

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

LEGISLATIVE RECORD

OF THE

***One Hundred and Tenth
Legislature***

OF THE

STATE OF MAINE

Volume I

FIRST REGULAR SESSION

December 3, 1980 to May 1, 1981

KJ PRINTING
AUGUSTA, MAINE

HOUSE

Wednesday, December 3, 1980

Pursuant to , Part 3, Section 1 of the Constitution and Laws of the State of Maine, the Representatives-elect to the One Hundred and Tenth Legislature assembled in the Hall of the House and were called to order by Edwin H. Pert of Georgetown, Clerk of the House of the One Hundred and Ninth Legislature.

Prayer by Father Leopold Nicknair of St. Louis Parish, Fort Kent.

The members-elect stood at attention during the playing of the National Anthem by the Fort Kent Community High School Concert Band.

The following Communication from the Secretary of State was read by the Clerk:

State of Maine

Office of Secretary of State

To Edwin H. Pert, Clerk of the House of Representatives of the One Hundred and Ninth Legislature:

In compliance with 3 M.R.S.A., Section 1, I hereby certify that the following are the names and residences of the Representatives-elect to the One Hundred and Tenth Legislature, as appears by the report submitted to the Governor under date of November 21, 1980.

District 1 - Darryl N. Brown of Livermore Falls
 District 2 - Daniel J. Callahan of Mechanic Falls
 District 3 - Martin Hayden of Durham
 District 4(1) - Harriet B. Lewis of Auburn
 District 4(2) - George L. Boyce of Auburn
 District 4(3) - Alfred L. Brodeur of Auburn
 District 4(4) - John M. Michael of Auburn
 District 5 - J. P. Normand LaPlante of Sabattus
 District 6(1) - John Telow of Lewiston
 District 6(2) - Louis Jalbert of Lewiston
 District 6(3) - Romeo T. Boisvert of Lewiston
 District 6(4) - Gregory G. Nadeau of Lewiston
 District 6(5) - Georgette B. Berube of Lewiston
 District 6(6) - Roger M. Pouliot of Lewiston
 District 7 - Richard E. McKean of Limestone
 District 8 - A. Forrest Nelson of New Sweden
 District 9 - Philip F. Peterson of Caribou
 District 10 - Kenneth L. Mathews of Caribou
 District 11 - Mary H. MacBride of Presque Isle
 District 12 - John Lisnik of Presque Isle
 District 13 - Hilda C. Martin of Van Buren
 District 14 - John L. Martin of Eagle Lake
 District 15 - Raynold Theriault of Fort Kent
 District 16 - Edward A. McHenry of Madawaska
 District 17 - Luman P. Mahany of Easton
 District 18 - Carl W. Smith of Mars Hill
 District 19 - Gennette MacNair Ingraham of Houlton
 District 20 - Carl B. Smith of Island Falls
 District 21(1) - Edith S. Beaulieu of Portland
 District 21(2) - David H. Brenerman of Portland
 District 21(3) - Laurence E. Connolly, Jr. of Portland
 District 21(4) - Merle Nelson of Portland
 District 21(5) - Harlan Baker of Portland
 District 21(6) - Joseph C. Brannigan of Portland
 District 21(7) - Peter J. Manning of Portland
 District 21(8) - H. Craig Higgins of Portland
 District 21(9) - Harriet A. Ketover of Portland
 District 21(10) - John J. Joyce of Portland
 District 22 - Sherry F. Huber of Falmouth
 District 23 - G. William Diamond of Windham
 District 24 - Porter D. Leighton of Harrison
 District 25 - Robert G. Dillenback of Cumberland
 District 26 - Marian E. Gowen of Standish
 District 27 - James Mitchell of Freeport
 District 28 - Patrick T. Jackson, Jr. of Yarmouth
 District 29 - Gordon F. Cunningham of New Gloucester
 District 30 - Ada K. Brown of Gorham
 District 31(1) - J. Robert Carrier of Westbrook
 District 31(2) - Russell R. Day of Westbrook

District 32 - Sharon B. Benoit of South Portland
 District 33 - Linwood M. Higgins of Scarborough
 District 34 - Nancy N. Masterton of Cape Elizabeth
 District 35(1) - Agnes Mavourneen Thompson of South Portland
 District 35(2) - Edward J. Kane of South Portland
 District 35(3) - Harold M. Macomber of South Portland
 District 36 - Charles M. Webster of Farmington
 District 37 - Richard E. McCollister of Canton
 District 38 - Edward L. Dexter of Kingfield
 District 39 - Richard W. Armstrong of Wilton
 District 40 - Roland S. Salsbury, Jr. of Bar Harbor
 District 41 - Ruth S. Foster of Ellsworth
 District 42 - Dana S. Swazey of Bucksport
 District 43 - Meredith E. Bordeaux of Mount Desert
 District 44 - Alfred W. Perkins of Brooksville
 District 45 - Catharine L. Damren of Belgrade
 District 46 - Leland C. Davis, Jr. of Monmouth
 District 47 - Norman E. Weymouth of West Gardiner
 District 48 - Thomas A. Kilcoyne of Gardiner
 District 49 - Polly R. Reeves of Pittston
 District 50 - Elizabeth H. Mitchell of Vassalboro
 District 51(1) - Daniel B. Hickey of Augusta
 District 51(2) - Patrick E. Paradis of Augusta
 District 51(3) - Sylvia V. Lund of Augusta
 District 52(1) - Mark L. Fitzgerald of Waterville
 District 52(2) - Judy C. Kany of Waterville
 District 52(3) - Paul F. Jacques of Waterville
 District 53 - Donald V. Carter of Winslow
 District 54 - Guy I. Hunter of Benton
 District 55 - Marjorie C. Hutchings of Lincolnville
 District 56 - Bonnie Post of Owl's Head
 District 57 - Clifford F. O'Rourke of Camden
 District 58 - Vernon Jordan of Warren
 District 59 - Gary W. Fowlie of Rockland
 District 60 - Muriel Holloway of Edgecomb
 District 61 - David B. Soule, Jr. of Westport
 District 62 - Douglas E. Curtis of Waldoboro
 District 63 - Karen Lee Brown of Bethel
 District 64 - Laurence L. Kiesman of Fryeburg
 District 65 - Susan Jane Bell of Paris
 District 66 - R. Donald Twitchell of Norway
 District 67 - Francis J. Perry of Mexico
 District 68 - Phyllis R. Erwin of Rumford
 District 69 - Weston R. Sherburne of Dexter
 District 70 - Sandra K. Prescott of Hampden
 District 71 - Herbert Edward Clark of Millinocket
 District 72 - Michael H. Michaud of East Millinocket
 District 73 - Harold R. Cox of Brewer
 District 74 - Robert D. Treadwell, Sr. of Veazie
 District 75 - James W. Reeves of Newport
 District 76 - Robert A. MacEachern of Lincoln
 District 77 - Richard S. Davies of Orono
 District 78 - Katharine J. Gavett of Orono
 District 79 - Michael D. Pearson of Old Town
 District 80 - Eugene J. Paradis of Old Town
 District 81 - Donald A. Strout of Corinth
 District 82 - James T. Dudley of Enfield
 District 83(1) - Edward C. Kelleher of Bangor
 District 83(2) - Swift Tarbell III of Bangor
 District 83(3) - John N. Diamond of Bangor
 District 83(4) - Angela Z. Aloupis of Bangor
 District 83(5) - Robert N. Soulas of Bangor
 District 84 - Stephanie Locke of Sebec
 District 85 - John E. Masterman of Milo
 District 86 - Donald M. Hall of Sangerville
 District 87 - Pamela L. Cahill of Woolwich
 District 88 - Lorraine N. Chonko of Topsham
 District 89 - Courtney E. Stover of West Bath
 District 90 - Mary E. Small of Bath
 District 91(1) - Antoinette C. Martin of Brunswick
 District 91(2) - E. Christopher Livesay of Brunswick
 District 92 - Patrick K. McGowan of Pittsfield
 District 93 - W. Norman Walker of Skowhegan

District 94 - Dan A. Gwadosky of Fairfield
 District 95 - Alexander Richard of Madison
 District 96 - Bernard H. Austin of Bingham
 District 97 - Lionel H. Conary of Oakland
 District 98 - Lloyd G. Drinkwater of Belfast
 District 99 - Nathaniel J. Crowley, Sr. of Stockton Springs
 District 100 - Dana P. Stevenson of Unity
 District 101 - Fred W. Moholland of Princeton
 District 102 - Robert J. Gillis, Jr. of Calais
 District 103 - Harry L. Vose of Eastport
 District 104 - Edwin C. Randall of East Machias
 District 105 - Maynard G. Conners of Franklin
 District 106 - Neil Rolde of York
 District 107 - Cecil O. Lancaster of Kittery
 District 108 - Orland G. McPherson of Eliot
 District 109 - Warren F. Studley of Berwick
 District 110 - Alberta M. Wentworth of Wells
 District 111 - Thomas W. Murphy, Jr. of Kennebunk
 District 112 - Vinton T. Ridley of Shapleigh
 District 113(1) - John L. Tuttle, Jr. of Sanford
 District 113(2) - David S. Paul of Sanford
 District 114 - Harold L. Hanson of Kennebunkport
 District 115(1) - Robert W. Norton of Biddeford
 District 115(2) - Richard Laverriere of Biddeford
 District 115(3) - Norman O. Racine of Biddeford
 District 116 - George A. Carroll of Limerick
 District 117 - John McSweeney of Old Orchard Beach
 District 118 - Phyllis J. Roberts of Buxton
 District 119 - Barry J. Hobbins of Saco

IN TESTIMONY WHEREOF I have caused the Seal of the State to be herewith affixed at Augusta this third day of December, 1980.

S/RODNEY S. QUINN
 Secretary of State

The Communication was read and ordered placed on file.

For the purpose of ascertaining the presence of a quorum, a certified roll of the Representatives-elect was called by the Clerk of the One Hundred and Ninth Legislature.

The elected membership of the House being 151 and 148 members-elect having answered to their names, a quorum was found to be present.

On motion of Mr. Carter of Winslow, Mr. Kane of South Portland, Mrs. Locke of Sebec, Mrs. Reeves of Pittston, Mr. Hayden of Durham, Mr. Brown of Livermore Falls, Mrs. Damren of Belgrade, and Mrs. Foster of Ellsworth were appointed a Committee to wait upon the Governor and inform him that a quorum of the members of the House of Representatives-elect had assembled in the Hall of the House of Representatives and requested his attendance to administer to them the oaths required by the Constitution to qualify them to enter upon the discharge of their official duties.

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

Communication

The Following Communication:

State of Maine

State House Station 101

Augusta, Maine 04333

Division of Public Administration

December 3, 1980

Hon. Edwin H. Pert
 Clerk of the House
 State House Station 2
 Augusta, Maine 04333
 Dear Clerk Pert:

Please be advised that the apparent election of E. Christopher Livesay in District 91(2) is being challenged by his opponent, Nancy A.

Boothby. A recount was conducted on November 25 and appealed to the Commission on Governmental Ethics and Election Practices on December 1.

The Commission must hold a hearing within 15 days of December 1 and must make findings of fact and opinion concerning this disputed election. It must then report these findings to the House of Representatives.

This letter is intended to inform you of the status of this election and the appeal process.

Very truly yours,
JAMES S. HENDERSON
 Deputy Secretary of State

The Communication was read and referred to the House Committee on Elections.

On motion of Mrs. Mitchell of Vassalboro, WHEREAS, the House is in possession of a communication from James S. Henderson, Deputy Secretary of State, indicating that an application for investigation into the election in District 91-2 has been filed with the Commission on Governmental Ethics and Election Practices; and

WHEREAS, the communication indicates that the Commission on Governmental Ethics and Election Practices intends to hold a hearing on said application; and

WHEREAS, the Maine Constitution, Part 3rd, Section 3, provides that the House shall determine the qualifications and elections of its members; and

WHEREAS, on November 21, 1980 the Governor certified that E. Christopher Livesay was the apparent winner in said election and a certificate of apparent election was issued to said E. Christopher Livesay; now, therefore, be it

ORDERED, that E. Christopher Livesay be administered the oath of office and be permitted to assume his seat pending further action and final determination by the House after receipt of a copy of the findings of fact and opinion of the Commission on Governmental Ethics and Election Practices.

Thereupon, the motion received passage.

At this point, His Excellency, The Honorable Joseph E. Brennan, entered the hall of the House amid prolonged applause, the members elect rising.

GOVERNOR BRENNAN: I am pleased to welcome you to Augusta upon the convening of the 110th Legislature and, I must say, it is a much more spirited group than the place I was just at.

I do want to take this opportunity to congratulate you on passing one of the roughest tests in society, that of gaining the confidence and the trust of your neighbors and your townspeople, to take on the responsibilities of serving in the Maine House of Representatives.

At the same time, I want to commend you for your willingness to serve your communities and all of the people of our state.

The time has long passed when service in the legislature was little more than a casual pursuit for gentlemen. Not only are women welcome in these halls, they have proven themselves to be among our most dedicated, our most conscientious public servants—indeed, among our best.

Being here entails great sacrifices for so many. You must give up time that you would otherwise be able to spend with your families. You must give up time from your jobs, therefore foregoing certain income. You must give up some of your privacy as public officials.

There have been great changes since I served here in this House with many of you. Today, in the 1980's, the demands made on legislators are as enduring as the problems that you must face. There is a new atmosphere in which all of us in public life must learn to live. Everyone, from the interest groups to the news media, to your constituents, will be watching your votes and listening to your words as never before, and that is not necessarily bad, for it means

that you will be held accountable for what you do here, and that accountability is a central feature of the system under which we live. But it also means that your actions will come under great criticism from those who disagree, and sometimes that criticism may be unfair and unwarranted. It takes great courage these days to serve in the Legislature, and I commend you for that courage.

Today is the first occasion that a Maine Legislature has convened since the death of Governor James Longley. Jim Longley understood the courage that it took to make difficult decisions. He never shied away from acting according to his conscience. And in tribute to Governor Longley, I ask that we pause a moment to honor him and the courage he displayed both as a leader and in his final months.

A moment ago, I spoke of the new pressures that exist for those of us in public service. This new level of intensity, of public scrutiny, is nothing more than a reflection of the scope of the problems that we face. More and more these problems elude a satisfactory resolution.

We face problems such as energy and environmental health that cry out for solutions that meet today's needs and guarantee the security of future generations.

Great time and attention will be required in such areas as human services, corrections, highway financing, and economic development.

When you reconvene next month, I will deliver a comprehensive legislative message detailing my proposals to address these and other urgent needs. You will have your own bills. Interested members of the public will also have proposals for your consideration. It will be hard work for you to distill all of these ideas into a workable package the Maine taxpayers can afford.

In addition to your time and your energy, the task will demand sensitivity, patience, mutual respect and compromise. You will be asked to expand government services at a time when people want less government.

You will be asked to create priorities equally among programs serving equally urgent needs. You will be trying to find the money for many things that need to be done at a time when the dollars available are worth much less than they were two years ago.

Together, we will have to resolve these great questions; we will need each other. We will need to talk honestly, openly and effectively. My office staff will be a resource for you. My cabinet will be available to you. My own door will be open.

Until we meet again, I offer my best wishes to you and to your families for a happy holiday season. (Applause)

Whereupon, the Governor administered to the Representatives-elect and they subscribed the oaths required by the Constitution to qualify them to discharge their official duties.

GOVERNOR BRENNAN: I want to say congratulations again, and I look forward to working with all of you in the months to come in the best interest of all the people of our state, and I think we can do a good job working for them if we show the mutual respect that we ought to and that I think the people of this State are entitled to. All of us are justed with a public trust, that we serve here on behalf of others, and we all have the responsibility to do our very best.

At this point, the Governor retired from the Hall of the House amid prolonged applause, the members rising.

On motion of Mr. Tarbell of Bangor, Mr. Pearson of Old Town, Mr. Carrier of Westbrook, Mrs. Roberts of Buxton, Mrs. Martin of Van Buren, Mr. Jackson of Yarmouth, Miss Aloupis of Bangor, Mr. Walker of Skowhegan were appointed a Committee to receive, sort and count votes for the Speaker.

The CLERK: The Chair recognizes the gentleman from Scarborough, Mr. Higgins.

Mr. HIGGINS: Mr. Clerk and Members of the House: Tradition has it that the first official task that I have as Minority Floor Leader is to nominate the Speaker of the House for the next two years. This, to me, borders on what I would have to call cruel and unusual punishment, since were it not for 10 votes or so, I would like to think that I would be there and he would be here. However, John has assured me that when Republicans do control the House, he will be pleased to return the favor and give a stirring nomination speech.

When I was getting ready to prepare some remarks today, I happened across some remarks that the good gentleman from Eagle Lake made several years ago when he accepted the vote of this House—I think it was during the 108th Legislature—and I would like to share a couple of them with you today, if you don't mind.

"Democracy is not preserved by consensus but rather by compromise. Let us never be afraid to compromise, but let us never confuse consensus with good government. Let us separate the rhetoric of politics from the substance of what we are to do. The entire premise of democratic government is based upon one fact above all others—the ability of free and reasonable men and women to find a common ground upon which to settle their differences. We need not sacrifice our basic principles, for we are all one in our desire to pursue these policies that will best serve our people. We need only to be flexible and reasonable in the means to that end."

I remind him and the House members here today of those remarks only because I feel they are extremely important at this time. The problems we are sure to face here over the next six months are not insurmountable ones but could be catastrophic to Maine's people if we should fail to resolve them.

The Governor talked at great length yesterday and again today about our need to work together cooperatively and with mutual respect. I only wish to assure the Speaker of the House and the members of the majority party that House Republicans, without sacrificing our basic principles, stand ready to work with you in accomplishing the common good for Maine people over the next two years.

Probably I have strayed too far from my appointed task here today, but I wanted to stress right at the start the basic, underlying tenets of any good working relationship—cooperation and mutual respect.

So, Mr. Clerk and members of the House, it is my pleasure to nominate a man who has become infamous, one way or the other, in Maine politics. He is serving his ninth consecutive term in this body and will be the only Speaker to serve four consecutive two-year terms. He has already served in that Chair longer than any other person because of the length of our sessions and the fact that we have had a great deal of special sessions in the past few years.

John Martin of Eagle Lake is an able Speaker, and I am honored to place his name in nomination for Speaker of the House for the 110th Legislature.

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

Mrs. MITCHELL: Mr. Clerk and Members of the House: I look forward with great anticipation to his bipartisan spirit as put forth by my counterpart in the other corner. I would also be grateful for his support of doing away with any mandatory retirement age, because he might be much too old to serve as Speaker when our Speaker retires.

With great pride, I second the nomination of our capable John L. Martin as the next Speaker of the 110th Legislature.

Whereupon, Mr. Jackson of Yarmouth moved that nominations cease.

The Committee cast one vote for the House for John L. Martin, and he was thereupon elect-

ed Speaker of the House.

Thereupon, Mrs. Mitchell of Vassalboro escorted the Speaker to the rostrum amid applause, the members rising.

SPEAKER MARTIN: Father Nicknair, Members of the 110th Legislature, relatives and friends: I would like to say a few words before we begin the rest of the session. First, to thank the gentleman from Scarborough, Mr. Higgins, for his kind words and for quoting from my words; to the gentlewoman from Vassalboro, Mrs. Mitchell, for seconding that nomination; and all of you for accepting the nomination unanimously.

It is with honor and humility that I once again assume my duties as Speaker of the House of Representatives of this State. I pledge to you once again, to all of you that are gathered here, my diligence and my cooperation in conducting not our business but the people's business.

We have convened the 110th Legislature in difficult times. Our economy is, of course, at a low ebb. Unemployment is high and the cost of living continues to rise, and with state government we face difficult budget problems.

The spirit of our people and their confidence in government has been shaken by events at home and around the world. These problems result from our own imperfections. They mark the limit of our ability to use our knowledge and our talents to ease the suffering of our people. Therefore, the resolution of these problems will require the finest qualities of leadership, of courage, of compassion and of wisdom. But in spite of all these troubles, all of us, I believe, share a deep and abiding hope for the future of our state and its people.

We hope for a state in which each child has a decent and equal opportunity for education. We hope for a state in which every man and woman who is willing and able to work can find employment. We hope for a state in which all our people are afforded adequate health care and the necessities of life.

There are those who say that these hopes and beliefs must bend in the face of immediate realities. I personally reject this view but, naturally, we must deal with conditions as they are, but we must get things done.

As the late Robert Kennedy once said: "Idealism, high aspirations and deep convictions are not incompatible with the most practical and efficient of programs. There is no basic inconsistency between ideals and realistic possibilities; no separation between the deepest desires of the heart and mind and the rational application of human efforts to human problems."

It is, I think, in this spirit that we must approach this legislative session. We must be bold; we must be imaginative; we must be steadfast to the vision of Maine's future. We must never abdicate our responsibility to improve the quality of life because the future is uncertain.

What is needed in our times is confident leadership, dedicated to pursuing the public interest. That is our role; that is your role.

I am confident that if we conduct our business in this way, we will earn the trust and respect of those people who elected us and those people we serve, and in this effort, I pledge to you my best efforts to that end. Thank you. (Applause)

On motion of Mrs. Post of Owl's Head, Mr. Jalbert of Lewiston, Mr. Vose of Eastport, Mrs. Martin of Brunswick, Mr. Swazey of Bucksport, Mrs. Masterton of Cape Elizabeth, Mrs. Holloway of Edgcomb, and Mrs. Cahill of Wiscasset were appointed a Committee to receive, sort and count votes for the Clerk of the House.

The **SPEAKER:** The Chair recognizes the gentleman from Scarborough, Mr. Higgins.

Mr. **HIGGINS:** Mr. Speaker, Ladies and Gentlemen of the House: The name that I wish to

place in nomination now is one that is not unfamiliar to many of us, but I must confess, I am not quite sure why he wants the job again, because I just think of those days when the Speaker has a little trouble with the rest of the House and he breaks one of those mallets and the hammer head comes down and poor Mr. Clerk has to try to catch it without eyes in the back of his head. But Mr. Masterman, in the front row here, has assured me that he will catch them on first bounce and return them duly to the Speaker.

Ed Pert has served us very ably in the last six years, and I think that without question he has shown a willingness to serve not only Democrats but Republicans on the floor of the House when any of us are in need. It is with great pleasure that I do place his name in nomination for Clerk of the House.

Mrs. Mitchell of Vassalboro moved that the nominations cease and that the Committee cast one vote for the House for Edwin H. Pert as Clerk of the House.

Whereupon, the Committee cast one vote for the House for Edwin H. Pert, and he was thereupon elected Clerk of the House.

On motion of Mr. Tarbell of Bangor, Mr. Hobbins of Saco, Mrs. Chonko of Topsham, Ms. Benoit of South Portland, Mr. Brennerman of Portland, Mrs. Wentworth of Wells, Mr. McPherson of Eliot, and Mrs. Huber of Falmouth were appointed a Committee to receive, sort and count votes for Assistant Clerk of the House.

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

Mr. **TARBELL:** Mr. Speaker, Ladies and Gentlemen of the House: It gives me a great deal of pleasure and pride this morning to place in nomination the name of a person who was here, I believe, the first year I came to the House of Representatives four years ago, has worked tirelessly and endlessly, serving all of us well as the assistant of our Clerk, Clerk Pert, and at this time I would like to place in nomination the name of Deborah Bedard Wood of Springvale for Assistant Clerk of the House of Representatives for the 110th Legislature.

Mrs. Mitchell of Vassalboro moved that the nominations cease and that the Committee cast one vote for Deborah Bedard Wood as Assistant Clerk.

Whereupon, the Committee cast one vote for the House for Deborah Bedard Wood, and she was thereupon elected Assistant Clerk of the House.

At the request of Mrs. Nelson of Portland, Mrs. Prescott of Hampden escorted the Clerk-elect and the Assistant Clerk-elect to the Office of the Governor for the purpose of taking and subscribing to the necessary oaths of office to qualify them to enter upon the discharge of their duties as Clerk of the House and Assistant Clerk of the House.

Subsequently, Mrs. Prescott reported that she had attended to the duty with which she was charged.

Whereupon Edwin H. Pert, Clerk, and Deborah Bedard Wood, Assistant Clerk, appeared and entered upon the discharge of their official duties.

The **SPEAKER:** The Chair is pleased to recognize in the Hall of the House the presence of Representative-elect Edward J. Kane of South Portland.

Would the gentleman from Lewiston, Mr. Nadeau, escort him to the Governor's Office for the purpose of being administered the oath of office.

On motion of Mr. Pearson of Old Town, Mrs. Beaulieu of Portland, Mrs. Brown of Gorham, Mr. Carter of Winslow, Mr. Davies of Orono, Mr. Bordeaux of Mt. Desert, Mr. Davis of Monmouth, Mrs. Ingraham of Houlton were

appointed a Committee to notify the Governor of the organization of the House by the election of the Honorable John L. Martin as Speaker, Mr. Edwin H. Pert as Clerk and Mrs. Deborah Bedard Wood as Assistant Clerk, and were ready to transact such business as might come before it.

Subsequently, Mrs. Beaulieu reported that the Committee had delivered the message with which it was charged.

At this point, the Speaker appointed Mrs. Mitchell of Vassalboro to inform the Senate that the House was duly organized for business.

Subsequently, Mrs. Mitchell reported that she had delivered the message with which she was charged.

Messages and Documents

The following Communication:

State of Maine

Office of the Secretary of State

Augusta, Maine

December 3, 1980

To the Speaker of the House of Representatives:

In compliance with the Constitution and laws of the State of Maine, I have the honor to herewith transmit the returns of the votes cast for Representatives to the Legislature in the several cities, towns and plantations in the State of Maine at the General Election held on November 4, 1980.

Respectfully,
RODNEY S. QUINN
Secretary of State

The Communication was read and with accompanying papers ordered placed on file.

The following Communication:

State of Maine

Department of Indian Affairs

Augusta, Maine 04333

December 2, 1980

Edwin H. Pert, Clerk of the House
State House
Augusta, Maine 04333

Dear Ed: The following are the duly authorized Indian Representatives:

Penobscot: Reuben Phillips, Dover-Foxcroft, Maine 04426
Passamaquoddy: Clayton Cleaves, Pleasant Point Reservation, Perry, Maine 04667

Sincerely,
S/CHARLES W. RHYNARD,
Commissioner

The Communication was read and ordered placed on file.

The following Communication:

December 1, 1980

TO: Members of the 110th Legislature
Bureau of the Budget
FROM: Harold Raynolds, Jr., Commissioner
SUBJECT: Actual Education Costs for Base Year 1979-80

Pursuant to the provisions of 20 M.R.S.A. 4744, I forward herewith notification of the "actual education costs" as defined in subsection 1 of 20 M.R.S.A. 4743 for the base year 1979-80.

- A. Elementary operating costs—\$173,378,-869
- B. Secondary operating costs—107,053,592
- C. Special education costs for programs operated by administrative units—14,546,478
- D. Special education tuition and board, excluding medical costs—\$5,962,721
 - (1) Tuition and board for pupils placed by administrative units—\$4,820,534
 - (2) Tuition and board for State Wards and direct State placements—942,187
 - (3) Adjustments under section 4749, subsection 6—200,000
- E. Vocational education costs
 - (1) Operating costs—23,876,347
 - (2) Purchase of buses—3,893,759
- G. Debt service costs

- (1) Principal and Interest—26,415,698
- (2) Insured Value Factor—324,024
- (3) Leases—451,017

Other Major Capital Costs—2,364,786

H. Cost of unusual enrollment adjustments—\$357,842

I. Cost of geographic isolation adjustments—276,092

J. Cost of adjustments for small administrative units—57,245

K. Cost of reimbursement for private school transportation—217,956

M. Audit adjustments—(75,512)

N. Optional local appropriations with state participation

- (1) Local Share—15,821,552

- (2) State Share—8,653,245

O. Optional local funds without state participation—18,516,623

P. Cost of state expenditures for teacher retirement benefits—28,812,838

The above figures include all adjustments in expenditure reports through December 1, 1980 and include state and local monies only except that Federal P. L. 874 funds are included.

NOTE: The sum of items A to G represent the total expenditures for the base year while items H to P are duplicative.

The Communication was read and ordered placed on file.

Orders

On motion of Mr. Diamond of Windham, the following Joint Order (H. P. 5)

Ordered, the Senate concurring, that the Speaker of the House is authorized, at his discretion, to permit radio or sound television, or two or three of these communication media, in the Hall of the House of Representatives while the House is in session, or during joint conventions of the Legislature.

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

By unanimous consent, ordered sent forth with to the Senate.

On motion of Mrs. Mitchell of Vassalboro, it was

Ordered, that each adjournment of the House be until 10 o'clock of the following morning unless otherwise ordered.

On motion of Mrs. Chonko of Topsham, it was

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

On motion of Mr. Hickey of Augusta, it was

Ordered, that the Clerk of the House be authorized to invite the Clergymen of Augusta, Hallowell and Gardiner to officiate as Chaplains of the House, or to invite clergymen from other areas of the State as requested by any member of the House, and be it further

Ordered, that all clergymen acting as Chaplains of the House shall receive \$10.00 for each officiation, to be paid on Payrolls to be approved by the Clerk of the House.

On motion of Mr. Davies of Orono, it was

Ordered, that each member of the House be furnished with one daily newspaper published in the State.

On motion of Mr. Kelleher of Bangor, it was

Ordered, that Norma Morrisette of Augusta be the Reporter of the House of Representatives and that the Clerk of the House be authorized to procure the services of an Assistant Reporter, two transcribing clerks and a proof-reader during the present session.

On motion of Mr. Diamond of Windham, it was

Ordered, that 5 Clerk-stenographers be em-

ployed to provide stenographic and clerical assistance to the Members of the House such Clerk-stenographers shall be selected, 3 by the Speaker of the House of Representatives and 2 by the Minority Leader; and be it further

Ordered, that the Clerk of the House include in his payroll of House officers, the Clerk-stenographers so employed at a salary approved by the Speaker, House Majority Leader and House Minority Leader.

On motion of Mr. Carroll of Limerick, it was

Ordered, that the remaining subordinate officers of the House be appointed to serve for the present biennium be as follows: By the Speaker, a Secretary to the Speaker; by the Clerk, an Advance Journal Clerk, two officer Secretaries, an Office Clerk, Index and Roll Call Clerk and Journal Copy Clerk; and be it further

Ordered, that the Speaker and the Clerk respectively are hereby authorized to accept resignations and fill any vacancies of said subordinate officers during the biennium.

On motion of Mrs. Martin of Brunswick, it was

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

On motion of Mrs. Mitchell of Vassalboro, it was

Ordered, that the rules of the House of the One Hundred and Ninth Legislature, as amended, be the rules of the House of the One Hundred and Tenth Legislature.

At this point, a message came from the Senate, borne by Senator Collins of Knox, that the Senate had been duly organized by the election of Honorable Joseph Sewall as President, May M. Ross as Secretary, and Mary Porter as Assistant Secretary, and that the Senate was ready to transact such business as might come before it.

At this point, a message came from the Senate, borne by Senator Pierce of Kennebec, proposing a Convention of both branches of the Legislature to be held at 3 o'clock in the Hall of the House for the purpose of electing an Attorney General, a Secretary of State, a State Treasurer, and a State Auditor.

Thereupon, the House voted to concur in the proposal for a Joint Convention to be held at 3 o'clock in the Hall of the House, and the Speaker appointed Mrs. Mitchell of Vassalboro to convey this message to the Senate.

Subsequently, Mrs. Mitchell reported that she had delivered the message with which she was charged.

(Off Record Remarks)

On motion of Mrs. Mitchell of Vassalboro, Recessed until 2:45 p.m.

After Recess 2:45 p.m.

The House was called to order by the Speaker.

The following papers were taken up out of order by unanimous consent:

The Following Joint Order: (S. P. 1)

ORDERED, the House concurring, that there be prepared, after adjournment of the present session, by the Legislative Information Officer, a Register of all the Bills and Resolves considered by both branches of the Legislature, showing the history and final disposition of each Bill and Resolve and that there be printed 500 copies of the same. The Legislative Information Officer shall mail a copy of the Register to each member and officer of the Legislature and the State Law and Legislative Reference Library shall receive such number of copies as may be required.

Came from the Senate read and passed.

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

The following Joint Order: (S. P. 2)

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

Came from the Senate read and passed.

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

The following Joint Order: (S. P. 3)

ORDERED, the House concurring, that two hundred seventy-five (275) copies of the Legislative Record for the session of 1981 be printed, one copy for each of the members of the Senate, House of Representatives, the Secretary of the Senate and Clerk of the House, and the remainder to be deposited with the State Law Librarian for exchange and library use; and be it further

ORDERED, that suitable index be prepared for such Legislative Record, under the direction of the Director of Legislative Research.

Came from the Senate read and passed.

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

The following Joint Order (S. P. 4)

ORDERED, the House concurring, that the Secretary of the Senate and Clerk of the House jointly prepare the Senate and House Register and that 40,000 copies be printed for the use of the Legislature.

Came from the Senate, read and passed.

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

The following Joint Order: (S. P. 5)

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

Came from the Senate read and passed.

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

The following Joint Order: (S. P. 6)

ORDERED, the House concurring, that the rooms in the State House and State Office Building used by the One Hundred and Ninth Legislature as hearing rooms be reserved for hearing rooms for the One Hundred and Tenth and succeeding Legislatures and be released for other purposes only upon approval by the President of the Senate and Speaker of the House.

Came from the Senate read and passed.

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

The following Joint Order: (S. P. 7)

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

Came from the Senate read and passed.

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

The following Joint Order: (S. P. 8)

ORDERED, the House concurring, that the Clerk of the House and the Secretary of the Senate be authorized to furnish 100-15¢ postage stamps for each member of the House and Senate for the purpose of distributing various reports of the Departments of State and other public documents such as they may desire to mail to the citizens of the State.

Came from the Senate read and passed.

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

The following Joint Order: (S. P. 9)

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

ORDERED, that the President of the Senate or the Speaker of the House may, upon a finding of abuse of the privilege of telephone service by a member of the Senate or a member of the House, respectively, temporarily suspend or terminate the privilege of said telephone service to that member.

Came from the Senate read and passed.

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

The following Joint Order: (S. P. 10)

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

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

Came from the Senate, read and passed.

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

The following Joint Order: (S. P. 11)

ORDERED, the House concurring, that 3,500 copies of the Governor's Message be printed.

Came from the Senate read and passed.

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

The following Joint Order: (S. P. 12)

ORDERED, the House concurring, that there be paid to the members of the Senate and House as advances on account of compensation established by statute, the amount of Three Hundred and Sixty Dollars (\$360) bi-weekly, the first payment to be made on January 7, 1981, according to lists certified to the State Controller by the President of the Senate and Speaker of the House, respectively.

Came from the Senate read and passed.

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

Special Sentiment Calendar

Recognizing,

Maurice Chalifoux, Troop 116 of Lewiston,

who despite great adversity, has achieved the honor and distinction of Eagle Scout; (H. P. 6) by Mrs. Berube of Lewiston.

Mrs. Maude Storah, of Auburn, who celebrated her 100th Birthday on November 9, 1980, (H. P. 7) by Mr. Boyce of Auburn.

There being no objections, these Expressions of Legislative Sentiment were considered passed and sent up for concurrence.

The following Joint Resolution: (H. P. 8)

The Hon. Frederick B. Lunt Sr., of Presque Isle, a member of the 107th and 108th Maine Legislature; (H. P. 8) by Mrs. MacBride of Presque Isle, Mr. Peterson of Caribou, Mr. Smith of Mars Hill and Mr. McBreairty of Aroostook.

The SPEAKER: The Chair recognizes the gentlewoman Mrs. MacBride of Presque Isle.

Mrs. MacBRIDE: Mr. Speaker, Ladies and Gentlemen of the House: On November 18, 1980, the State of Maine lost through death one of its most loyal citizens, Frederick B. Lunt, Sr., of Presque Isle. He was a former State Representative in the 108th and 107th Legislatures, where he served on the Transportation and Public Utilities Committees.

Fred was a retired railroad executive, beginning as a locomotive fireman with the Bangor and Aroostook Railroad, and retiring 39 years later as Vice President of Staff.

He was actively involved throughout the State in numerous civic clubs and agencies to promote the potato industry, the City of Presque Isle, Loring Air Force Base, business, educational, industrial and fraternal groups. There was hardly a segment of civic activity in which he did not participate or leave his mark.

Fred had friends everywhere and was friendly with everyone. I never heard him say an unkind word about anyone, and I never heard anyone say an unkind word about Fred. That is the kind of man he was and the kind of heritage he has left.

Thereupon, the Resolution was adopted and sent up for concurrence.

The Bangor High School "Rams" football team, coached by Gabby Price, 1980 Eastern Maine Class AA champions; (S. P. 13)

Tyler P. Hayes, Troop 301 of York, who has achieved the honor and distinction of Eagle Scout in the Boy Scouts of America; (S. P. 14)

Came from the Senate, read and passed.

In the House, the Orders received passage in concurrence.

On motion of Mrs. Mitchell of Vassalboro, it was

ORDERED, that both the Speaker of the House and the Minority Floor Leader be authorized to employ research assistants to provide research assistance to the members of the House; and be it further

ORDERED, that the Clerk of the House include in his payroll of House officers all research assistants so employed, provided said salaries be approved by the Speaker of the House.

By unanimous consent, all previous matters acted upon were ordered sent forthwith to the Senate or to the files.

The Speaker announced the appointment of the following members to serve on the House Committee on Leave of Absence:

Mr. Cox of Brewer, Chairman
Mrs. Locke of Sebec
Mr. Nadeau of Lewiston
Mr. Paradis of Augusta
Mrs. Hutchings of Lincolnville
Mr. Smith of Mars Hill
Mr. Davis of Monmouth

The Speaker announced the appointment of the following members to serve on the House Committee on Ways and Means:

Mr. Jalbert of Lewiston, Chairman
Mr. Brannigan of Portland
Mr. Soule of Westport
Mr. Moholland of Princeton
Mrs. Gowen of Standish
Mr. Bordeaux of Mt. Desert
Mr. Masterman of Milo

The Speaker announced the following members to serve on the House Committee on Bills in the Second Reading:

Mr. McHenry of Madawaska
Mr. Diamond of Bangor
Mr. Soule of Westport
Ms. Brown of Gorham
Miss Brown of Bethel
Mr. Reeves of Newport
Mr. Stover of West Bath

The Speaker announced the appointment of the following members to serve on the House Committee on Engrossed Bills:

Mr. Hall of Sangerville
Mr. Kane of South Portland
Mr. Crowley of Stockton Springs
Mrs. Reeves of Pittston
Mrs. Foster of Ellsworth
Mrs. MacBride of Presque Isle
Mr. Studley of Berwick

The Speaker announced the following members to serve on the House Committee on Elections:

Mr. Carter of Winslow
Mrs. Post of Owl's Head
Mr. Carroll of Limerick
Mr. Hobbins of Saco
Mr. Tarbell of Bangor
Mr. Jackson of Yarmouth
Mr. Brown of Livermore Falls

The Speaker announced the appointment of the following members to serve on the House Committee on Rules and Business of the House: The Speaker, Ex-Officio; Mrs. Mitchell of Vassalboro, Mr. Higgins of Scarborough and Mr. Smith of Mars Hill.

The Speaker announced the appointment of Mr. Michael of Auburn and Mr. Peterson of Caribou as Monitors.

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

In Convention

The President of the Senate, The Honorable Joseph Sewall, in the Chair.

The Convention was called to order by the Chairman.

On motion of Mr. Higgins of Scarborough, the following members were appointed a committee to receive, sort and count votes for the Constitutional Officers and for the State Auditor:

Senators:

COLLINS of Knox
PIERCE of Kennebec
CONLEY of Cumberland

— on the part of the Senate

Representatives:

MITCHELL of Vassalboro
CARTER of Winslow
HALL of Sangerville
POST of Owl's Head
TARBELL of Bangor
GILLIS of Calais
LUND of Augusta

— on the part of the House

The CHAIRMAN: Nominations are now in order for the office of Secretary of State of the State of Maine.

The Chair recognizes the Senator from Kennebec, Senator PIERCE.

Senator PIERCE: Mr. Chairman, Members of the Joint Convention: I would like to place in nomination for Secretary of State the name of a young man who served three terms in the House, who served on such important committees such as the Judiciary Committee, who has

a wide range of knowledge of State government, and who I think would serve well in that office.

I would like to place in nomination the name of Wayne Gray.

The CHAIRMAN: The Senator from Kennebec, Senator Pierce, has nominated Wayne C. Gray of Rockland for the office of Secretary of State for the State of Maine.

Whereupon, Mrs. Damren of Belgrade seconded the nomination.

The CHAIRMAN: The Chair recognizes the gentlewoman from Hampden, Representative Prescott.

Mrs. PRESCOTT: Mr. Chairman, I would like to place the name of Rodney S. Quinn of Gorham for our Secretary of State of the State of Maine. I believe that during these past two years, Rodney has brought marked improvement in the Secretary of State's Office, and I am proud to place his name in nomination.

The CHAIRMAN: The gentlewoman from Hampden, Mrs. Prescott, has nominated Rodney S. Quinn of Gorham for the office of Secretary of State of the State of Maine.

The Chair recognizes the gentleman from York, Senator Wood.

Senator WOOD: Mr. Chairman, it is, indeed, a great honor for me to second the nomination of Rodney S. Quinn for Secretary of State.

Representative Tarbell of Bangor moved that nominations cease.

Having attended to the duties assigned, Senator Collins, for the Committee, reported as follows:

Total number of votes cast — 182
Necessary for choice — 92
Wayne C. Gray had — 82
Rodney S. Quinn had — 100

Which report was accepted, and Rodney S. Quinn having received a majority of all the votes cast, was declared elected Secretary of State for the political years 1981 and 1982.

The CHAIRMAN: Nominations are now in order for the office of Attorney General for the State of Maine.

The Chair recognizes the gentleman from Livermore Falls, Representative Brown.

Mr. BROWN: Mr. Chairman, it is with pride that I stand before this convention today to nominate Richard S. Cohen to continue his service as Maine's chief law enforcement officer for the next two years.

Attorney General Cohen has served this state not just for the past two years as Attorney General but has served in that office for 17 years in other capacities.

He began his career with the Attorney General's Office in 1963 as an Assistant AG, and in 1967 was appointed Chief of the Criminal Division. In 1971, he was made Deputy Attorney General in charge of Law Enforcement.

Never before in the history of Maine has there emerged a more eminently qualified and experienced individual as Richard Cohen. He brings with him a wealth of experience and common sense.

The position of Attorney General is and should be more than a political position, for we are discussing the largest and busiest law firm in the State of Maine. Its responsibilities do not lie with special interest factions but rather with all the people of the State of Maine. The ultimate decisions made by that office affect every citizen in our great State. That is attested to by today's editorial, leading editorial, in the Kennebec Journal, which says: "Whoever holds the AG's post must be experienced, professional, competent. The citizens who depend so heavily upon the office deserve no less."

The editorial goes on to say: "Cohen's election as attorney general was hailed as a breakthrough for the department. He was the first career deputy to move into the top position."

Mr. President, ladies and gentlemen of this Convention, Dick Cohen is more than an attor-

ney; he is one who has a keen understanding of state government, and that understanding has served Maine well for the past two years.

The Attorney General's Office acts as a check on the bureaucracy. There are many well-meaning but sometimes overzealous bureaucrats who feel, in their quest for justice, that prosecutions should be brought against, citizens, businesses and municipalities even when, for one reason or another, they find themselves innocently in violation of a particular statute. In those instances, it is imperative that we have an element of common sense, that comes only from experience and maturity, to deal with those sensitive issues. Attorney General Richard Cohen possesses those qualities. His basic philosophy has always been that whenever possible it is better to secure compliance with our laws through education than through prosecution.

The position of Attorney General is one of the most powerful in the state. The occupant of that office has the authority and the resources to commence a criminal proceeding or a civil action against any citizen. Such immense power must be exercised judiciously. It should be entrusted to a person who is willing to listen; it should be entrusted to a person who recognizes that there may be more than one side to a story; it should be entrusted to a person who will not exercise it precipitously but only after thorough and careful deliberation.

One only has to reflect on the great issues of the last two years to recognize the quality of this individual. He worked through 13 months of negotiations on one of the thorniest issues to face this state and nation. I refer, of course, to the Indian Land Claim Settlement. Throughout that process, he was tough, he was thorough, and he represented all the people of Maine, as any good attorney would represent his most prestigious client. It was his work that cleared the way for an expeditious journey through the Congress of the United States.

When it was discovered that dangerous chemical wastes were finding their way into Maine, Attorney General Cohen once again responded in a meaningful and forceful fashion to halt further trafficking of hazardous waste into our state. He did so in the face of inadequate state laws. But the fact remains, ladies and gentlemen, he stood tough in a time of crisis.

Dick Cohen has also demonstrated the ability and willingness to tackle the most sensitive and controversial issues confronting our government. When recent events cast doubts about the integrity of our courts, our Governor looked at Attorney General Cohen to investigate the matter. His report provides clear evidence of the thoroughness and fairness with which he discharges his responsibilities no matter what the issues may be or who may be involved.

Mr. President, ladies and gentlemen of this convention, the people of the State of Maine deserve the very best in legal representation. The people of the State of Maine deserve Attorney General Richard Cohen.

The CHAIRMAN: The Chair recognizes the gentlewoman from Augusta, Representative Lund.

Mrs. LUND: Mr. Chairman, Ladies and Gentlemen of the Joint Convention: I rise to second the nomination of Richard Cohen for the office of Attorney General of the State of Maine.

When Dick Cohen was elected to this office two years ago, his qualifications were 15 years of experience and increasing responsibility in the department of the Attorney General. He did not come from a partisan political background, nor did he seek the position as a means to procure higher political office.

During his term, Dick Cohen has conducted his office in a non-partisan manner, has interpreted, enforced and applied all laws equally to all persons without consideration for their political allegiance.

Given the seriousness of political matters in

today's world, this is the year when the Maine Legislature should put aside traditional partisan rewards and choose the Attorney General on the basis of a clear record of performance under both Republican and Democratic administrations. The reelection of Richard Cohen to the position of Attorney General will insure continuity and political neutrality in this vital office.

The CHAIRMAN: The nomination of Richard S. Cohen has been seconded.

The Chair recognizes the gentlewoman from Vassalboro, Representative Mitchell.

Mrs. MITCHELL: Mr. Chairman, Members of this Joint Convention: I am extremely pleased and honored today to offer in nomination the name of James E. Tierney as a candidate for Attorney General of the State of Maine. I am pleased to offer his name in nomination because to me he represents the highest and best in our Maine system. He represents intelligence, industry and, above all, integrity.

I have been saddened to hear comments by many colleagues in this body that the system under which we have operated for the past 160 years is somehow a shameful one, that past attorneys general who have been rewarded by the political spoils of office simply do not measure up; history does not bear this out.

You have heard sterling accolades of the incumbent, who have done very good things. Interestingly, he, too, was elected by this system two years ago as a Republican nominee.

Let's look back a little further. One former attorney general went on to serve in the United States Congress. He was the Speaker; he was so powerful, and while he was there, he wrote Reed's Rules of Order, a very familiar book to most people in this body. He, also, was a product of this system.

Nathan Clifford, Associate Justice of the United States Supreme Court, six Chief Justices of the Maine Supreme Judicial Court — I submit to you that we have nothing to be ashamed of in a system that looks for talented people and votes them into office, and it is that kind of candidate that I offer you today.

Mr. Tierney has demonstrated, in everything that he has done, and I think he brings a new prospect to this office because he also has experience in the private sector. He is a partner in a law firm, which is, indeed, a private business. He knows what it is like to deal with the public outside of these hallowed halls — very important. It is not just a law firm, but is one of the best law firms in the State of Maine.

When he served the public with his work in this legislative body, he rose to majority leader and served there with great distinction for four years. He has always risen to the top, and I think his talents and his visions add much to the State of Maine, and I strongly, proudly, endorse his candidacy for Attorney General.

The CHAIRMAN: The gentlewoman from Vassalboro, Representative Mitchell, has nominated James E. Tierney for the office of Attorney General of the State of Maine.

The Chair recognizes the gentleman from Windham, Representative Diamond.

Mr. DIAMOND: Mr. Chairman and Members of the Convention: It is with a great deal of honor that I second the nomination of James E. Tierney as Attorney General for the State of Maine.

Jim Tierney is known to many of us here, probably most of us here, in a number of ways, and I will name a few of those. Number one, he is respected by all legislators, highly intelligent, very capable, and we all know, very innovative. He is also respected by state government people, the people we call bureaucrats, people we have to work with daily. He also carries the respect, and most importantly, of the people of the State of Maine, and that is whom we are representing here today, ladies and gentlemen. We must not forget that.

He is hard working, he is innovative and, above all, he is respected, and God knows, we

need that respect and that hard work and innovation in the State of Maine today.

The CHAIRMAN: The nomination of James E. Tierney has been seconded.

Representative Mitchell of Vassalboro moved that nominations cease.

Having attended to the duties assigned, Senator Collins, for the Committee, reported as follows:

Total number of votes cast: 182

Necessary for choice — 92

Richard S. Cohen had — 88

James E. Tierney had — 94

Which report was accepted, and James E. Tierney having received a majority of all the votes cast, was declared elected Attorney General of the State of Maine for the political years 1981 and 1982.

The CHAIRMAN: Nominations are now in order for the office of Treasurer of the State of Maine.

The Chair recognizes the gentleman from Bangor, Representative Kelleher.

Mr. KELLEHER: Mr. Chairman, for the political years 1981 and 1982, I nominate Samuel D. Shapiro of Waterville for Treasurer of the State of Maine.

The CHAIRMAN: The Chair recognizes the gentleman from Orono, Representative Davies.

Mr. DAVIES: Mr. Chairman and Members of the Joint Convention: It gives me great pleasure to second the nomination of my good friend and that outstanding business person and financial scholar, Samuel Shapiro, for Treasurer of the State of Maine.

The CHAIRMAN: The nomination of Samuel D. Shapiro has been seconded.

The Chair recognizes the Senator from York, Senator Hichens.

Senator HICHENS: Mr. Chairman and Members of the 110th Legislature: I stand to nominate for the office of State Treasurer a man who had been a colleague of mine in the Senate for three terms and has been a real friend throughout the years.

As majority leader in the Senate and as State Treasurer, he has proven himself to be not only capable but concerned with those whom he has served. He has been instrumental in making several changes as State Treasurer that have been of great benefit to the people of the state, has had a close relationship with the legislature and related governmental agencies, and has made the position of State Treasurer a very viable part of state government. I urge you to consider his many accomplishments during his two years of service, as outlined in the letter sent to you, and vote to keep him on the job.

Mr. President and members of the 110th Legislature, it is my distinct honor and privilege to nominate Jerrold B. Speers for the office of State Treasurer.

The CHAIRMAN: The Chair recognizes the gentleman from Corinth, Representative Strout.

Mr. STROUT: Mr. Chairman, it is, indeed, a pleasure for me this afternoon to second the nomination of Jerrold B. Speers as Treasurer of the State of Maine for the years 1981 and 1982.

The CHAIRMAN: The nomination of Jerrold B. Speers has been seconded.

Senator Pray of Penobscot moved that nominations cease.

Having attended to the duties assigned, Senator Collins, for the Committee, reported as follows:

Total number of votes cast: 181

Necessary for choice — 91

Samuel D. Shapiro had — 96

Jerrold B. Speers had — 85

Which report was accepted, and Samuel D. Shapiro was declared elected State Treasurer of the State of Maine for the political years 1981 and 1982.

The CHAIRMAN: Nominations are now in order for the office of Auditor for the State of Maine for the political years 1981, 1982, 1983, and 1984.

Senator Conley of Cumberland moved that the Senator from Knox, Senator Collins, be authorized to cast one ballot on the part of the Convention in favor of George J. Rainville for State Auditor.

Whereupon, Senator Collins of Knox cast one vote on the part of the Convention in favor of George J. Rainville, and he was duly elected Auditor of the State of Maine for the political years 1981, 1982, 1983 and 1984.

On motion of Senator Collins of Knox, it was ORDERED, that the Secretary be directed to notify the Honorable Rodney S. Quinn of his election as Secretary of State; the Honorable Samuel D. Shapiro of his election as State Treasurer; the Honorable James E. Tierney of his election as Attorney General; and the Honorable George J. Rainville of his election as State Auditor.

Subsequently, the Secretary notified the officers as directed.

On motion of Senator Pierce of Kennebec, it was

ORDERED, that the Secretary be directed to notify the Governor of the election of the Honorable Rodney S. Quinn as Secretary of State; the Honorable Samuel D. Shapiro as Treasurer of State; the Honorable James E. Tierney as Attorney General; and the Honorable George J. Rainville as State Auditor.

Subsequently, the Secretary delivered the message with which she was charged.

The CHAIRMAN: Before the convention is dissolved, the Chair would like to take this opportunity to thank all the members of the 110th Legislature for performing in an exemplary fashion here this afternoon. You will note that we have set some sort of a time record, I believe, in carrying out the duties with which we were charged. Thank you all very much.

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

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

In the House

Called to order by the Speaker.

(Off Record Remarks)

On motion of Mrs. Martin of Brunswick,
Adjourned to ten o'clock tomorrow morning.