACKSON: Mr. Speaker and Ladies and Gentlemen of the House: Business Legislation looked at this fairly closely and we were concerned with taking investment out of the state or anything that would affect this. And we felt this in no way would do that, that to invest in this was strictly en-

abling in that they could if they wanted to but that it would not in any way endanger investment in the state.

On motion of Mr. Kelleher of Bangor, tabled pending passage to be enacted and tomorrow assigned.

An Act Permitting Savings Banks to Indemnify its Trustees, Officers and Employees (H. P. 1081) (L. D. 1404)

An Act Repealing License Fee for Sporting Camps (H. P. 1202) (L. D. 1540)

An Act to Provide Schooling for Juvenile Offenders in Place of Incarceration (H. P. 1256) (L. D. 1581)

An Act Excluding Log Rafts from Personal Flotation Devices (H. P. 1422) (L. D. 1746)

An Act Relating to Hunting and Trapping Bear (H. P. 1443) (L. D. 1858)

Resolve Providing for Purchase of One Hundred and Fifty Copies of History of Solon (H. P. 1231) (L. D. 1604)

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

#### Orders of the Day

On motion of Mr. Talbot of Portland, it was

ORDERED, that Kelly and Timothy McMahon of Portland be appointed Honorary Pages for today.

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

Mr. ROSS: Mr. Speaker, I move the rules be suspended for the purpose of reconsideration on Resolution Proposing an Amendment to the Constitution Providing for Election of the Members of Executive Council, Senate Paper 508, L. D. 1620.

The SPEAKER: The gentleman from Bath, Mr. Ross, moves the rules be suspended for the purpose of reconsideration whereby the House accepted the Leave to Withdraw report.

Mr. ROSS: I now request that somebody table this for two legislative days.

The SPEAKER: The pending question is on the motion of the gentleman from Bath, Mr. Ross, that the House reconsider its action whereby it accepted the leave to withdraw motion.

Mr. Cooney of Sabattus requested a vote.

On motion of Mr. Simpson of Standish, tabled pending the motion of Mr. Ross of Bath to reconsider acceptance of the leave to withdraw report and tomorrow assigned.

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

Bill "An Act to Amend Definitions in Ambulance Service Licensing" (S. P. 170) (L. D. 425)

Tabled — April 23, by Mr. Goodwin of South Berwick.

Pending — Acceptance of the Committee Report.

The SPEAKER: The Chair recognizes the gentleman from Orland, Mr. Churchill.

Mr. CHURCHILL: Mr. Speaker and Ladies and Gentlemen of the House: If this is debatable at this time, I wonder how many people realize what these amendments in this bill do. We have run into trouble with ambulance services now for the past couple of sessions and we have difficulty enough with obtaining ambulance service for many of our towns as it is. In a good deal of these towns, ambulance service is run by these small fire departments and they keep one man around the clock.

If this bill should passed, the part that is struck out, they are going to have to maintain and double up on the number of attendants in these fire departments to maintain this ambulance service. I think it would run into considerable cost for these small communities that have this type of ambulance service. I don't see any other way except they can keep a practical nurse or physician or someone on hand and this is leading up to paramedics. Of course, this is desirable by the Health and Welfare Department, but I think it would mean a considerable cost to any towns or rescue squads that are paid for

by the communities. I wonder how many people have considered the added cost.

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

Mr. GOODWIN: Mr. Speaker and Ladies and Gentlemen of the House: I think there is a little confusion on this bill. This bill was reported out of committee in a new draft, L. D. 1863. On the calendar here on page 7, number 1, it has L. D. 425. It was tabled. If it is advisable, I would like to have somebody table this until later on today and we will get that worked out.

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

Mr. MARTIN: Mr. Speaker and Ladies and Gentlemen of the House: I would move acceptance of the "ought to pass" report in new draft so that then we would be in a position to offer an amendment to solve the problem and this would move us along so that tomorrow we would be in a position to offer an amendment to take care of the problem that the gentleman from Orland is referring to. I think we all agree with what he is saying. So today for the sake of moving along, I have moved and I would move and I would hope that the House would accept the "ought to pass" report in new draft.

Thereupon, the "Ought to pass" Report was accepted, the New Draft read once and assigned for second reading tomorrow.

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

Bill "An Act Designating A Commemorative Day in Remembrance of Martin Luther King, Jr." (H. P. 1440) (L. D. 1810)

Tabled — April 23, by Mr. Binnette of Old Town.

Pending — Adoption of House Amendment "A" (H-270).

The SPEAKER: The Chair recognizes the gentleman from Old Town, Mr. Binnette.

Mr. BINNETTE: Mr. Speaker, Ladies and Gentlemen of the House: After reading this amendment over, the reason why I

tabled it was due to the fact that they have taken out the word "may" and inserted the word "shall." I think the word "shall" is not appropriate for that type amendment. I really believe that the schools may set up whatever program they so desire. Therefore, I move for the indefinite postponement of this amendment.

The SPEAKER: The Chair recognizes the gentleman from Biddeford, Mr. Farley.

Mr. FARLEY: Mr. Speaker, Ladies and Gentlemen of the House, I rise this morning in support of the L.D. 1810 and Amendment "A", because my conscience dictates me to do so. Martin Luther King represents a combination of 300 years of struggle for the American blacks to achieve equality in our society. Yesterday in these halls we paid homage to our returning POW's, MIA's, and veterans of the Vietnam War, a war recognized by this country as the longest undeclared war in the history of the country.

I submit to the members of this House that this is an untruth. It was the efforts of Martin Luther King that brought about peace of the longest undeclared war in the history of this country, a war where the uniform was not the familiar blue and grey or olive green, but the color of a man's skin. The battles of that war took place in the swamps of Georgia, the plains of Kansas and the ghettos of every large American city across the country. The battles of that war did not appear in the newspapers or radio and T.V., but every American was aware of that war. For this very reason, we should all bow our heads in shame. What this country couldn't do with ropes, chains and guns, Martin Luther King achieved with compassion and peaceful protest. With these thoughts in mind, I strongly urge the passage of L.D. 1810 and Amendment "A".

Thereupon, House Amendment "A" was indefinitely postponed.

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

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

Bill "An Act Increasing Non-resident Hunting License Fee" (H. P. 188) (L. D. 265) (C. "A" H-201).

Tabled — April 23, by Mr. Churchill of Orland.

Pending — Motion by Mr. Bither of Houlton to indefinitely postpone Committee Amendment "A" (H-201).

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

Mr. SIMPSON: Mr. Speaker, Ladies and Gentlemen of the House: Very unofficially I rise to oppose the indefinite postponement of the committee amendment. I believe the committee amendment did just exactly what we should be doing, and that is put a moderate increase on our license fees and not the amount that was in the original bill. If we do kill the committee amendment we are back to the original bill. I don't feel it is wise.

Now the department of Inland Fisheries and Game lives off a Dedicated Revenue. I know there are many people in this state that are very concerned about the department and just exactly what might become of it if suddenly we got into the General Fund to start funding the department from the General Fund. I believe that this amount that is in the Committee Amendment "A" will keep the Dedicated Funds in the department, will keep the department solvent, and I encourage you not to indefinitely postpone the committee amendment.

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

Mr. BITHER: Mr. Speaker, Ladies and Gentlemen of the House: The gentleman from Standish, Mr. Simpson, has said exactly what I planned to say, because I do not want anyone to be fooled on this. I have had a bill in or intended to put a bill in all the year to increase the license fee to \$65. That is what my constituents want in southern Aroostook. The gentleman from Kennebunk got a bill in on that; his people wanted a \$65 license fee. My sole purpose in doing this is an attempt to conserve the deer herds.

We have now 131,000 more or

less, 131,000 native hunters, resident hunters. And if we are going to keep any deer herd for our natives, we are going to have to do something about the out-of-state hunters, either curtail their numbers or something of that kind.

I did want to warn you that this vote today on this indefinite postponement was really a vote for a \$65 license fee. And if you do not favor — I really want a vote on this, just once. If you do not favor going up that high on an out-of-state license fee, well then, don't vote for the indefinite postponement.

I had planned to go at great lengths on this because I am terribly upset. I think we should really table the bill today, because I looked through my Bangor Daily News and I can't find Bud Leavitt's column and certainly we can not pass any hunting bill in this House without Bud Leavitt's say so. If you think that is funny — I will admit that is a little sarcastic and it is meant to be.

I have here columns from the Hartford Courier, I believe, written by Bud Leavitt, in which he takes one of my seatmates over the coals because he had a bill in for \$65. I refer to the gentleman from Island Falls, Mr. Walker. And Mr. Walker got a great deal of mail. It says in here, too, that these people were going to write the head man down in the head office. I happen to know that he answered two letters, whether he got any more than two letters, I don't know. But Mr. Walker got more than two letters because of this barrage from Bud Leavitt.

He kept on, one column after another. Not only that, but I personally didn't appreciate a column that was in the Bangor Daily News. Many of you people do not read the Bangor Daily News and you don't know what is going on if you don't. On Friday, April 6, he speaks of the great comedy act that is being performed in this legislature here in Augusta. He is studying senility and reality and he uses as an example of state-manship, one of our Representatives, Representative Crommett of Millinocket and he pokes fun at Mr. Crommett. I have the thing

here if anyone would like to reproduce it.

Then he goes on to Mr. Carter, Representative Donald Carter of Winslow, in which he managed to poke fun at Mr. Carter because Mr. Carter wanted to go from \$42.50 up to \$100. I think Mr. Carter has a perfect right to his opinion and I don't think he needs to be picked on and abused by any newspaper writer. And I am referring to Mr. Bud Leavitt of the Bangor Daily News. He practically calls Mr. Carter dishonest with himself and with his constituents and then he goes to another member of the other body, Gerard Conley.

He went on from those two first gentlemen who were Mr. William Crommett of Millinocket and the gentleman from Winslow, Mr. Carter. I don't know too much about Mr. Crommett, what I know I like about him; I think he is a nice, kind gentleman. Donald Carter is an important enough man so he is on the Appropriations Committee, and yet Bud Leavitt thinks he was less than candid when he came up with a \$100 license fee which he didn't approve of and which personally I don't approve of. But I think Mr. Carter has a perfect right to present a bill of that sort if he wants to.

And then, the member of the other body, Mr. Conley, he wraps him up in grand style because in discussing the moose bill he said he was a city slicker and he didn't know a moose from a bread box. The only thing he knew about a moose was that it is bigger than a bread box. And he uses as an example the statesmanship that is going on here in this House. Incidentally I am not talking about this mighty fine committee, Fisheries and Wildlife Committee, I am talking about this body right here.

He goes on and says, but it is comedy we have been discussing on this spring day and I give you and he also adds Anderson in there too. Worse still, because the Democomedians Crommett, Carter and Conley and then he uses a little swear word and says it is a poor excuse for a vaudeville team.

I must apologize to my father, well, very much alive and a life-long Democrat. I wish the minority leader was in his seat. These three gentlemen are all Democrats. And here once again, I have to take up for the Democrats.

Well that isn't all and I don't like that sort of thing. I will bet you that these young people in this House — these young, freshmen legislators do not realize that this body, these two bodies of the legislature are the highest court in this land of the State of Maine. That is true, we are the highest court and we deserve respect. We do not deserve treatment like that, as he gave Senator Conley.

Senator Conley, I believe was Mayor of Portland, our largest city. Now he is on the council. I think Bud Leavitt needs to apologize to this House because he calls this House of Legislature a bunch of comedians. Why? Just because we do not go along with his idea on the laws in regard to deer and licenses, out-of-state licenses particularly. Mr. Leavitt has written article after article for the Hartford Courier. I just wonder if the Bangor Daily News knows he is doing this moonlighting. But they probably do.

Here is the latest one and this is practically all I am going to say, although I had a long speech more or less prepared. On Friday the 13th—maybe that accounts for it—Friday the 13th. "These days there are wide and alarming concern for the lack of understanding by those same legislators fashioning Maine fishery and game laws." And he is not just speaking of the committee, he is speaking of this body. "The feeling is around that you could get the same work accomplished in a zoo." There it is and I repeat it. The feeling is around that you could get the same work accomplished in a zoo—I don't know what he is calling us, a bunch of apes or worse. But I think that this House deserves a little more credit and a little more respect than that.

That is one of the reasons why I would like to see this House decide for itself, without the effect of Bud Leavitt or anyone else, I

would like to see the House take one vote on this \$65 license and then go back to the bill as it was.

I clipped a little newspaper clipping out of the Kennebec Journal last week, written by Bill Clark on the "moose reprieve" and he is very happy apparently that the moose bill failed. Yet, he didn't poke fun at anyone. He certainly didn't call the gentleman from Presque Isle, Harry Parks, a nitwit and a fool. This is the type of article they should write and I do not believe that they should go into those personalities. Perhaps I shouldn't say this, but if I were assistant majority leader, I would demand an explanation for the things he said about my Democrats and the Democrat party. I would expect my majority leader to do it.

The SPEAKER: The Chair recognizes the gentleman from Camden, Mr. Hoffses.

Mr. HOFFSES: Mr. Speaker and Ladies and Gentlemen of the House: I rise to take exception to the remarks made by the distinguished gentleman from Houlton, Professor Bither. As a member of the Fish and Game Committee for eight years and as its chairman for six years, I can assure the professor and I can assure the other members of this House that at no time — at no time—did Mr. Bud Leavitt dictate the policies of the Fish and Game Committee nor was he instrumental in passing any of the laws relative to our fish and wildlife in the State of Maine, at least during my tenure as a member of the committee and as a member of the other body.

I would remind this body that the last time that the Fish and Game Department received a major increase in license fees was the one and only time when this legislature was faced with a tax increase and it was the only tax increase during that special session when we increased the hunting and fishing licenses. I can assure you that I was less than popular among a great many of sportsmen and among members of the legislature.

At that time it was necessary to make a substantial increase in the license fees for the department to operate efficiently and effectively and to increase the warden service in the State of Maine. To alleviate and to prevent the matter which the good professor has spoken about, the diminishing deer herd, we did increase our warden service by ten and we also provided helicopter service for our wardens.

I have been a little reluctant to speak on fish and game matters, but this is one that I feel that we should air and air it properly at this time. I personally do not favor any increase in the license fees at this time and I further believe that the department, although I have not seen their budget — I hope the gentleman will stay for a few moments longer because I will try to be brief, I do not believe that a substantial increase is warranted at this time, and I would point out that a major portion of the revenue on which the Fish and Game Department operates, comes from the non-resident.

So I would hope that you would give this matter very careful consideration, and although this amendment does offer a moderate increase, it is more than I would personally care to see. However, I shall vote in favor of the amendment that has been offered and I would hope that the members of this legislature would do likewise.

The SPEAKER: The Chair recognizes the gentleman from Kennebunkport, Mr. Tyndale.

Mr. TYNDALE: Mr. Speaker and Ladies and Gentlemen of the House: I originally sponsored this bill at the suggestion and request of a number of hunters. Today we are faced with the situation where the majority of our hunters come from out of state. I believe, as Vermont felt, as New Hampshire felt and Massachusetts felt, that moderate increases each year are more apt to pass and be taken seriously than a large increase at the time. So I discussed this matter very thoroughly with the Committee on Inland Fisheries and Game and we reached a

compromise of the amount involved in the bill now. I was perfectly satisfied with the moderate increase. I am sure that the committee was, and we felt that we had a position of concord.

I do believe that we would be making a serious mistake in not having some kind of a moderate increase because we are losing business on the other side. Because a great many of the non-resident hunters come into the state with campers and do not spend the money that they used to spend when they didn't have such conveniences.

I certainly hope that you will go along with our esteemed Mr. Simpson and keep the bill in order as he suggests.

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

Mr. BITHER: Mr. Speaker and Ladies and Gentlemen of the House: I mentioned that this bill was Mr. Tyndale's and I knew it was \$65. The first \$65 bill failed and was withdrawn because it was covered by other legislation. This is the other legislation, I appreciate the fact that he has compromised, but when I believe in anything and I believe I am right, I am not going to compromise at all. I would sooner go down to defeat than compromise and that is the way I feel about this.

The SPEAKER: The Chair recognizes the gentleman from Windham, Mr. Peterson.

Mr. PETERSON: Mr. Speaker and Ladies and Gentlemen of the House: I do not profess to have any specialized knowledge on fish and game, but I must pass on the phone calls which I have received from my constituents in Windham in regard to the increase in license fees for out-of-state residents. They are wholeheartedly for an increase. They feel that in the past, on a percentage basis, residents of this state have been hit harder with increases than out-of-staters have. They do not like this. They feel they have been hit with high increases both in fishing licenses and hunting licenses. They favor — and there are quite

a large number of hunters in my area who do favor the large increase.

I concur with the gentleman from Houlton, Mr. Bither, and encourage the indefinite postponement of this committee amendment.

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

Mr. BRAWN: Mr. Speaker and Ladies and Gentlemen of the House: I rise this morning to concur with Representative Hoffses of Camden. You know, we are a peculiar group of people. If the other fellow has got to pay, we are happy as long as we do not have to pay. You want to remember one thing, the minute that you go across the New Hampshire line from the State of Maine, you are then the out-of-stater.

When you make a rise here, as much as this is calling for, this is too much. The man that is rich — it is not going to mean a thing to him. He would pay it if it were one hundred or two hundred. But some of you people have sons, daughters, grandsons, granddaughters that are coming here to hunt every fall. They have moderate means. They have to work somewhere else to get a living. They like to come home to see their fathers and mothers and grand-people. They like to have a week here to hunt. They cannot afford to pay a raise from \$42.50 up to \$65 in one year.

This amendment only calls for a rise of \$2 on the first step and on the second step only \$4. I am not in favor of any raise but I will go along with the amendment as Mr. Hoffses will. And I hope you will remember that the moment that you go to such a drastic amount as this, any of you who hunt and fish in another state, they are going to stick the barb right to you, and don't you forget it. Because what you do to the other fellow — the Good Book says you should forgive him — but I am afraid they don't do it.

Mrs. Clark of Freeport requested a roll call vote.

The SPEAKER: A roll call has been requested. For the Chair to order a roll call, it must have the

expressed desire of one fifth of the members present and voting. All those desiring a roll call vote will vote yes; those opposed will vote no.

A vote of the House was taken, and more than one fifth of the members present having expressed a desire for a roll call, a roll call was ordered.

The SPEAKER: The pending question is on the motion of the gentleman from Houlton, Mr. Bither, that House Amendment "A" be indefinitely postponed. All in favor of that motion will vote yes; those opposed will vote no.

#### ROLL CALL

YEA — Berry, P. P.; Berube, Bither, Boudreau, Bragdon, Carter, Chick, Clark, Cooney, Cottrell, Crommett, Dudley, Dunleavy, Dyar, Emery D. F.; Farrington, Ferris, Flynn, Gahagan, Genest, Greenlaw, Hamblen, Hancock, Haskell, Jackson, Kelleher, Kelley, Littlefield, Mahany, McHenry, McNally, Morton, Murchison, Murray, Najarian, O'Brien, Peterson, Ross, Smith, S.; Theriault, Tierney.

NAY — Albert, Ault, Baker, Berry, G. W.; Binnette, Birt, Brawn, Briggs, Brown, Bunker, Bustin, Cameron, Carey, Chonko, Churchill, Conley, Connolly, Cote, Cressey, Curran, Curtis T. S., Jr., Dam, Davis, Donaghy Drigotas, Farley, Farnham, Faucher, Fecteau, Finemore, Fraser, Garsoe, Good, Goodwin, H.; Goodwin, K.; Henley, Hobbins, Hoffses, Huber, Hunter, Immonen, Kelley, R. P.; Keyte, Knight, LaPointe, Lawry, LeBlanc, Lewis, E.; Lewis J.; Lynch, MacLeod, Maddox, Martin, Maxwell, McCormick, McKernan, McMahon, McTeague, Merrill, Mills, Morin, L.; Morin, V.; Mulhern, Norris, Palmer, Parks, Perkins, Pratt, Ricker, Rolde, Rollins, Santoro, Shaw, Sheltra, Shute, Simpson, L. E.; Sproul, Stillings, Strout, Susi, Talbot, Trask, Trumbull, Tyndale, Walker, Webber, Wheeler, Willard, Wood M. E.

ABSENT — Carrier, Deshaies, Dow, Dunn, Evans, Gauthier, Herrick, Hodgdon, Jacques, Jalbert, Kilroy, LaCharite, Pontbriand, Silverman, Smith, D. M.; Soulas, Tanguay, White, Whitzell.

Yes, 41; No, 89; Absent, 19.

The SPEAKER: Forty-one having voted in the affirmative and eighty-nine in the negative, with nineteen being absent, the motion to indefinitely postpone House Amendment "A" does not prevail. Thereupon, House Amendment "A" was adopted.

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

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

Bill "An Act Limiting Sunday Harness Racing" (H. P. 900) (L. D. 1188)

Tabled — April 23, by Mr. Kelleher of Bangor.

Pending — Passage to be enacted.

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

Mr. SUSI: Mr. Speaker, I move we suspend the rules for the purpose of reconsideration.

The SPEAKER: The gentleman from Pittsfield, Mr. Susi, moves the rules be suspended for the purpose of reconsideration. This requires a two-thirds vote of the House. All in favor of the rules being suspended will vote yes; those opposed will vote no.

A vote of the House was taken. 102 having voted in the affirmative and 11 having voted in the negative, the motion did prevail.

On motion of Mr. Susi of Pittsfield, the House reconsidered its action whereby the Bill was passed to be engrossed.

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

House Amendment "A" (H-276) was read by the Clerk and adopted.

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

Mr. DAM: Mr. Speaker, Ladies and Gentlemen of the House: Very seldom, I think in the three terms I have been here, this is the second time I have spoken on a racing bill. Back in the 104th it had to do with money and this time it has to do with whether there is Sunday racing or not. But number one — and I may be corrected

when I am done, because I do not understand the racing profession, and that I want to admit — but number one, the title of the bill confuses me: An Act Limiting Sunday Harness Racing.

If I have been informed correctly, we do not have Sunday harness racing now, so in my mind, the title should read, "An Act to Allow Sunday Harness Racing." I am opposed to Sunday harness racing. I think the people should have some time off on Sunday and not be subjected to all this expansion of the Sunday activities.

I can remember in one other session we had this bill and the argument that was used and the bill was defeated. The bill should be defeated today.

I would not be opposed to this bill if there was any way an amendment could be put on to allow a referendum on the local level by the municipalities where the tracks are involved. But I am opposed to passing a bill that would allow the Sunday harness racing and especially under a title such as this, because this title is very misleading and confusing. So therefore, I move that this bill and all accompanying papers be indefinitely postponed.

The SPEAKER: The gentleman from Skowhegan, Mr. Dam, moves the indefinite postponement of L. D. 1188 and all accompanying papers.

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

Mr. SUSI: Mr. Speaker, Ladies and Gentlemen of the House: I would concur with the gentleman from Skowhegan, Mr. Dam, as to the wording of the title on this bill.

I put the bill in for the commission and it was all prepared when it was put in my hands. Perhaps you can understand how I signed the thing. I put it in before I realized the impact of the title. Whoever drafted it, I don't know if it was the executive secretary of the commission or who, or what he had in mind when he used the expression "limiting within the hours of the day, Sunday." But I will agree with you that there is an element of misleading in the title and I would like to apologize

for that. It is something which I had nothing to do with, however.

There has been a reference made to another bill on this same topic that was before a previous legislature and it resulted in Sunday racing for running horses. Now for those of you who don't know, running horses are those where the driver rides on his back. What we are talking about here is harness racing where the driver sits in a sulky behind the horse. This deals with sulky racing or harness racing. So the other bill did result in Sunday racing for running horses, and that is the law of Maine today, that Sunday racing is allowable for horses driven by a rider on the back of the horse.

This one, if adopted, would make it optional to the individual fair association or the individual racing association as to whether or not they want Sunday racing. And it is known that many of them will not; however, there are some that will, and this is an optional thing.

Obviously very much involved here is the individual judgment of the legislators as to their religious attitude toward expansion of recreational activities on Sunday. So far as I am concerned, this is an individual decision for each member and each woman to make it based on his own inclinations.

We could list the states that already have this legislation around the United States. There are many of them, but I don't know as that is any particular point. We are talking about the State of Maine and what you want for the State of Maine is what will prevail.

I would hope you would move against the indefinite postponement and allow the bill to be passed.

The SPEAKER: The Chair recognizes the gentleman from Fairfield, Mr. Lawry.

Mr. LAWRY: Mr. Speaker and Members of the House: Just a couple of comments. There is no question that the runners were granted Sunday time for their racing in their pari-mutuels. That was one track, one location, in one spot in Maine. Secondly, I think

this bill has been on our calendar for nearly two weeks and it does seem to me that there is plenty of time to correct that misleading advertising on it. I hope you go along with the indefinite postponement.

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

Mr. MILLS: Mr. Speaker and Ladies and Gentlemen of the House: These horse racing bills have been coming through the legislative sessions every time I have been here. Now as far as I am concerned, out in your rural areas there are a lot of those farmers who have their horses, they have a little dirt track out there. If this thing goes along as it is, some of these farmers are going to start getting rid of their horses.

I see no difference between horse racing on Sunday afternoon, football, golf, hockey, name it, it is a televised sport all across the country. I see nothing wrong with this bill. I am opposed to the indefinite postponement.

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

Mr. DAM: Mr. Speaker, Ladies and Gentlemen of the House: First, before I forget, I am going to ask for a roll call on this.

I would hope that we would give a little thought to Sundays. We have, and I voted in favor of it, to allow the Sunday take-out sale of malt beverages and wine, but this will open up gambling, parimutuel betting on the tracks on Sunday. I do not feel this is called for; I do not feel it is needed and I still think that it should be left up to the local communities whether they want it in their community or not.

Now my good friend, Mr. Susi, has said this is left up to the local end — this business of harness racing—but it is left up to those who are in the business to make money and not for the inhabitants of the town where the tracks are located.

We have already, in a previous bill just before this, 1186, given these tracks \$173,000 of state money, so I think we have used

them quite well this session, and I don't see any reason to expand it any more. I would hope that we would go along with the motion for indefinite postponement.

The SPEAKER: A roll call has been requested. For the Chair to order a roll call, it must have the expressed desire of one fifth of the members present and voting. All those desiring a roll call vote will vote yes; those opposed will vote no.

A vote of the House was taken, and more than one fifth of the members present having expressed a desire for a roll call, a roll call was ordered.

The SPEAKER: The pending question is on the motion of the gentleman from Skowhegan, Mr. Dam, that this Bill and all accompanying papers be indefinitely postponed. All those in favor of that motion will vote yes; those opposed will vote no.

#### ROLL CALL

YEA — Ault, Baker, Berry, G. W.; Berube, Birt, Bragdon, Brawn, Bunker, Cameron, Chick, Clark, Cottrell, Curtis, T. S., Jr.; Dam, Donaghy, Dudley, Emery, D. F.; Farnham, Finemore, Good, Hamblen, Henley, Hoffses, Hunter, Immonen, Kelleher, Kelley, Lawry, Lewis, E.; Littlefield, Maddox, McCormick, Morin, L.; Mulkern, Murchison, Norris, Palmer, Peterson, Pratt, Rolde, Rollins, Shaw, Shute, Theriault, Tierney, Weber, White, Willard, The Speaker.

NAY — Albert, Berry, P. P.; Binnette, Boudreau, Briggs, Brown, Bustin, Carey, Carrier, Carter, Chonko, Churchill, Conley, Connolly, Cooney, Cote, Cressey, Crommett, Curran, Davis, Drigotas, Dunleavy, Farley, Farrington, Faucher, Fecteau, Ferris, Flynn, Fraser, Gahagan, Garsoe, Genest, Goodwin, H.; Goodwin, K.; Greenlaw, Hancock, Haskell, Hobbins, Huber, Jackson, Jacques, Kelley, R. P.; Keyte, Kilroy, Knight, LaCharite, LaPointe, LaBlanc, Lewis, J.; Lynch, MacLeod, Mahany, Martin, Maxwell, McHenry, McKernan, McMahon, McNally, McTeague, Morrill, Mills, Morin, V.; Morton, Murray, Najarian, O'Brien, Parks, Pontbriand, Ricker, Ross, Santoro, Simpson, L. E.; Smith, S.; Soulas,

Stillings, Strout, Susi, Trumbull, Tyndale, Walker, Wheeler, Whitzell, Wood, M. E.

ABSENT — Bither, Deshaies, Dow, Dunn, Dyar, Evans, Gauthier, Herrick, Hodgdon, Jalbert, Perkins, Sheltra, Silverman, Smith D. M.; Talbot, Tanguay, Trask,

Yes, 50; No, 83; Absent, 17.

The SPEAKER: Fifty having voted in the affirmative and eighty-three having voted in the negative, with seventeen being absent, the motion does not prevail.

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

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

Bill "An Act Relating to Lead Poisoning Control" (H. P. 474) (L. D. 621)

Tabled — April 23, by Mrs. McCormick of Union.

Pending — Motion by Mr. Dyar of Strong to accept Majority Report "Ought to Pass."

On motion of Mr. Hoffses of Camden, tabled pending the acceptance of the Majority "Ought to pass" Report and tomorrow assigned.

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

Bill "An Act Creating Aroostook County Commissioner Districts" (H. P. 55) (L. D. 65)

Tabled—April 23, by Mr. Fine-more of Bridgewater.

Pending — Passage to be enacted.

On motion of Mr. Martin of Eagle Lake, retabled pending passage to be enacted and tomorrow assigned.

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

Bill "An Act Relating to Payment of Patients at Certain State Institutions as Employees under Fair Labor Standards Act" Emergency (S. P. 167) (L. D. 422)

Tabled—April 24, by Mr. Norris of Brewer.

Pending—Motion by Mr. Norris of Brewer to accept Majority Report "Ought to pass."

Thereupon, the Majority "Ought to pass" Report was accepted, the Bill read once and assigned for second reading tomorrow.

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

Bill "An Act Relating to Dealers in Used Personal Property" (S. P. 578) (L. D. 1769)

Tabled—April 24, by Mr. Ault of Wayne.

Pending — Passage to be enacted.

The SPEAKER: The Chair recognizes the gentleman from Wayne, Mr. Ault.

Mr. AULT: Mr. Speaker, Ladies and Gentlemen of the House: This is one of those simple and innocuous things that if passed by this legislature could give a great deal of grief to a great number of innocent people. What it says, is, no dealer in used personal property shall buy any used personal property without first recording in a book kept for that purpose a description of the name and address of the seller. The dealer also has to record the registration number of the automobile that the seller delivers the goods in and he has to open these records to any prosecuting attorney or law enforcement officer on demand or be subject to a \$500 fine.

In the last sentence of the legislation it says, "This section shall not apply to dealers who sell to other dealers." I have asked the Senate chairman and the House chairman for a definition of dealer and neither knows what it is. I went to Mr. Slosberg in the Legislative Research Division and he says there is no definition of dealer under the Maine Statutes and we would have to refer to Webster, Webster's Dictionary, and Webster says, "A dealer is one who buys or sells good or is a trader." So this law would pertain to anybody, any hobbyist or anybody that trades in things of interest to him such as dolls, buttons, coins or stamps or whatever.

I therefore move the indefinite postponement of this bill and all accompanying papers.

The SPEAKER: The gentleman from Wayne, Mr. Ault, moves the

indefinite postponement of L. D. 1769 and all accompanying papers.

The Chair recognizes the gentleman from Portland, Mr. O'Brien.

Mr. O'BRIEN: Mr. Speaker, Members of the House: I can appreciate Mr. Ault's feeling and I share some of the same reservation myself. I am on my feet to try to defend my position of ought to pass on this particular piece of legislation. The House chairman is missing this day.

The attempt of this bill, what the bill is attempting to do is no secret. Maine has become a dumping ground for used cars and stolen cars from all over the country because we lack the title stage. We have a very very easy time—or at least those people who deal in stolen cars have a very very easy time disposing of their merchandise here in the State of Maine. Now, the same thing is happening within the antique profession and the used furniture profession. This is what the bill is attempting to correct. It won't solve all the problems, we understand that. But it will make it a little more difficult for the individuals and it is a big profession all over the country where they are going into a home that is noted for large amounts of antique furniture and so forth; and while that family is on vacation, going into a home and stripping that home clean. Then most of the furniture eventually winds up in the Maine market.

This bill is only an attempt to create and get some regulations of property listings that are sold and bought and traded and it is just to protect the Maine antique dealers. At the committee hearing there was no opposition to the bill as such. The opposition came only in the fact that they presented themselves to try get some reasonable legislation passed for their protection and they left it up to the committee to try and work out the details of the bill and the evidence there from all those who are dealers — and my definition of dealers to my way of thinking, a dealer in the State of Maine is licensed. He has a vendor's license. He comes under control of the State of Maine. And we are trying

to prevent all this stolen property from eventually winding up on the market in Maine.

So I ask you to oppose the amendment — to oppose the motion for indefinite postponement and give the bill a chance.

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

Mr. HENLEY: Mr. Speaker and Ladies and Gentlemen of the House: I can partly agree with my friend, the gentleman, Mr. O'Brien. I do feel that probably we should not kill this bill until we have checked it over. I am sorry that I hadn't brought it to my attention sooner.

I think that the bill probably should have been coordinated with a law that we passed two years ago relative to the sale and purchase of property including some purchases from used property. Now, it is on the books and this here, it did not go to Judiciary so I guess a lot of the attorneys who know about the other law didn't check it and I think maybe that it can be saved and be of some value.

We had something the same two years ago and there is, actually, a law on the books relative to the purchase and sale of even used items beyond an amount of \$25. Now, just how that finally wound up, whether that amount was changed, I do not know or whether it exempted antiques. Perhaps it did. But I can see what they are trying to attempt here and believe me, something of this nature is needed because so much stuff is stolen and then resold and the State of Maine here is either on one end or the other of a lot of pretty crooked business on the sale of not only cars but televisions and radios and electronic instruments and so on as well as antiques.

So, might I suggest, inasmuch as some of us have not checked into this bill thoroughly, that if somebody could table it and then we would try to see how it fits in with the law that we worked on two years ago.

The SPEAKER: The Chair recognizes the gentleman from Camden, Mr. Hoffses.

Mr. HOFFSES: Mr. Speaker, Members of the House: I am in complete sympathy with the idea behind the original bill, 537. I do believe that we should have some way of checking stolen antiques because other than a very few items such as precious gems, jewels, things of that nature, antiques are probably one of the most expensive items which is being handled by those who do not properly acquire the same.

One thing that does disturb me a little bit in that is that L. D. 537, and L. D. 1769 seem to me to be vastly different from each other. Now, 537 relates to antiques very specifically and I believe, as I said principally, in the principle behind the bill. Now we move to L. D. 1769 and it says personal property and we have not yet found the definition of dealer. Does dealer mean that any individual who is buying a couple of items to use around the garden, to use around his shop or anything of that nature? Does he come under the title of a dealer or not? These are very vague regions in my opinion and they should be clarified.

I noticed also that there is a very substantial increase in the fine from \$200 to \$500. Now, if it were the reverse, if L. D. 1769 had a fine of \$200 to someone who had acquired some small tools of no great value, that would be one thing and the other one with a \$500 fine of valuable antiques, it would be more in keeping in my opinion.

I certainly hope that something can be worked out where we can have a clarification of the word "dealer" and where there can be a little more rigid controls of that section which says that any law enforcement officer or prosecuting attorney can require a person to open their books for the title of ownership of anything which they acquire.

On motion of Mr. Birt of East Millinocket, tabled pending the motion of Mr. Ault of Wayne to indefinitely postpone and tomorrow assigned.

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

Mr. MARTIN: Mr. Speaker, Ladies and Gentlemen of the House: We do have a few minutes prior to the time that we are to begin our activities and I do feel strongly that I have something to indicate to you that I want first of all to be placed in the record and secondly, keep in mind that what I am saying you are going to hear a great deal more about in the year to come.

I think it is rather a great thing as I start to discuss this particular item that most of the material with which I will be dealing will deal with the county in which the young students, high school students we have with us today.

As some of you may or may not know, on Friday of last week I became a participant in a lawsuit by virtue of a position I held and I would just like to read to you the opening statements of it. It is filed in the County of Franklin by the Coburn Lands Trust, a trust existing under the laws of the Commonwealth of Massachusetts; the Ethyl Corporation, a Virginia corporation with a place of business at Rumford; Great Northern Nekoosa Corporation, a Maine corporation with a place of business in Millinocket; Louis O. Hilton of Greenville in the County of Penobscot - obviously, it should be the County of Piscataquis - the Megantic Manufacturing Company, a Canadian corporation with a place of business at Lac Megantic in the Province of Quebec; Scott Paper Company, a Pennsylvania corporation having a place of business at Winslow versus the Maine Land Use Regulation Commission, an agency of the State of Maine and myself in capacity as chairman and - or a member of the Commission, of Eagle Lake, County of Aroostook and State of Maine.

Let me just very quickly relate to you a few points, and I want you to keep this in mind. I have studied the complaint in great detail because obviously it is filed against me and I would kind of like to know who is suing me and why I am being sued. After taking a look at it, I see it as an attempt by what I consider to be the

absentee corporate land owners for the most part attacking me and attacking the legislature and attacking the State of Maine and that this is nothing more than a political attempt by them to intimidate me, members of this legislature and citizens of this state in weakening the laws that we have dealing with the environment.

I supposedly participated in discussions, that I was in violation of the law. I would just like to relate to you so you know that I have told you that in response to this charge that I voted as a Land Use Regulations Commissioner on the zoning of the first 22 townships, I would point out that shortly prior to the beginning of this legislature I conferred with the Attorney General's office and upon their advice and as the records of the Commission will prove and will show, that I did not vote at any time after being sworn as a member of the 106th Legislature and for that matter, was not even present at the meeting in which the 22 zoning maps were adopted by the Commission members.

With regard to the fact that they claim that they are willing to cooperate with me and with us and the committee that is going to be dealing with this legislation, I say hah.

Let me just relate to you that for the eight months that I served as chairman of the Land Use Regulation Commission, I met and I talked and I discussed and I compromised my position, rightly so, as a member of the commission, as a member of the Land Use Regulation Commission in serving what I thought was the best interests of the people of Maine. The paper company was represented at every single meeting by either a lobbyist or the pulp and paper information office. Most of the time when we finally reached an agreement, lo and behold, I find in this complaint things that we supposedly did that are destroying them, and yet they agreed as just; like you have compromised your soul away and all of a sudden they want to compromise what is left. I am not going to stand for it and I hope

that none of you are either. All of you remember the 105th Legislature and I don't need to relate any of that.

I do this and I say what I do this morning to indicate to you that the fight has just begun. It is going to be a long one, it is not going to be an easy one; because they have a few more people around that I have.

Two years ago I was the sponsor of a productivity tax bill along with the gentleman from Perham, Mr. Bragdon. I was told by the lobbyist who wrote the legislation that this was going to bring in the same amount of money as the present law brought in. You and I know now that that is not true. I was told that this was going to be a great improvement for our municipalities. If you live in any of the towns that have a great deal of forest land, you know that is not true either. And so I have to sort of say with egg on my face that I was wrong, I was the sponsor of a bill that I wish I had not been. And now I have to live with it. I only hope that we can make changes as we go along.

Finally, in relationship to the paper companies that are outside this state, as far as I am concerned for the remainder of this session I intend, when I deal with the paper companies, to deal with owners of those paper companies and not with the lobbyists who frequent these halls.

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From the Senate: The following Joint Resolution: (S. P. 599)

WHEREAS, the Members of the Senate and House of Representatives have learned with great sadness of the sudden death of Dorothy N. Schulten, wife of the Honorable Tarpay T. Schulten of Woolwich; and

WHEREAS, she brought all the joys and pleasures that life can bring to her family, friends and associates in the Legislature; and

WHEREAS, the darkness of her departure is ours to share in silent moments of meditation, each in his own way; now, therefore, be it be

RESOLVED: That the Members of the Senate and House of Representatives of the 106th Maine

Legislature, now assembled, extend our deepest sympathy to our friend and colleague and our understanding to all others who share in the loss; and be it further

**RESOLVED:** That a copy of this Resolution, duly authenticated by the President of the Senate, be immediately transmitted to Senator Schulten in token of our sympathy.

Came from the Senate read and adopted.

In the House, the Resolution was read and adopted in concurrence.

Mr. Simpson of Standish was granted unanimous consent to address the House.

Mr. SIMPSON: Mr. Speaker, Ladies and Gentlemen of the House: The gentleman from Eagle Lake just gave us quite a dissertation on his position as far as his position on LURC and the sponsorship of his bill. He also began his remarks and kind of addressed them to the students in the balcony. I would like to tell the students in the balcony that the gentleman has done a very fine job as chairman of LURC. The particular bill he put in could be questionable. I did not particularly go along with it. But I would like to have the students realize one thing, that no matter who you are in this particular state, you do have the courts as an individual that you can go to to determine whether the legislature is right or we are wrong in what we do. I am not here to defend the paper companies or anybody else in this state. I do believe if we pass legislation and anybody in this particular state wants to question the constitutionality of it or how it originated, then they should be allowed to do so in the courts.

I would remind the gentleman from Eagle Lake that once I was on a planning board in Standish when I was taken to court in the very same manner that he was. I happened to have some very good counsel and I am sure that we have a very good Attorney General's office and the gentleman were to be upheld in all his actions as have gone by in the past.

#### (Off Record Remarks)

Mr. Dyar of Strong was granted unanimous consent to address the House.

Mr. DYAR: Mr. Speaker, Ladies and Gentlemen of the House: The remarks made by the majority leader, I would like to comment briefly on them. The 22 unorganized townships which he referred to, the majority are in my district.

Certainly, I must concur with the statements made by the majority leader, Mr. Simpson, that there was good in the Land Use Regulation Commission. Mr. Martin did approach me on his predicament, the lawsuit he is involved in. I would like to clear the record on one statement he made this morning. He referred to the using the word "political." I think he is in the middle of a corporate strife, not a political strife. And my comment to the gentleman on his first informing me of the predicament was the fact that he had my deepest sympathy and it couldn't have happened to a finer gentleman.

#### (Off Record Remarks)

The SPEAKER: We, the members of the 106th Legislature, are pleased to welcome you past members of the Legislature to the scene of your past accomplishments. It is only fitting that this day should be set aside for homage and honor paid to you who preceded us. We trust that your return today will recall pleasant memories of the past and that this day will afford you great pleasure in renewing old acquaintances and renewing friendships.

The Chair would ask the Sergeant-at-Arms to escort all former Speakers and all former Clerks to the rostrum.

Thereupon the Sergeant-at-Arms escorted former Speakers and Clerks to the rostrum, amid the applause of the House.

The SPEAKER: Will the Assistant Sergeant-at-Arms kindly escort former Governor Cross to the rostrum?

Thereupon, Ex-Governor Cross was escorted to the rostrum, amid the applause of the House.

The SPEAKER: The Chair is pleased to recognize these former Speakers: Honorable William S. Silsby of Aurora, who was the Speaker, as I understand it, in the 95th, in 1951 and 1952; the Honorable Nathaniel M. Haskell of Portland, who was Speaker in the 94th Legislature, 1949 and 1950; the Honorable Roswell Bates of Orono, who was the Speaker in the 96th session in 1953 and 1954; the Honorable Willis A. Trafton, Jr. of Auburn, who was presiding officer in the 97th Legislature in 1955 and 1956; the Honorable Joseph T. Edgar, the present Secretary of State, who was the first two-term Speaker in the 99th Legislature, as I understand it. Beside him is the Honorable Vinal Good of Sebago, who served as Speaker in the Legislature in 1961 and 1962. Beyond him is the Honorable Dana W. Childs of Portland, who was Speaker in the 102nd Legislature in 1965 and 1966; the all-time record holder for Speaker, the Honorable David Kennedy, who was Speaker in the 101st, 103rd, 104th and 105th, 1962, 1963, 1964, 1967, 1968, 1969, 1970, 1971 and 1972. (Applause)

Would the Honorable David J. Kennedy of Milbridge kindly come to the rostrum to say a few words, please.

Mr. KENNEDY: Mr. Speaker and distinguished former Speakers: It seems inappropriate for me as the Junior Speaker of the Maine House to be given this honor to extend to you, the 106th Legislature, our sense of deep gratitude for extending this welcome to us. I am sure that I speak for former Speakers when I say it has been a rewarding experience for me and them this morning to greet the former members of the Maine House, the Maine Legislature, who have assembled here this morning.

It is a nice feeling, a feeling of sociability, a feeling that we have earned something together through these years and we trust and hope to the benefit of the citizens of the State of Maine. And after all, this is what we assembled here for. That is the purpose of

our election, to serve the people of the State of Maine to the best of our ability.

When the Speaker mentioned my long tenure, I thought this really may be a dubious honor, but I enjoyed every minute of it. I could have been defeated but my contemporaries saw fit to reelect me, and I shall always cherish this as a distinct honor. On behalf of the former Speakers thank you, thank you, thank you very much (Applause)

The SPEAKER: The Chair would ask the Honorable William S. Silsby if he would say a few words of reminiscence.

Mr. SILSBY: Mr. Speaker and the Speaker that presided, you Members of the House and your guests: It is indeed an honor and a pleasure for me to stand at this rostrum again and have the opportunity to address this august body. In 1951 I presided here 83 days. We thought that was the longest session that the Legislature ever had been in session, but we find there have been longer since.

I would like to say to each and every one of you that it is the greatest joy of my life and the greatest thrill, when I walked down that aisle as Speaker, the Sergeant at Arms picked up the gavel and said, "The House will be in order." And why is it an honor? It is an honor because the 150 persons who were there in front of the Speaker extended to the Speaker their respect and confidence. And what greater gift can you give to another person than that?

I want to say to you that after the Legislature has adjourned and during the time they are in session, through experience I find that there are many criticisms. But on the whole, when the Legislature has adjourned, the resolves and the acts and the orders have been codified, they always do a good job. And I think the reason for it is because we have a cross section of the state. We have men and women who realize their responsibility, that they represent the people. I have not found too many party issues. Legislatures usually perform what are the proven needs

of the people and we most usually get that result.

So I say to you, and again I want to thank you for this opportunity to say a few words. I want to answer the question, why does the legislature always do a good job? It is because they come here and they approach their duties with humility, objectively, and dedicated to their oath. Thank you for the opportunity to say these few words. (Applause)

The SPEAKER: The Chair would ask the former speaker, the Honorable Nathaniel M. Haskell of Portland if he would care to say a few words to the assembled.

Mr. HASKELL: Mr. Speaker, former Governor and Mrs. Cross, former Speakers, Members of the 106th Maine Legislature: In view of what has already happened here this morning, I am sure that you will be content if I am extremely brief. As the senior former presiding officer present, I wish that you would recognize me particularly by having sense enough not to say too much after following anyone from Washington and Hancock counties.

Secondly, I would like to compliment you upon the fact that along the years you have changed this very delightful gathering from what was formerly known as Old-Timers Day to Welcome Back Day. I think you used excellent judgment. Thank you very much, Mr. Speaker. (Applause)

The SPEAKER: The Chair would appoint as a committee to escort the Governor to the House of Representatives the Honorable Dorothy McCormick of Union, the Honorable Glenys W. Berry of Madison, the Honorable Anne M. Boudreau of Portland, the Honorable Jane C. Kilroy of Portland, the Honorable Joyce E. Lewis of Auburn and the Honorable Mildred F. Wheeler of Portland. The Governor awaits your pleasure, I understand.

Subsequently, Mrs. Kilroy from the Committee reported they had discharged the duty with which they were charged.

Thereupon, the Governor and Council were escorted to the rostrum, amid the applause of the House, the members rising.

The SPEAKER: The Honorable Kenneth M. Curtis and Council.

GOVERNOR CURTIS: Mr. Speaker and Members of the Legislature past and present: It is really a pleasure for the Council and me to come to these functions. I think it is one of the few times that a governor has an opportunity to come to a convention of the Legislature and not have to ask for money or plead for any particular cause. So it is a pleasure and an honor to be invited to greet our former lawmakers on their return to the Maine Legislature.

The many familiar faces certainly stir many personal memories of past legislatures and of the years I have been privileged to work with so many of you. I think it is very true that there were those times that we disagreed, as people are bound to do; but I think in the final analysis, good government and good laws are born in the conflict and competition of different ideas and different viewpoints.

We have all seen a great deal of good legislation born, leaving I think, a feeling of pride and accomplishment with everyone concerned. Coming back to the Maine Legislature is really, in a sense, coming home to witness the development of what you have helped to create.

All future accomplishments are possible only because of the work and the efforts and the long hours of all our predecessors; for what we are doing today is trying to build onto the achievements of yesterday and at the same time, hoping to leave a firm and fair foundation for all our successors.

I think everyone realizes as I do that this is my last session. The 107th Legislature will be working with a new governor. So I know that when I return for some future Welcome Back Day, I will perhaps feel as many of you do today; that it really was an honor to have been elected to represent the people of Maine in these historic halls; that it was an honor to have been able to write the laws by which the generations of our people will be governed. Most of all, it was a sincere privilege and pleasure to have been able to come to know

the good and sincere Maine people who served in this Legislature. Thank you and welcome back and continued success and good health.

Thereupon, the Governor and Council retired from the Hall amid the applause of the House, the Members rising.

The Clerk of the House called the roll of the past Legislatures, those members present rising.

Thereupon, Dr. Edward Peaslee of the 80th Legislature was escorted to the rostrum.

The SPEAKER: The Gentlewoman from Guilford, Mrs. White, is in charge of the gifts as I understand it. Would she care to step forward and handle that phase of the program.

Mrs. WHITE: Thank you, Mr. Speaker. Governor and Mrs. Cross, other distinguished people here, including all the former speakers, distinguished Members returning to our Welcome Back Day whom we are very glad to see and distinguished present Members and other guests: It is my privilege again this year to present certain members with a gift, a remembrance of this Welcome Back Day from the 106th Legislature.

We decided this year that we would give two former House Members who have been here in the earlier sessions a gift. The gentleman who is here from the earliest session, is as you know, Dr. Edward Peaslee. He was in the 80th Legislature.

Thereupon, Dr. Peaslee was presented with a gift. (Applause)

Mrs. WHITE: The former lady Member who is here from the earliest session is Mrs. Florence Latno.

Thereupon, Mrs. Latno was presented with a gift. (Applause)

Mrs. WHITE: We decided this year we would recognize the present House Member who served in the earliest session and it is my understanding that it is Representative Jane Kilroy who was here in 1935.

Thereupon, Mrs. Kilroy was presented with a gift. (Applause.)

At this point Mrs. Berube of Lewiston presented Frank A. Farrington of Augusta with a door prize.

SPEAKER HEWES: The Chair wishes to thank particularly all of the members of the committee who worked so hard to organize this: Mrs. McCormick, the Chairwoman; Mrs. Baker, Mrs. Berry, Mrs. Berube, Mrs. Boudreau, Mrs. Chonko, Mrs. Clark, Mrs. Goodwin, Mrs. Kelley, Mrs. Kilroy, Mrs. Knight, Mrs. Lewis, Mrs. Morin, Mrs. Murchison, Mrs. Najarian, Mrs. Wheeler and Mrs. White.

Would the male members of the House kindly acknowledge our appreciation for the fine job done by the committee. (Applause, the members rising.)

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On motion of Mr. Birt of East Millinocket,

Adjourned until nine o'clock tomorrow morning.