

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Seventh
Legislature*

OF THE

STATE OF MAINE

1975

KENNEBEC JOURNAL
AUGUSTA, MAINE

HOUSE

Wednesday, March 5, 1975

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

Prayer by the Rev. Margaret Messer of Vassalboro.

The journal of yesterday was read and approved.

**Papers from the Senate
Conference Committee Report**

Report of the Committee of Conference on the disagreeing action of the two branches of the Legislature on Bill "An Act to Repeal Requirements for an Atlantic Salmon Stamp under the Fish and Game Law" (H. P. 11) (L. D. 16) reported that they were unable to agree.

(Signed) PETERSON of Caribou, USHER of Westbrook — Committee on part of House.

McNALLY of Hancock, GRAHAM of Cumberland, PRAY of Penobscot — Committee on part of Senate.

Came from the Senate read and accepted.

In the House: On motion of Mr. Peterson of Caribou, the Report was read and accepted in concurrence.

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

Non-Concurrent Matter

Bill "An Act Relating to Transporting Deer in Open View" (H. P. 344) (L. D. 428) which was passed to be engrossed on February 26 in the House.

Came from the Senate with the Minority "Ought Not to Pass" accepted in non-concurrence.

In the House: On motion of Mr. Mills of Eastport, the House voted to insist.

Non-Concurrent Matter

Bill "An Act Relating to the Priority of Mechanics' Liens" (H. P. 593) (L. D. 740) which the House referred to the Committee on Business Legislation on February 21 and insisted on that action on February 28.

Came from the Senate with that body having insisted on its previous action whereby the Bill was referred to the Committee on Judiciary in non-concurrence.

In the House: On motion of Mr. Ault of Wayne, the House voted to recede and concur.

**Petitions, Bills and Resolves
Requiring Reference**

The following Bills and Resolutions were received and, upon recommendation of the Committee on Reference of Bills, were referred to the following Committees:

Appropriations and Financial Affairs

Bill "An Act to Permit the Continuation of Mediation Services" (H. P. 739) (Presented by Mr. McKernan of Bangor) (Cosponsor: Mr. Smith of Dover-Foxcroft)

Bill "An Act Establishing and Appropriating Funds for Paraprofessional Outreach, Referral and Counseling Services for York County" (H. P. 741) (Presented by Mr. Rolde of York)

(Ordered Printed)

Sent up for concurrence.

Business Legislation

Bill "An Act to Realign and Clarify Administrative Responsibilities in the Bureau of Banks and Banking and the

Bureau of Consumer Protection" (Emergency) (H. P. 714) (Presented by Mr. Smith of Dover-Foxcroft)

Bill "An Act to Regulate the Distribution and Sale of Motor Fuels" (H. P. 735) (Presented by Mr. LaPointe of Portland) (Ordered Printed)

Sent up for concurrence

Fisheries and Wildlife

Bill "An Act to Require Metal Registration Plates for Snowmobiles" (H. P. 726) (Presented by Mr. Hennessey of West Bath)

(Ordered Printed)

Sent up for concurrence

Judiciary

Bill "An Act Relating to the Release of Mentally Disordered Persons" (H. P. 719) (Presented by Mr. Kelleher of Bangor)

Bill "An Act to Conform Certain Maine Statutes to the 14th Amendment of the Constitution of the United States, to Title VII of the United States Civil Rights Act of 1964 as Amended in 1972 and to the Maine Human Rights Act" (H. P. 731) (Presented by Mrs. Najarian of Portland)

(Ordered Printed)

Sent up for concurrence

Legal Affairs

Bill "An Act to Protect Landowners Whose Land Abuts Land on Which Ten or More Acres of Timber is to be Cut" (H. P. 715) (Presented by Mr. Hunter of Benton)

Bill "An Act to Require Municipal Clerks and Registration Commissioners to File Lists of Certain Residents with Jury Commissioners" (H. P. 716) (Presented by Mr. Cooney of Sabattus) (By request)

(Ordered Printed)

Sent up for concurrence

Judiciary

Bill "An Act Relating to Open Containers of Alcoholic Beverages in Motor Vehicles" (H. P. 720) (Presented by Mr. McMahon of Kennebunk)

Committee on Reference of Bills suggested the Committee on Liquor Control.

The SPEAKER: The Chair recognizes the gentleman from Kennebunk, Mr. McMahon.

Mr. McMAHON: Mr. Speaker and Members of the House: This House Paper came to me from a police officer, and it is more appropriately a motor vehicle law. Therefore, I respectfully move that it be assigned to the Committee on Judiciary.

Thereupon, on motion of Mr. McMahon of Kennebunk, was referred to the Committee on Judiciary, ordered printed and sent up for concurrence.

Local and County Government

Bill "An Act to Increase Salaries of Certain County Officers for the County of Arostook" (H. P. 737) (Presented by Mr. LeBlanc of Van Buren)

Bill "An Act Relating to Snow Removal on Accepted Ways" (H. P. 734) (Presented by Mr. Jacques of Lewiston)

(Ordered Printed)

Sent up for concurrence

Marine Resources

Bill "An Act to Regulate Certain Oil Carrying Vessels in Maine Waters" (H. P. 723) (Presented by Mr. McMahon of Kennebunk) (Cosponsors: Mr. Rolde of York, Mr. MacLeod of Bar Harbor, Mr. Greenlaw of Stonington)

(Ordered Printed)

Sent up for concurrence

Natural Resources

Bill "An Act to Require Returnable Beverage Containers" (H. P. 745) (Presented by Mr. McKernan of Bangor) (Cosponsors: Mr. Greenlaw of Stonington, Mrs. Mitchell of Vassalboro, Mr. Stubbs of Hallowell)

(Ordered Printed)

Sent up for concurrence

Public Utilities

Bill "An Act to Amend the Charter of the Van Buren Light and Power District" (Emergency) (H. P. 740) (Presented by Mr. LeBlanc of Van Buren) (Approved for introduction by a majority of the Committee on Reference of Bills pursuant to Joint Rule 10)

(Ordered Printed)

Sent up for concurrence

State Government

Resolution, Proposing an Amendment to the Constitution to Provide that all Judicial Officers be Elected by the Voting Electorate (H. P. 717) (Presented by Mr. Cooney of Sabattus) (By Request)

Bill "An Act to Extend the Maine Housing Authority's Mortgage Purchase Program Benefits to Certain Veterans" (Emergency) (H. P. 718) (Presented by Mrs. Lewis of Auburn)

Bill "An Act to Designate the Honeybee as the Official Insect for the State of Maine" (H. P. 721) (Presented by Mr. McMahon of Kennebunk)

(Ordered Printed)

Sent up for concurrence

Legal Affairs

Bill "An Act Relating to Executive Sessions of Public Bodies or Agencies" (H. P. 722) (Presented by Mr. McMahon of Kennebunk)

Committee on Reference of Bills suggested the Committee on State Government.

On motion of Mr. Cooney of Sabattus, was referred to the Committee on Legal Affairs, ordered printed and sent up for concurrence.

State Government cont'd

Resolution, Proposing an Amendment to the Constitution to Provide for Annual Sessions of the Legislature (H. P. 724) (Presented by Mr. Cooney of Sabattus) (Cosponsors: Mrs. Najarian of Portland, Mrs. Kany of Waterville, Mr. Greenlaw of Stonington)

Bill "An Act to Establish the American and Canadian Exchange Commission" (H. P. 728) (Presented by Mrs. Berube of Lewiston) (Cosponsor: Mrs. Lewis of Auburn)

Bill "An Act to Require that Magnetic Tape Recordings be Made of all Public Deliberations of Appointive Boards and Commissions" (H. P. 736) (Presented by Mr. LaPointe of Portland)

Resolution, Proposing an Amendment to the Constitution to Provide for Single Member Districts in the House of Representatives; Reduction of the Number of Representatives and Reapportionment of the House of Representatives and the Senate in 1984; and to Establish an Apportionment Commission to Plan for all Apportionments of the House of Representatives and Senate (H. P. 738) (Presented by Mr. Birt of East Millinocket)

Resolution, Proposing an Amendment to

the Constitution to Provide for a Legislative Council (H. P. 742) (Presented by Mr. Birt of East Millinocket) (Ordered Printed)
Sent up for concurrence

Transportation

Bill "An Act to Establish the Construction of Bikeways as a Responsibility of the Department of Transportation and to Provide Funding Therefore" (H. P. 725) (Presented by Mr. Snow of Falmouth) (Cosponsor: Mr. LaPointe of Portland)

Bill "An Act Relating to the Binding of Logs, Lumber and Timber" (H. P. 727) (Presented by Mr. Smith of Dover-Foxcroft)

Bill "An Act Providing for Bicycle Registration" (H. P. 729) (Presented by Mr. Snow of Falmouth) (Cosponsor: Mr. LaPointe of Portland)

Bill "An Act Relating to Motor Vehicle Fees" (H. P. 730) (Presented by Mr. Finemore of Bridgewater)

Bill "An Act Relating to Reciprocal Registration of Vehicles" (H. P. 732) (Presented by Mrs. Berry of Madison)

Bill "An Act Relating to Specially Designed Registration Plates for the Maine National Guard" (H. P. 733) (Presented by Mr. Strout of Corinth)

Bill "An Act to Authorize Bond Issue in Amount of \$10,900,000 for the Highway and Bridge Improvement Program" (H. P. 744) (Presented by Mr. Fraser of Mexico) (Ordered Printed)
Sent up for concurrence

Veterans and Retirement

Bill "An Act Relating to Credit for Military Service under State Retirement Law" (H. P. 743) (Presented by Mr. Burns of Anson) (Ordered Printed)
Sent up for concurrence

Orders

Mr. Stubbs of Hallowell presented the following Joint Order and moved its passage: (H. P. 748)

WHEREAS, The Legislature has learned of the Outstanding Achievement and Exceptional Accomplishment of Bulldogs of Hall-Dale High School State Class C Girls Basketball Champions for the Academic Year — 1975

We the Members of the House of Representatives and Senate do hereby Order that our congratulations and acknowledgement be extended; and further

Order and direct, while duly assembled in session at the Capitol in Augusta, under the Constitution and Laws of the State of Maine, that this official expression of pride be sent forthwith on behalf of the Legislature and the people of the State of Maine.

The Order was read and passed and sent for concurrence.

Mrs. Saunders of Bethel presented the following Joint Order and moved its passage: (H. P. 746)

WHEREAS, The Legislature has learned of the Outstanding Achievement and Exceptional Accomplishment of the Huskies of Gould Academy State Class D Basketball Champions for the Academic Year 1975

We the Members of the House of Representatives and Senate do hereby Order that our congratulations and acknowledgement be extended; and further

Order and direct, while duly assembled in session at the Capitol in Augusta, under the Constitution and Laws of the State of Maine, that this official expression of pride be sent forthwith on behalf of the Legislature and the people of the State of Maine.

The Order was read and passed and sent for concurrence.

Mr. Morton of Farmington presented the following Joint Order and moved its passage: (H. P. 747)

WHEREAS, The Legislature has learned of the Outstanding Achievement and Exceptional Accomplishment of Mt. Blue High School of Farmington Boys Basketball Team Kennebec Valley Conference Champions for the Academic Year 1975

We the Members of the House of Representatives and Senate do hereby Order that our congratulations and acknowledgement be extended; and further

Order and direct, while duly assembled in session at the Capitol in Augusta, under the Constitution and Laws of the State of Maine, that this official expression of pride be sent forthwith on behalf of the Legislature and the people of the State of Maine.

The Order was read and passed and sent for concurrence.

Mr. Mackel of Wells presented the following Joint Order and moved its passage: (H. P. 751)

ORDERED, the Senate concurring, that Bill, "An Act Changing the Formula for State Subsidy of Education," House Paper 347, Legislative Document 431, be recalled from the legislative files to the House.

The Order was read.

The SPEAKER: The chair recognizes the gentleman from Wells, Mr. Mackel.

Mr. MACKEL: Mr. Speaker, Ladies and Gentlemen of the House: The order we have before us provides for the recall of L. D. 431 for reconsideration. L. D. 431 provides for the repeal of L. D. 1994 and substitutes therefor the legislation in existence prior to 1994.

The issue before us is not whether L. D. 431 should be passed, and it is not a question of repealing 1994. It is a question of proper representation. It is my contention that a legislative system which effectively denies a full and fair discussion on the floor of the House by representatives of thousands — and I must repeat, thousands of voters residing in coastal communities — is not responsive to the needs of the state.

There are 59 municipalities within the state that are adversely affected by 1994. They wish and they insist on being heard. At hearings held on L. D. 431, approximately 200 voters traveled considerable distance to appear at the hearing. All who testified, every last witness who testified, did so in support of L. D. 431. No one, not anyone, testified against this bill. In spite of this, we have a unanimous committee report which, in effect, says, "Kill the bill." To me, at least, this raises the question, what was the purpose of this hearing? It is my opinion that they, the voters, were speaking to deaf ears and to closed minds.

It should not come as any surprise that these voters feel frustrated and angry. These feelings are being expressed through acts of desperation such as in the case of Castine where the voters are considering withholding property taxes

from the state. You might call this an irrational action, and perhaps it is. But we in Augusta must accept some responsibility for their frustrations for not listening to their views.

We who support this motion to recall 431 are merely asking for the opportunity to properly represent these people on the floor of the House. Therefore, I ask that this order, which recalls L. D. 431 from the files, be approved. That is, that 431 be recalled for debate on the floor of the House. After the debate, each of us can vote the dictates of our own consciences and the interest of our constituents and put this issue to rest.

The SPEAKER: The Chair recognizes the gentleman from Livermore Falls, Mr. Lynch.

Mr. LYNCH: Mr. Speaker, Ladies and Gentlemen of the House: I do not favor recalling this bill from the legislative files. At this time it would serve no useful purpose other than to allow the Representatives from a few communities to voice their objections to 1994 that was enacted by the 106th Legislature.

We all know the problems of 1994. There are strenuous efforts being made at the present time to revise 1994. There was a commission that studied this subsidy formula. There are problems with the subsidy committee report. We are asking for time to come up with a suitable solution.

The gentleman said that we are denying 50,000 people the opportunity to express their opposition to 1994. He said there was no opposition to his bill. Naturally, there wouldn't be. But I am sure that if you repeal 1994 entirely and go back to the original subsidy formula, you will have more than 50,000 people. You will crowd the civic center with opposition to go back to the original formula.

We are making a strenuous effort to come up with a suitable revision of 1994 that we hope will be fair and equitable, and until such time as we are able to bring a bill onto the floor of the House, I don't believe it serves a useful purpose to have a one-sided debate.

Mr. Speaker, I hope you will allow me to point out one other thing. The 106th Legislature, the Education Committee of the 106th, has been blamed for 1994 and the difficulties that it has given rise to. I would like to point out to this legislature that in the 106th was an inventory bill, which you ought to address yourselves to, which the 108th is going to have to address itself to, because it is going to require the additional funding of \$30 million each biennium. And the unfairness of that type of bill is that the communities that have been relieved of the inventory tax are going to receive this benefit on into the future with no repeal and no restrictions unless something is done in the legislature. It does not recognize the change that may take place five or ten years from now in a community that loses a major industry will ever receive a change in its benefit from this inventory bill.

Mr. Speaker, I oppose the recall of this bill from the legislative files.

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

Mr. TALBOT: Mr. Speaker, Ladies and Gentlemen of the House: I don't know really how I got into this debate, but myself and colleagues from Portland attended a meeting with the school board on just 1994.

I don't think I understand and I don't think anybody else really understands all the ramifications that this bill implies. I

will, however, say that I do support the position of Mr. Mackel of Wells in recalling this bill. I think the bill itself in 1994 is probably the most sufficient bill, the biggest bill, that we are going to have to vote on. I think its ramifications are going to affect every living soul in this state and every community, and I disagree with Mr. Lynch. I hate to do that, but I disagree with Mr. Lynch when he says we all know what's in 1994. I disagree with that; I don't think we know what's in 1994, and I think it would be advantageous for us and to the communities and to the people of this state to recall this bill so that we can have debatable educational debate on this bill only.

The SPEAKER: The Chair recognizes the gentleman from Blue Hill, Mr. Perkins.

Mr. PERKINS: Mr. Speaker and Members of the House: I rise to support the gentleman from Wells, Mr. Mackel's motion that we recall this. As much as I would like to agree with Mr. Lynch's opposition to this bill, Mr. Lynch and I have discussed this bill in the past and a week ago yesterday, I had 40 people come from my voting area to testify on some of the ramifications of this bill. Mr. Lynch has agreed with me that these people did not have their points made nor did they have a chance to give their points. I, therefore, would enlist your support in recalling this bill so these people and many others like them could have their chance to speak.

The SPEAKER: The Chair recognizes the gentleman from Enfield, Mr. Dudley.

Mr. DUDLEY: Mr. Speaker and Members of the House: I would like to see you have the common courtesy this morning to let this man recall this piece of legislation. I don't know all the ramifications, and I don't perhaps subscribe to what he is trying to do, but I do subscribe to the idea of common courtesy. Down through the years it has been the custom in this House to listen to the other man's story, and I am willing to listen. I think of all the knowledge I have gained down through the years by listening to the other man's story. So I do hope you will give this man the common courtesy of recalling this bill and let's listen to his story. Maybe we can find it educational.

The SPEAKER: he Chair recognizes the gentleman from Bar Harbor, Mr. MacLeod.

Mr. MACLEOD: Mr. Speaker, Ladies and Gentlemen of the House: I would like to go on record this morning as seconding Representative Mackel's request for the recall of this bill.

I would make just one brief point here this morning. I represent a good many coastal sector towns, and I have come fresh from a town meeting of two of these small communities on the shores of Frenchmen's Bay on Monday. I spent the afternoon with one town and the evening with the other until late in the evening. If you people don't think these folks are concerned in these small coastal community sectors right now in their town meetings over the treatment that has been on this bill, then you are all sadly mistaken.

We are not allowed to debate the merits of the bill at the time. I would just like to get this man his opportunity to get this bill out. I think we owe it to these folks, and these folks down there are looking to your actions here this morning.

I will close by saying that I recall sitting in this same seat when there was a bill dead for all intent and purposes to

establish a lottery commission in the State of Maine. That same bill, folks, was recalled and later became law and you have it today whether you like it or not, but it is here. It was a recalled bill. I wish you would back this gentleman from Wells this morning.

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

Mr. CONNOLLY: Mr. Speaker and Members of the House: I would like to go on record as opposing this motion. I am a member of the Education Committee. We have had three bills before the committee at this point, one sponsored by Representative Mackel, one sponsored by Representative Hewes, and the other one cosponsored by the Republican and Democratic leadership.

I voted 17-A on this bill because I felt that the issue was a really confusing one and one that everybody in this legislature should completely understand before you cast the vote on it, and that would should have only one vehicle to deal with that particular law.

There is going to be a bill that will be reported out of committee in a few weeks. At that point, any member of this body can offer any amendment, including one to eliminate or to abolish 1994. It seems to me that we shouldn't have two or three other bills that are just going to complicate the issue. It isn't a question of not being courteous. I think the issue is going to be before us at some time, but let's not have two or three different forms so that nobody really understands what is going on. Let's deal with one bill and one bill only. I hope you vote against the motion.

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

Mr. GREENLAW: Mr. Speaker, Men and Women of the House: I would like to urge you to pass this order this morning that the gentleman from Wells, Mr. Mackel, has introduced.

I can understand the hesitation on the part of the Education Committee, and member of that committee, from signing out a minority report to repeal 1994, but I do think that the bill that the gentleman from Wells has introduced would serve as a vehicle to begin discussion of some of the issues on 1994. I think that is terribly important, because I think this piece of legislation is continually misunderstood by not only legislators but by the people in the towns. If this bill can serve as an instrument that we can discuss the issues and perhaps learn more about it, then I think it is well worthwhile.

My other concern is that the bill that comes out of the Education Committee, we have some indications that they hope to have it out by April 15. The bill we passed the other day extended the deadline for adopting school budgets by May 1. I am concerned that we have sufficient time to debate the merits of 1994 and all the problems inherent.

I would like to echo the comments of previous speakers about how the people in the towns adversely affected by 1994 feel. The gentleman from Wells indicated that the residents of Castine, a town which I represent, are so upset and so wild about this bill that they are considering committing a civil disobedience. I can tell you that the town of Brooklin is doing this, are considering this, and I understand that perhaps even the town of Mt. Desert. So I think it is a serious matter, and I do think that it would serve as a vehicle to really educate ourselves, and I do seriously ask

you to support the motion of the gentleman from Wells, Mr. Mackel, this morning.

The SPEAKER: The Chair recognizes the gentlewoman from Vassalboro, Mrs. Mitchell.

Mrs. MITCHELL: Mr. Speaker, Ladies and Gentlemen of the House: I would like to oppose this order. Most of the people who testified before the Education Committee said that they supported the concept of 1994, although they were opposed to the inequities caused by the property tax assessment. I find it would be a very difficult thing to vote on the repeal of the bill before you have had an adequate chance to discuss what changes must be made.

Mr. Mackel has stated that he does not care if the bill passes or not, he wants us to have the opportunity to discuss it. I suggest that is putting the cart before the horse.

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 Chair recognizes the gentleman from Lewiston, Mr. Jalbert.

Mr. JALBERT: Mr. Speaker and Members of the House: I heeded the words of the gentleman from Portland, Mr. Connolly, with a great deal of interest. I think many of you who were here two years ago remember that I spoke at length on this measure and, as a matter of fact, moved to indefinitely postpone it.

Now, there are other measures that are coming by, number one. Also, there are several things concerning this project that we know nothing about, due to the Lynch Law, which was presented and has already been signed into law. I am myself preparing an extremely major address concerning this situation.

And, lastly, Mr. Speaker, we have had a great deal of success with 17-A, and it is far, far from me to want to stop anybody from even presenting their case. There is ample opportunity to do this without this procedure here. If you do this, you might just as well take 17-A and wipe it right off the books.

The SPEAKER: The Chair recognizes the gentleman from Limerick, Mr. Carroll.

Mr. CARROLL: Mr. Speaker, Ladies and Gentlemen of the House: I am a little bit reluctant to rise, being a freshman and not knowing of all the ramifications of being a freshman and being told that you should come down here and sit down and keep quiet until such time as you have got your feet in the mud and such time you have got acquainted with everybody.

I am a little bit concerned with this legislation, because I feel it had a full and a fair hearing. I feel that the approach is entirely wrong. I have advised Mr. Mackel and his friends in these communities that their approach should be through the Appeals Board of the State of Maine and the Board of Taxation. They should approach this problem through the Board of Taxation in regards to the equalization of their taxes and evaluation, that this law should be changed.

I feel that this legislative document had a fair hearing, and if you pull this bill back and you bring it out here again, you might

just as well abolish 17-A, because I know of a lot of other people that have legislative documents and they would also like to bring them back too, because there is a lot of feeling involved in many, many of these legislative documents.

The SPEAKER: The Chair recognizes the gentleman from Wells, Mr. Mackel.

Mr. MACKEL: Mr. Speaker, Ladies and Gentlemen of the House: I do feel that it is necessary to reply to just a couple of the comments. This procedure, as I understand it, is an accepted, legal, official procedure that we have here. It in no way threatens the effectiveness of 17-A. I agree that 17-A is a very fine rule, and it works in perhaps 99 percent of the cases.

This time we have a bill that is of great significance and we feel that it should be heard out. All the arguments against this order this morning have been presented primarily by members of the Education Committee and their thrust is towards expediency and efficiency. I say that more important than this expediency is proper representation. I think that is really the issue that we are trying to force at this point.

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

Mr. BIRT: Mr. Speaker, Ladies and Gentlemen of the House: I rise to support the motion on the floor for recall of L. D. 431.

I think the point has been made that we are trying to nullify the effect of 17-A. I think if there were no desire to allow at any time a bill to be recalled, they wouldn't have allowed the two-thirds provision. I think this is one of the few unique cases when we should give consideration to recalling this bill.

As pointed out a little earlier, it was done on the lottery. There were many people who felt that there were some extenuating circumstances to the lottery, that possibly a referendum clause should be put on it, and this was done. I see nothing wrong with calling this bill back, and I hope you support the order.

Mr. Dam of Skowhegan moved the previous question.

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

A vote of the House was taken, and obviously more than one third of the members present having expressed a desire for the previous question, the motion for the previous question was entertained.

The SPEAKER: The question now before the House is, shall the main question be put now? This question is debatable with a time limit of five minutes by any one member. Is it the pleasure of the House that the main question be put now? All in favor will vote yes; those opposed will vote no.

A vote of the House was taken.

113 having voted in the affirmative and 22 having voted in the negative, the main question was ordered.

The SPEAKER: The pending question is passage of House Paper 751, Joint Order relative to recalling House Paper 347, L. D. 431, Bill "An Act Changing the Formula for State Subsidy of Education" from the legislative files. A roll call has been ordered. If you are in favor of recalling

this Bill from the legislative files you will vote yes; if you are opposed you will vote no.

ROLL CALL

YEA — Albert, Ault, Bagley, Berry, G. W.; Berube, Birt, Blodgett, Bowie, Byers, Call, Churchill, Conners, Cote, Cox, Curran, R.; Curtis, Dam, DeVane, Doak, Dudley, Durgin, Dyer, Farley, Farnham, Faucher, Flanagan, Gauthier, Gould, Gray, Greenlaw, Hall, Henderson, Hennessey, Hewes, Higgins, Hinds, Hunter, Hutchings, Jackson, Joyce, Kauffman, Kelleher, Kelley, Kennedy, Laffin, LaPointe, Laverty, Leonard, Lewin, Lewis, Littlefield, Lizotte, Lovell, Mackel, MacLeod, Martin, A., Maxwell, McBreaity, McKernan, Miskavage, Morin, Mulkern, Nadeau, Norris, Palmer, Pelosi, Perkins, T.; Pierce, Post, Rolde, Rollins, Silverman, Smith, Snow, Spencer, Sprowl, Stubbs, Susi, Talbot, Tarr, Teague, Tozier, Truman, Twitchell, Usher, Wilfong, Winship.

NAY — Bachrach, Bennett, Berry, P. P.; Binnette, Boudreau, Burns, Bustin, Carpenter, Carroll, Carter, Chonko, Clark, Connolly, Cooney, Curran, P.; Davies, Dow, Drigotas, Fenlason, Finemore, Fraser, Garsoe, Goodwin, H.; Goodwin, K.; Hughes, Immonen, Ingegneri, Jacques, Jalbert, Jensen, Kany, LeBlanc, Lunt, Lynch, MacEachern, Martin, R.; McMahon, Mills, Mitchell, Najarian, Peakes, Perkins, S.; Peterson, P.; Peterson, T.; Powell, Quinn, Raymond, Rideout, Saunders, Shute, Snowe, Strout, Theriault, Tierney, Torrey, Tyndale, Wagner, Walker, The Speaker.

ABSENT — Carey, Hobbins, Mahany, Morton, Webber.

Yes, 87; No, 59; Absent, 5.

The SPEAKER: Eighty-seven having voted in the affirmative and fifty-nine in the negative, with five being absent, this Order does not receive passage.

Mr. Palmer of Nobleboro presented the following order and moved its passage:

ORDERED, that House Rule 10 be repealed and the following enacted in place thereof:

10. In all cases the member who shall rise first and address the Chair shall speak first. However, when two or more members rise at the same time, the Speaker shall name the person to speak.

The Order was read.

On motion of the same gentleman, pursuant to House Rule 54, the Order was tabled pending passage and tomorrow assigned.

House Reports of Committees Ought to Pass in New Draft New Drafts Printed

Mrs. Clark from the Committee on Business Legislation on Bill "An Act to Remove the Restriction Concerning the Tenure of Hairdressing Members of the Board of Cosmetology" (H. P. 251) (L. D. 321) reported same in New Draft (H. P. 750) (L. D. 861) under same title and that it "Ought to Pass"

Mr. Conners from the Committee on Human Resources on Bill "An Act Establishing a Symbol to Indicate Buildings and Facilities Accessible to Handicapped and Elderly Persons" (H. P. 435) (L. D. 580) Reported same in New Draft (H. P. 749) (L. D. 860) under same title and that it "Ought to Pass"

Reports were read and accepted, the New Drafts read once and tomorrow assigned for second reading.

Ought to Pass Printed Bill

Mr. Maxwell from the Committee on Liquor Control reporting "Ought to Pass" on Bill "An Act to Allow Class A Restaurants Issued a Special Amusement Permit by the State Liquor Commission to Charge Admission in Designated Areas" (H. P. 390) (L. D. 482)

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

Ought to Pass with Committee Amendment

Mr. Peterson from the Committee on Natural Resources reporting "Ought to Pass" as amended by Committee Amendment "A" (H-47) on Bill "An Act Authorizing the Department of Environmental Protection to License Privately-owned Septic Waste Disposal Sites" (Emergency) (H. P. 154) (L. D. 209)

Report was read and accepted and the Bill read once. Committee Amendment "A" (H-47) was read by the Clerk and adopted and the Bill assigned for second reading tomorrow.

Divided Report

Majority Report of the Committee on Business Legislation reporting "Ought to Pass" on Bill "An Act Eliminating the Need for a License to Sell Prophylactic Rubber Goods" (H. P. 262) (L. D. 309)

Report was signed by the following members:

Messrs. THOMAS of Kennebec
REEVES of Kennebec
JOHNSTON of Aroostook
— of the Senate.

Mrs. CLARK of Freeport
Mrs. BYERS of Newcastle
Messrs. RIDEOUT of Mapleton
HIGGINS of Scarborough
BOWIE of Gardiner
PEAKES of Dexter
TIERNEY of Durham
PIERCE of Waterville
— of the House.

Minority Report of same Committee reporting "Ought to Pass" as Amended by Committee Amendment "A" (H-46) on same Bill.

Report was signed by the following members:

Mrs. BOUDREAU of Portland
Mr. DeVANE of Ellsworth
— of the House.

Reports were read.

On motion of Mrs. Clark of Freeport, the Majority "Ought to pass" Report was accepted.

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

Consent Calendar First Day

In accordance with House Rule 49-A, the following items appear on the Consent Calendar for the First Day:

Bill "An Act Requiring Security Deposits for Insurance Companies Transacting Business in Maine" Committee on Business Legislation reporting "Ought to Pass" as amended by Committee Amendment "A" (H-43) (H. P. 276) (L. D. 329)

Bill "An Act to Clarify the Laws of the Passamaquoddy Tribe of Indians" Committee on Human Resources reporting "Ought to Pass" as amended by Committee Amendment "A" (H-44) (H. P. 279) (L. D. 331)

Bill "An Act to Allow Municipalities to Permit the Sale of Malt Liquor in All

Restaurants, Class A Taverns and Taverns on Sunday" — Committee on Liquor Control reporting "Ought to Pass" as amended by Committee Amendment "A" (H-45) (H. P. 338) (L. D. 421)

Bill "An Act to Repeal Provisions Against Obstructions in Windows of Malt Liquor Licensed Restaurants" — Committee on Liquor Control reporting "Ought to Pass" (H. P. 313) (L. D. 386)

Bill "An Act Creating the New Portland Water District" (Emergency) — Committee on Public Utilities reporting "Ought to Pass" (H. P. 359) (L. D. 456)

Bill "An Act to Revise the Statutes Concerning the Board of Bar Examiners" — Committee on Judiciary reporting "Ought to Pass" (S. P. 123) (L. D. 409)

Bill "An Act to Clarify Questions on Local Option Under Liquor Law" — Committee on Liquor Control reporting "Ought to Pass" (S. P. 79) (L. D. 219)

Bill "An Act Increasing the Authorized Indebtedness of the Lincoln Water District" (Emergency) — Committee on Public Utilities reporting "Ought to Pass" as amended by Committee Amendment "A" (H-48) (H. P. 466) (L. D. 568)

Bill "An Act to Eliminate the 10-day Advance Notice Requirement on License Applications to Sell Liquor at Certain Gatherings" — Committee on Liquor Control reporting "Ought to Pass" as amended by Committee Amendment "A" (S-15) (S. P. 102) (L. D. 357)

No objections having been noted, the above items were ordered to appear on the Consent Calendar of March 6 under listing of Second Day.

**Consent Calendar
Second Day**

In accordance with House Rule 49-A, the following items appear on the Consent Calendar for the Second Day:

Bill "An Act Increasing the Amount of Real and Personal Property which may be Held by Knox Agricultural Society" (H. P. 242) (L. D. 319)

Bill "An Act Relating to Application for Insurance License under the Maine Insurance Code" (H. P. 315) (L. D. 391)

Bill "An Act Increasing Indebtedness of Calais School District" (H. P. 475) (L. D. 595)

Bill "An Act to Incorporate the Town of Benedicta School District" (H. P. 200) (L. D. 245)

No objections having been noted at the end of the Second Legislative Day, House Papers were passed to be engrossed and sent to the Senate for concurrence.

Passed to Be Engrossed

Bill "An Act to Transfer Responsibility for Forst Management of Indian Township to the Commissioner of Indian Affairs" (H. P. 711) (L. D. 818)

Bill "An Act to Create the Maine Correctional Advisory Commission" (H. P. 712) (L. D. 819)

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

**Passed to Be Enacted
Emergency Measure.**

An Act Relating to Expenses of the Legislature (S. P. 148) (L. D. 511)

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. 112 voted in

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

Emergency Measure

Resolution, Proposing an Amendment to the Constitution Prohibiting Anyone under Sentence for a Felony from Seeking or Holding a Constitutional Office (S. P. 43) (L. D. 95)

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

Mr. Cooney of Sabattus requested a roll call vote.

The SPEAKER: The Chair recognizes the gentleman from Augusta, Mr. Bustin.

Mr. BUSTIN: Mr. Speaker, Ladies and Gentlemen of the House: I listened to the debate on this measure last week. The arguments of the proponents sounded so very good that I couldn't figure out what I thought was wrong with this measure. The more I thought about it, the more I began to talk about it with other people, and I think the person who nailed it on the head for me was the gentleman from Standish, Mr. Spencer, who said that this legislation does not pass the 'straight face' test. In other words, how can we send a constitutional amendment of this kind to the people of Maine with a straight face?

I am not here to argue the right of felons to seek and hold constitutional office. I am not even going to argue that the people have a right to choose whether or not they are going to vote for a felon. I guess what I am advocating is support here this morning, with a negative vote, is the fundamental fifth in Maine people, that they will not, under any circumstances, elect felons to constitutional offices nor do they need a statewide referendum to protect themselves from such a happening.

I would hope this morning that this measure will fail to receive the two-thirds vote.

The SPEAKER: The Chair recognizes the gentleman from Hallowell, Mr. Stubbs.

Mr. STUBBS: Mr. Speaker, Ladies and Gentlemen of the House: A vote today will only put this issue out to the people. They will be the final deciders as to whether or not they wish convicted felons serving sentences to be able to run for Governor, State Senator or Representative. A yes vote today will not be a final vote; the people will be the ones to decide.

However, I should like to remind the House that according to the U.S. Supreme Court, in an opinion, they indicated that a state has an interest, if not a duty, to protect the integrity of its political processes from frivolous or fraudulent candidacies.

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 before the House is on final passage of Resolution, Proposing an Amendment to the Constitution Prohibiting Anyone under Sentence for a Felony from Seeking or Holding a Constitutional Office, Senate Paper 43, L. D. 95. This being a constitutional amendment, a two-thirds vote of the House is necessary. All those in

favor of final passage will vote yes; those opposed will vote no.

ROLL CALL

YEA — Ault, Bagley, Berry, G. W.; Berube, Binnette, Birt, Blodgett, Boudreau, Burns, Byers, Carroll, Carter, Churchill, Connors, Cox, Curtis, Dam, Doak, Drigotas, Dudley, Durgin, Dyer, Faucher, Fenlason, Garsoe, Gould, Gray, Hewes, Higgins, Hunter, Hutchings, Jackson, Jalbert, Kauffman, Kelleher, Kelley, Laffin, Laverty, Leonard, Lewin, Lewis, Lovell, Mackel, MacLeod, McKernan, McMahon, Mills, Morin, Norris, Palmer, Perkins, T.; Pierce, Post, Raymond, Rollins, Shute, Silverman, Snow, Snowe, Sprowl, Stubbs, Tarr, Teague, Theriault, Torrey, Truman.

NAY — Albert, Bachrach, Bennett, Berry, P. P., Bowie, Bustin, Call, Carpenter, Chonko, Clark, Connolly, Cooney, Cote, Curran, P.; Davies, DeVane, Dow, Farley, Farnham, Finmore, Flanagan, Fraser, Gauthier, Goodwin, H.; Goodwin, K.; Greenlaw, Henderson, Hennessey, Hughes, Immonen, Ingegneri, Jacques, Jensen, Joyce, Kany, Kennedy, LaPointe, LeBlanc, Lunt, Lynch, MacEachern, Martin, A.; Martin, R.; Maxwell, McBreairty, Miskavage, Mitchell, Mulkern, Nadeau, Najarian, Peakes, Pelosi, Perkins, S.; Peterson, P.; Peterson, T.; Powell, Quinn, Rideout, Rolde, Saunders, Smith, Spencer, Strout, Susi, Talbot, Tierney, Tozier, Twitchell, Tyndale, Usher, Wagner, Walker, Wilfong, Winship, The Speaker.

ABSENT — Carey, Curran, R.; Hall, Hinds, Hobbins, Littlefield, Lizotte, Mahany, Morton, Webber.

Yes, 66; No, 75; Absent, 10.
The SPEAKER: Sixty-six having voted in the affirmative and seventy-five in the negative, with ten being absent, this Constitutional Amendment fails of final passage.

Sent to the Senate.

**Enactor
Tabled and Assigned**

An Act Combining the Towns of Yarmouth and North Yarmouth as One Municipality for Shellfish Conservation Purposes (H. P. 70) (L. D. 82)

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

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

Mr. JACKSON: Mr. Speaker, Ladies and Gentlemen of the House: This particular bill is a problem between the two towns that I represent, and I have called a neutral position on it, which I planned to do. It was a unanimous report out of the committee that heard the bill and is up for final enactment, but the Attorney General has requested time to pass an opinion on this and I hope that it will be tabled, allowing him to give an opinion on it.

Thereupon, on motion of Mr. Greenlaw of Stonington, tabled pending passage to be enacted and specially assigned for Friday, March 7.

Passed to Be Enacted

An Act Relating to Fines and Penalties under Fire Prevention Laws (H. P. 326) (L. D. 398)

An Act to Establish a Fee for Issuance of the first Hairdresser's License and to Establish a Fee for Certain Hairdresser Examinations (H. P. 565) (L. D. 663)

An Act to Increase Funds Allowed by Court Order to a Minor without a Guardian (S. P. 76) (L. D. 216)

An Act to Change the Name of the Bureau of Labor and Industry to the Bureau of Labor (S. P. 140) (L. D. 443)

An Act to Provide for Reimbursement of Election Expenses in Unorganized Towns (H. P. 596) (L. D. 694)

An Act to Clarify the Powers of Coastal Wardens (H. P. 407) (L. D. 496)

An Act Relating to Wholesale Deliveries of Malt Beverages and Table Wine on Election Day (H. P. 258) (L. D. 305)

An Act to Increase the Length of Herring which may not be Sold. (H. P. 236) (L. D. 292)

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

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

Joint Order relative to Special Committee to study bidding process of State Bureau of Purchases. (H. P. 696)

Tabled — February 28, by Mrs. Berube of Lewiston.

Pending — Passage.

Mrs. Berube of Lewiston offered House Amendment "A" and moved its adoption.

House Amendment "A" (H-49) was read by the Clerk and adopted.

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

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

An Act Relating to Fines, Suspensions and Revocations Levied by the Harness Racing Commission." (H. P. 431) (L. D. 525)

Tabled — February 28, by Mr. Kelleher of Bangor.

Pending — Passage to be enacted.

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

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

Bill "An Act to Prohibit the Use of Abbreviations of the State's Name" (H. P. 3) (L. D. 8) — In House, Passed to be Engrossed. — In Senate, Majority "Ought Not to Pass" Report read and accepted.

Tabled — February 28, by Mr. Faucher of Solon.

Pending — Further consideration.

The SPEAKER: The Chair recognizes the gentleman from Hampden, Mr. Farnham.

Mr. FARNHAM: Mr. Speaker, I now move we recede and concur and would speak briefly to my motion.

The SPEAKER: The gentleman from Hampden, Mr. Farnham, moves that the House recede and concur.

The gentleman may proceed.

Mr. FARNHAM: Mr. Speaker, Ladies and Gentlemen of the House: I appreciated the very strong vote that you gave in favor of this measure a week or so ago. However, as is what happens to all bills, they go over into the land of Winkum, Blinkum and Nod and sometimes they don't come back.

Having successfully completed the first grade and being able to add figures up to a certain amount, at least to the figure of 33, I recognize the inevitable. I do hope to have an order which might accomplish the same purpose.

Thereupon, on motion of Mr. Farnham

of Hampden, the House voted to recede and concur.

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

House Order amending House Rule 10. Tabled March 4, by Mr. Jalbert of Lewiston.

Pending Passage.

On motion of Mr. Rolde of York, retabled pending passage and tomorrow assigned.

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

Senate Report — "Ought to Pass" — Committee on Public Utilities on Bill "An Act Relating to Experimental Signs at Railroad Crossings" (S. P. 109) (L. D. 363)

Tabled — March 4 by Mrs. Kany of Waterville.

Pending — Acceptance of Committee Report.

On motion of Mr. Kelleher of Bangor, the Report was accepted in concurrence.

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

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

Bill "An Act to Require Reports of Certain Communicable and Notifiable Diseases to be Made to the Director of Health of the Department of Health and Welfare." (H. P. 684) (L. D. 807) — In House, passed to be engrossed.

Tabled — March 4, by Mr. Hewes of Cape Elizabeth.

Pending — Motion of Mrs. Bachrach of Brunswick to reconsider.

The SPEAKER: The pending question is reconsideration. All those in favor of reconsidering whereby this Bill was passed to be engrossed will say yes; those opposed will say no.

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

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

Mr. CONNOLLY: Mr. Speaker, in reference to item 1-A on page 9, having voted on the prevailing side, I would like to move that we reconsider our action and hope you will vote against.

The SPEAKER: The gentleman from Portland, Mr. Connolly, moves that the House reconsider its action of earlier in the day whereby Resolution Proposing an Amendment to the Constitution Prohibiting Anyone under Sentence for a Felony from Seeking or Holding a Constitutional Office, Senate Paper 43, L. D. 95, failed of final passage. All in favor of that motion will say yes; those opposed will say no.

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

(Off Record Remarks)

Mr. Jensen of Portland was granted unanimous consent to address the House:

Mr. JENSEN: Mr. Speaker, Men and Women of the House: Two weeks ago there was an attempt made to impose undue political influence upon Maine's primary system of higher education. There was an attempt to politicize the University of Maine. There was an attempt to fill the University's Board of Trustees with people directly responsible to Maine's chief executive.

I find it hard to describe the extent to which this upsets me. It greatly disturbs

me to see this action even attempted. It especially disturbs me to see it coming from one who campaigned as one who was going to take politics out of government, one who was going to remove partisanship from the State of Maine.

By asking the University's Board of Trustees to resign so that Longley's partisans could take control, the University system is placed in a very political light. It is this very thing that the trustee system was designed to avoid.

Politicizing the university can only result in a reduction of academic and educational freedom. A university must be carefully insulated so as to maintain an atmosphere where ideas can be raised and discussed freely.

Universities rest on a faith in the ultimate power of truth.

Truth prevails only when an idea is able to freely and openly yield to a better idea. Truth is not able to prevail when repressive or authoritarian control is exercised. Improper control, as recently suggested by the Governor, would greatly weaken the rule of reason and logic. It would undermine the ultimate sanction of truth itself.

When undue political influence comes into play within the university, something far more important than outside control also begins. It is the self-censuring that will start to take hold. This self-censuring will cause more damage to the freedom of ideas within a university community than any external threat could ever cause. This self-censuring will produce nothing but the ultimate in mediocrity of ideas.

Mr. Speaker, after the Governor spoke on this issue, I drew up the following resolution:

Joint Resolution concerning the Trustees of the University of Maine

WHEREAS, the University of Maine is a broad educational complex of 7 campuses servicing more than 25,000 students within the State; and

WHEREAS, the Constitution of the State of Maine, under its education clause, a clause authored by Thomas Jefferson, the 3rd President of the United States, emphasizes the value of education for all Maine citizens; and

WHEREAS, the independence and integrity of the University of Maine and its trustee system has been jealously honored to guard against undue political influence, to the extent that in the University's original incorporation in 1865, the appointment of trustees was not invested in the Governor but rather all vacancies were to be filled alternately by the Legislature and the trustees, themselves; and

WHEREAS, Governor James B. Longley, in his legislative message to the 107th Legislature on February 18, 1975, issued an unprecedented and unprovoked call for the resignation of the University of Maine Trustees, regardless of the length of their terms or their conduct in office; and

WHEREAS, in the original incorporation of the University, the only power accorded the Governor vis-a-vis the trustees was to seek court action for their removal for misconduct; and

WHEREAS, the current Trustees of the University of Maine have been hard-working, dedicated citizens who have ably and honorably served the people of Maine; now, therefore, be it

RESOLVED: That notwithstanding the Governor's appointment of an Advisory Council on the University entirely of his own choosing, We, the Members of the

107th Legislature in regular session assembled, find that an unwelcome precedent of political interference with the operations of the State University may be the result of such an action on the part of any Governor; and be it further

RESOLVED: That we, therefore, support the decision of the Trustees of the University not to resign and thus not to create such a precedent, and that we do hereby express our support for the concept of academic integrity free from political influence and threat.

While I was preparing and researching this order, I watched the reaction from others. I found that the vast majority of those with whom I spoke, especially within this chamber, shared my feelings. I also checked with the Governor's Office to find out exactly what his feelings were on the whole matter. I had heard some comment of late that he had backed off and reconsidered his earlier action.

I soon found that this was not the case. The Governor's position has not changed one iota. He still wants the trustees to resign so that he can pack the board with Longley partisans.

Apparently, he has merely accepted the fact that the present board is not going to resign at this time.

Mr. Speaker, I think that I have made my point. I think that it is not necessary at this time to present this resolution expressing the sense of this legislature, especially since the executive office seems to be willing to let this sleeping dog lie.

However, should the governor see fit to press this issue further, my resolution will be presented forthwith to this body.

(Off Record Remarks)

Mr. Dudley of Enfield was granted unanimous consent to address the House.

Mr. DUDLEY: Mr. Speaker, Ladies and Gentlemen of the House: I would like to inform the young man that just spoke that he is sure out of tune with the people that I represent. I don't like the language that he used, "we," because I don't want to be included in that because the people that I represent think that these people should resign and if they have any qualifications then they would be reappointed. The Governor didn't say that he would reappoint them but he would have a Commission to make recommendations and this Commission would be in charge of it.

The point that I want to make to him is that he is surely out of tune with the people I represent, and to a great extent.

On motion of Mr. Palmer of Nobleboro,
Adjourned until nine-thirty tomorrow morning.