

LEGISLATIVE RECORD

OF THE

One Hundred and Eleventh Legislature

OF THE

STATE OF MAINE

Volume I

FIRST REGULAR SESSION

December 1, 1982 to May 13, 1983

HOUSE

Wednesday, December 1, 1982 Pursuant to Article IV, Part 3, Section 1 of the Constitution and Laws of the State of Maine, the Representatives-elect to the One Hundred and Eleventh Legislature assembled in the Hall of the House and were called to order by Edwin H. Pert of Georgetown, Clerk of the One Hundred and Tenth Legislature.

Prayer by Reverend Richard Searles of the Advent Christian Church, Ashland.

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

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

Office of the Secretary of State

To Edwin H. Pert, Clerk of the House of Representatives of the One Hundred and Tenth 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 Eleventh Legislature, as appears by the report submitted to the Governor under date of November 22, 1982. District 1 - Darryl N. Brown of Livermore Falls District 2 - Daniel J. Callahan of Mechanic Falls District 3 - Martin S. Hayden of Durham District 4(1) - Harriet B. Lewis of Auburn District 4(2) - Constance D. Cote of Auburn District 4(3) - Alfred L. Brodeur of Auburn District 4(4) - John M. Michael of Auburn District 5 - Sharon A. LaPlante of Sabattus District 6(1) - John Telow of Lewiston District 6(2) - Louis Jalbert of Lewiston District 6(3) - N. Paul Gauvreau of Lewiston District 6(4) - Gregory G. Nadeau of Lewiston District 6(5) - James R. Handy of Lewiston District 6(6) - Roger M. Pouliot of Lewiston District 7 - Susan J. Pines of Limestone District 8 - Frederick J. Anderson of Stockholm District 9 - Steven E. Crouse of Washburn District 10 - Kenneth L. Matthews 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, Sr. 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) - Thomas H. Andrews 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 - Allan L. Bonney of Falmouth District 23 - Gary C. Cooper of Windham

- District 24 Philip C. Jackson of Harrison
- District 25 Robert G. Dillenback of Cumberland
- District 26 Ernest Clifford Greenlaw of Standish
- **District 27 James Mitchell of Freeport**
- District 28 Edward Ainsworth of Yarmouth
- District 29 Donnell P. Carroll of Gray 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 - Stephen M. Zirnkilton of Mount Desert
- District 44 Alfred W. Perkins of Brooksville
- District 45 John P. Daggett of Manchester
- 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 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) - Donald F. Sproul of Augusta District 52(1) - Zachary E. Matthews of

- Winslow
- District 52(2) Ruth Joseph of Waterville
- District 52(3) Paul F. Jacques of Waterville District 53 Donald V. Carter of Winslow
- District 54 Paul Parent of Benton
- District 55 Carol Allen of Washington District 56 - Guy G. Scarpino of St. George
- District 57 Earl K. Kelly of Camden
- District 58 James H. Mayo of Thomaston District 59 - Rita B. Melendy 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 L. Brown of Bethel
- District 64 Laurence L. Kiesmar of Fryeburg District 65 - Susan J. Bell of Paris
- District 66 Roger N. Roderick of Oxford
- District 67 Francis J. Perry of Mexico
- District 68 Phillis R. Erwin of Rumford
- District 69 Weston R. Sherburne of Dexter District 70 Ralph M. Willey of Hampden
- District 71 Herbert E. Clark of Millinocket
- District 72 Michael H. Michaud of East
- Millinocket District 73 - Harold R. Cox of Brewer
- District 74 Mary-Ellen Maybury of Brewer
- District 75 James W. Reeves of Newport
- District 76 Robert A. MacEachern of Lincoln
- District 77 John C. Bott of Orono
- District 78 Stephen M. Bost of Crono
- District 79 John A. Cashman of Old Town
- District 80 Eugene J. Paradis of Old Town
- District 81 Donald A. Strout of Corinth
- District 82 James Dudley of Enfield
- District 83(1) Edward C. Kelleher of Bangor District 83(2) - Catharine Koch Lebowitz of
- Bangor
- District 83(3) John N. Diamond of Bangor District 83(4) - Patricia Stevens of Bangor
- District 83(5) Robert E. Murray, Jr. 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 - Dorothy A. Rotondi of Athens 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 - Antonio J. Tammaro of Bailyville 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 - Frederick F. Soucy 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 - H. Stedman Seavey of Kennebunkport

1

- District 115(1) Robert W. Norton of Biddeford
- District 115(2) Gerard J. Lehoux 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 twenty-fourth day of November, 1982.

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 Tenth Legislature.
- The elected membership of the House being 151 and 150 members-elect having answered to their names, a quorum was found to be present. Absent was: Representative Martin of

On motion of Representative Diamond of

Bangor, Representative Carter of Winslow,

Representative Macomber of South Portland,

Representative McHenry of Madawaska, Rep-

resentative Benoit of South Portland, Repre-

sentative Davis of Monmouth, Representative Brown of Livermore Falls and Representative

Brown of Bethel 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

ed that the committee had discharged the

duty assigned it, and the Governor was pleased

to say that he would forthwith attend upon the

Representatives-elect for the purpose of

administering to them the oaths required by

The CLERK: At this, the opening of the 111th

Maine Legislature, it is important that we

pause to recognize a legislator who has been

his 19th term as a member of this body. For

2,055 legislative days he has been in attend-

ance at sessions of the Maine House of Repre-

sentatives. This is not only a record for the

That member of whom I speak today begins

with us for a significant period of time.

Mr. Carter of Winslow subsequently report-

Brunswick.

their official duties.

the Constitution.

State of Maine, but this legislator now is third in the United States of America in terms of his longevity in a legislative body.

I should like to read a communication:

City of LEWISTON Maine Executive Department Paul R. Dionne

Mayor

December 1, 1982 State Representative Louie Jalbert

"Mr. Democrat"

State House

Augusta, ME 04330

Dear Representative Jalbert:

On behalf of the City of Lewiston, its Mayor and Council, I want to express our most sincere congratulations and best wishes as you begin a new term of office.

Not only are you considered the Dean of the House, but many of your friends and colleagues now consider you a legendary figure in Augusta. What would the House be without you?

You have served your constituents in Lewiston and throughout the State with faithfulness, dedication, and perseverance for so many years that some of us have forgotten just how long it has been.

Again, best wishes as you begin your new term of office as a Democratic State Representative from Lewiston.

> Sincerely, For the Mayor and Council S/LUCIEN B. GOSSELIN

City Administrator The CLERK: The Clerk recognizes the gentleman from Lewiston, Mr. Jalbert.

Mr. JALBERT: Standing here in my second home, really, for once in my life I'm speechless. Thank you.

The CLERK: The Clerk of the House would like to ask the gentlewoman from Portland, Mrs. Beaulieu, if she would come to the rostrum with the Acting Sergeant-at-Arms.

Thereupon, Mrs. Beaulieu presented Mr. Jalbert with flowers that were sent from the City of Lewiston. (Prolonged applause, the members-elect rising).

At this point, His Excellency, Governor Joseph E. Brennan, entered the Hall of the House amid applause, the members-elect rising.

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

GOVERNOR BRENNAN: Mr. Clerk and Honorable Members of the Maine House of Representatives: One hundred and ten previous times in the long history of this state, new Legislatures have convened to do the people's business. The elected representatives of our cities, towns and villages have met to fulfill their constitutional responsibilities.

The first day of every legislative session is filled with enthusiasm, with determination and with hope.

Today is the ninth time that I have been privileged to be here on the first day of a new legislative session, and I can well remember my verv first session.

I was elected to the House in 1964, helped, no doubt, by that great Democratic landslide of that year.

Already veteran legislators at that time were Louie Jalbert and Jim Dudley; Don Carter had been elected to the other body that year, and George Carroll was likewise elected to this House at that time.

One of the other green freshmen that year is in this chamber today. He is the very able and distinguished Speaker, The Honorable John Martin.

Another member of the freshman class of 1964 is down the hall in the unmentionable branch, presiding over the other body, Senator Gerard P. Conley. All three of us arrived here, as many of you have, particularly new ones, not really knowing just what to expect. Surely whatever ambition we had was limited to trying to do a good job on behalf of the people of Maine. I suspect, though I would not say for certain,

I suspect, though I would not say for certain, that John Martin did not come here knowing Robert's Rules of Order as intimately as he knew Eagle Lake. And there are those—of course I'm not among them—who have said that Speaker Martin has since written his own rules of order.

I am more certain that Gerry Conley didn't come to the House in 1964 from the streets of downtown Portland intending to become the savior of the moose, and frankly that has been but a sideline for him. His major interest has been, and he has been very effective at it, has been human services.

But we learned the procedures and the rules, we made some mistakes along the way, and we discovered, through a process of trial and error, that this system does work. It does respond to the will of the people, the needs of the state and the demands of the times. Those of you who have been here before have already discovered that. Those of you who are seated for the first time will certainly find it out. And all of you, when you leave here next May or June, will have a truer understanding of where Maine is today, where Maine is going, and what more needs to be done for our state.

And so, I am pleased to congratulate you upon taking office, and I welcome all of you, men and women, Democrats and Republicans, veterans and new faces, and I wish each of you great success during the life of this 111th Legislature.

No one should underestimate the importance of the duties that await you. It is your charge to approve an operating budget for the next two years; to pass judgment on the men and women who will administer the people's agencies and those who will serve as judges on our courts; and most of all, to be the final voice on public policies of this state.

The responsibilities are heavy indeed, but I am optimistic that this will be another successful Legislature.

If I could, I would confine my remarks to these optimistic words, but I cannot.

Another time, perhaps, it would be more appropriate to devote this day solely to ceremony, but we do not have this leisure this year, for the job ahead is truly a tough one.

These have been difficult times for our nation and for our state. And yet, we have seen in Maine some encouraging signs of hope and progress. The private sector has enjoyed a period of growth in recent years. Unemployment has been well below the national average. The success the State of Maine has enjoyed in preserving our unique way of life has made us the envy of many of our sister states. The very name "Maine" has come to stand for some very positive ideas: excellence in workmanship; an unhurried, tranquil way of life; clean air and clean water; and a sense of community that has been lost in so many other places.

To us, and to those not so fortunate to live here, Maine is truly a special place. At the same time, there are difficulties that cannot be denied, difficulties that will influence you every time a bill comes before this body.

We remain captives of a troubled national economy, and while we are doing better than many states, we will live in a time when too many people can only dream of a little better life.

We are faced with the problems of tax indexing, and specifically, it may fall to this Legislature to regrettably undo some of the work of the last Legislature, some of the work that so many members of this House worked so hard on and so effectively to meet the needs of our people. You may have to do that by cutting \$32 million, or some part of that amount, from programs that are not frills, although sometimes some writers say very glibly—cut some frills. They're not frills, they're programs like school subsidies, homemaker services, guards at the prison, aides at Pineland, and so many other programs that are meeting the felt needs of our people.

We face continued uncertainty from Washington and the undeniable need to reduce the huge federal deficit. And Washington may well make its cuts from monies that go to the states and cities and to needy families.

And so, for you men and women of conscience and for the members of my Cabinet, and for myself, this will not be an easy year. We will have to say "no" when we want to say "yes." We will have to postpone things that should not be put off, and we will find it impossible to do some of the things that we were dreaming of doing when we came here.

But these financial realities do not mean that we should just pack up our ideals and go home, for much is still possible.

We will be introducing major new legislation in such areas as economic development, human services, energy and natural resources, capital construction and government reform.

We can, and we will, continue to build a better business climate for the people of our state. And to that end, I will ask this Legislature to enact a major program to support the people who make their living in the tourist industry.

I will ask for your help in better promoting the products of our farms and our forests and our sea, and I will ask for a further commitment to improve our already fine vocational educational system so our young people can be better prepared to work in the world of high technology.

We can, and we will, take steps to remove great burdens from our people. And to that end, I will ask this Legislature to enact a farreaching bill to come to grips with the soaring cost of health care.

We can, and we will, improve our roads and our bridges. In the process, I will submit for your approval a measure to solve once and for all the chronic problem of highway financing, and we will do it in a way that treats fairly all those who use our roads.

We can, and we will, continue our progress toward social justice. To that end, I will ask this Legislature to change our Constitution so that it finally guarantees full protection, full rights, and full opportunities to the women of our state by enacting the Equal Rights Amendment.

There are many other things that we plan to do, but we will be spelling those out in the course of our Inaugural Address and in the course of our legislative message come January.

I can assure you that the next one hundred legislative days will be a time of trial and challenge for all of us, but I also know that you have in both parties dedicated and capable leaders of good will, leaders who share with you and share with me the determination to see that this system works again.

And I can promise you full cooperation and assistance from my Cabinet, from my staff, and from myself as we work together in service to those who have sent us here.

So, again, I congratulate you and I wish you all a happy holiday season and a very successful and productive session.

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

On motion of Mr. Jacques of Waterville: Representative Nadeau of Lewiston, Representative Thompson of South Portland, Representative Carroll of Limerick, Representative Brannigan of Portland, Representative Diamond of Bangor, Representative Bell of Paris and Representative Brown of Livermore Falls were appointed a Committee to receive, sort and count votes for the Speaker.

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

Mrs. MITCHELL: Mr. Clerk and Members of the House, and Distinguished Guests: As many of you are aware, it is the standing tradition of this body for the Minority Floor Leader to nominate the Speaker of the House. But because of the historical significance of this occasion, he has graciously assented and has allowed me the honor of placing in nomination a Speaker who has served for four consecutive terms. It is a distinct honor to be able to nominate John L. Martin for his fifth term as Speaker of the Maine House of Representatives, the first person in the history of the State to serve five terms as Speaker.

The gentleman from Eagle Lake began his career in this body in 1965. He has been reelected every term since that first brush with the Legislature. In 1971, he was elected to the position of Minority Floor Leader, a post he held until 1975, when he was elected for the first time as Speaker of the House.

The years that John Martin has led this body have been good years, years in which great strides have been made on behalf of the people of Maine. Mr. Martin has been fair, though firm, in his administration of this House. He has been a hard worker for his constituents, his party, and for his colleagues on both sides of the aisle. As John Kennedy said, "Leadership and learning are indispensable to each other.' John Martin embodies that. Not only is he a teacher by profession when he is not working here for us in the Maine Legislature, but he continues to teach through his role as Speaker to freshmen legislators, to veterans, and I think that the new people will quickly concur, as they join with the veteran legislators, that this indeed is post graduate school because it is a place of great learning, and it is very important to have a teacher as Speaker of the House.

In his book on Speakers of the House, Jim Mundy described John Martin as "both articulate and outgoing, a master parliamentarian and a dignified, even imposing presiding officer." He is all that, and more. And a side that is often unmentioned, John Martin is very sensitive, he is very compassionate. No detail or no person is too small or insignificant to merit his attention.

In my years in the legislature, John Martin has been helpful, guiding and supportive of the types of programs that are so important in making Maine the state that we love to live in. He has presided with grace which makes it easy for a freshman legislator to become acquainted, and with the understanding that allows the business of the legislature to proceed with proper dispatch.

It is my pleasure to place in nomination the name of my good friend, the gentleman from Eagle Lake, John L. Martin, as Speaker of the Maine House of Representatives.

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

Mr. HIGGINS: Mr. Clerk and Members of the House, Distinguished Guests: Having been elected the Minority Floor Leader in the 110th Legislature, my first official duty was to nominate the man we are going to nominate again today. As my party's floor leader for the 111th, I have been asked to second the nomination of the good gentlelady from Vassalboro, Mrs. Mitchell.

I would be less than honest with the members of the House and those here if I did not confess that many of us had great anticipation of role reversal this year, but that is not the case, and I would like to take this opportunity to nominate John Martin to serve for an unprecedented fifth term as Speaker of this House.

When former Secretary of State Ed Muskie

addressed this body last January, he had some pretty good things in mind. Obviously, he's not of the same party that I am, but I read through the minutes of the Legislative Record and I was impressed with some of the things he had to say. One of them was regarding what our purpose is as legislators, as in his particular case Secretary of State, in serving and being involved in government, and I would like to quote part of that if I could. "We are here because we are concerned about our present circumstances and we are worried about the future, a concern which unites us despite our differences about the scope of cur problems and the best solutions."

The next six months will offer many challenges to both parties, but more especially to the Democratic leaders and the Governor as they offer us suggested legislation intended to formulate policy and direct our state for the next two years. The problems surrounding economic development, taxation, highway funding and the general business climate of the state, especially issues like workers' compensation and effective implementation of the new federalism, to mention a few, will certainly require positive action by both parties. While our problems may be involved and complex, I do not believe they are insurmountable; we have proven that in the past.

As Republicans, it is our intention to act in a reasonable and responsible manner that will benefit the greatest amount of Maine citizens. It is in this spirit of concern and cooperation that I am proud to second the nomination of John Martin of Eagle Lake to continue as Speaker of the Maine House of Representatives.

Whereupon, Mr. Diamond of Bangor moved that the nominations cease.

On motion of Mrs. Mitchell of Vassalboro, the Committee cast one vote for the House for John L. Martin and he was thereupon elected Speaker of the House.

At this point, Mrs. Mitchell of Vassalboro escorted the Speaker to the rostrum amid applause, the members rising.

SPEAKER MARTIN: Thank you very much, and special thanks to the gentlewoman from Vassalboro, Mrs. Mitchell, and to the gentleman from Scarborough, Mr. Higgins, for their kind words.

Today, for the 111th time in the history of the State of Maine, a new legislature is being convened. This is an exciting time for all of us, for both freshmen and veterans alike. It is a new beginning that takes place every two years in a more or less orderly fashion according to the Constitution of this State.

Each new legislature reflects the will of the people of Maine as they expressed it at the polls. Sometimes the change between the two consecutive legislatures is great and sometimes it is small.

This legislature, as we all know, will be markedly different from the 110th, because for the first time in 70 years the Democrats control the House, the Senate and the Executive Branch.

Different people will interpret the results of the November election as a mandate for many different things. Some will say that the people issued a mandate for one political party. Others will say that the people mandated a political philosophy or that they may even have rejected an economic policy. The interpretations of the election results will be many and as varied as there are different interests in the State of Maine. But I believe that the people of Maine mandated one thing and one thing only last November—they issued a mandate for good government, for reason and a reasonable approach to solving the many and varied problems of the State of Maine.

The people of Maine voted for members of both political parties, whether they be liberals or conservatives, for men and women who are dedicated to Maine and to its people, because the people of Maine want an orderly state government, capable of conducting the business of the state in a straightforward and serious fashion.

The 111th Maine Legislature has the experience, the maturity and the new ideas that it will take to meet the challenge of the people and what the people of Maine have given us. The measure of our success or our failure will be the manner in which we attempt to answer these concerns. If we are serious about improving the conditions in which our people live and the economic opportunities available to them, then we'll find a way, despite our philosophical differences, to reach solutions.

Neither obstructionism nor arrogance on the part of either the minority or majority will reflect well upon this body or upon its members, because the 111th Legislature must produce solutions and not rhetoric. The times are too serious for us and the people of Maine to settle for less.

I personally look forward to a productive two years with you, and it is my sincere wish that this body will be remembered for the things it does and not for the things that it failed to do. So let us join together and give the people of Maine the solid, responsible and responsive state government that they want and that they deserve.

Let me quote finally in closing from John Kennedy: "Let us not seek the Republican answer or the Democratic answer, but the right answer."

Thank you very much.

On motion of Mrs. Chonko of Topsham: Representative Hayden of Durham, Representative Beaulieu of Portland, Representative Mayo of Thomaston, Representative Nelson of Portland, Representative Swazey of Bucksport, Representative Drinkwater of Belfast and Representative Small of Bath 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 gentleman whom I am about to nominate to serve as Clerk for the next two years is familiar to most of us, having served as an officer of this body or the other body for at least a dozen years.

I think the veteran members of the House will agree with me that he has shown perseverance, patience and tolerance, along with a great deal of dedication, over the past few years. And as far as I know, he has yet to file a worker's comp claim for job-related injury due to the fact of his proximity to the Speaker and his gavel. I do notice that the Speaker has a bright, new, shiny gavel today, and I hope that he'll make it through at least the first day.

Seriously, I have observed Ed Pert for the eight years that I have been here in the House, and I think that you will agree with me that he has discharged the duties of his office in a responsible and efficient manner.

So, it is at this time that I am pleased to place in nomination before you the name of Edwin H. Pert of Georgetown as Clerk of the Maine House of Representatives.

Representative Davis of Monmouth moved that nominations cease.

On motion of Mrs. Mitchell of Vassalboro, the Committee cast one vote for the House for Edwin H. Pert of Georgetown as Clerk, and he was thereupon elected.

On motion of Mrs. Roberts of Buxton: Representative McGowan of Pittsfield, Representative Kelleher of Bangor, Representative Vose of Eastport, Representative Ketover of Portland, Representative Brown of Gorham, Representative Dexter of Kingfield and Representative Zirnkilton of Mount Desert were appointed a

Committee to receive, sort and count votes for	Elinor W. Goldblatt, Auburn
Assistant Clerk of the House.	District 4(3)
The SPEAKER: The Chair recognizes the	
gentleman from Monmouth, Mr. Davis. Mr. DAVIS: Mr. Speaker and Members of the	District 4(4) John M. Michael, Auburn
House: It gives me a great deal of pleasure this	
morning to place in nomination the name of	
Deborah Bedard Wood to serve as Assistant.	
Debbie has served us with efficiency and dedi- cation in the past, and I'm sure you will agree	Albert G. Stevens, Sabattus District 6(1)
with me that she is well qualified to continue in	R. Bert Demers, Lewiston
this position.	John Telow, Lewiston
Therefore, at this time I nominate Deborah	District 6(2)
Bedard Wood to serve as Assistant Clerk of the	Louis Jalbert, Lewiston District 6(3)
Maine House of Representatives during the 111th Legislature.	N. Paul Gauvreau, Lewiston
Mr. Michaud of East Millinocket moved that	District 6(4)
nominations cease.	Gregory G. Nadeau, Lewiston
On motion of Mrs. Mitchell of Vassalboro, the Committee cast one vote for the House for	District 6(5) Jules G. Goudreau, Lewiston
Deborah Bedard Wood, and she was there-	James R. Handy, Lewiston
upon elected Assistant Clerk of the House.	District 6(6)
	Roger M. Pouliot, Lewiston
At the request of Mrs. Reeves of Pittston,	District 7
Representative Carter of Winslow escorted the Clerk-elect and the Assistant Clerk-elect to the	Gerald F. DiProfio, Limestone Susan J. Pines, Limestone
Office of the Governor for the purpose of tak-	District 8
ing and subscribing to the necessary oaths of	Frederick J. Anderson, Stockholm
office to qualify them to enter upon the dis-	Others
charge of their official duties. Thereupon, Edwin H. Pert, Clerk, and	District 9 Steven E. Crouse, Washburn
Deborah Bedard Wood, Assistant Clerk,	Philip F. Peterson, Caribou
appeared and entered upon the discharge of	District 10
their official duties.	Kenneth L. Matthews, Caribou
	District 11
On motion of Ms. Benoit of South Portland: Representative Crowley of Stockton Springs,	Cecil Lewis Brown, Presque Isle Mary H. MacBride, Presque Isle
Representative Clark of Millinocket, Represen-	District 12
tative Hickey of Augusta, Representative	John Lisnik, Presque Isle
Thompson of South Portland, Representative	District 13 Hilds C. Martin, Van Bunan
Bell of Paris, and Representative Parent of Benton were appointed a Committee to notify	Hilda C. Martin, Van Buren District 14
the Governor of the organization of the House	John L. Martin, Eagle Lake
by the election of the Honorable JOHN L. MAR-	George C. Sawyer, Ashland
TIN as Speaker, Mr. EDWIN H. PERT as Clerk,	District 15 Demodel Thericalty Fort Kent
and Mrs. DEBORAH BEDARD WOOD as Assistant Clerk and are ready to transact such	Raynold Theriault, Fort Kent Others
business as might come before it.	District 16
Subsequently, Representative Crowley of	Edward A. McHenry, Madawaska
Stockton Springs reported that the Committee	Others District 17
had delivered the message with which it was charged.	District 17 Donald C. Eisensmith, Fort Fairfield
	Luman P. Mahany, Easton
Messages and Documents	District 18
The following Communication: State of Maine	Wayne W. Cushman, Mars Hill Carl W. Smith, Sr., Mars Hill
Office of the Secretary of State	District 19
Augusta, Maine	Gennette MacNair Ingraham, Houlton
November 24, 1982	District 20
To the Speaker of the House of Represent- atives:	Ernest I. Elder, Sherman Carl B. Smith, Island Falls
In compliance with the Constitution and	Weldon M. Smith, Hodgdon
laws of the State of Maine, I have the honor to	District 21(1)
herewith transmit the returns of the votes cast	Edith S. Beaulieu, Portland
for Representatives to the Legislature in the several cities, towns and plantations in the	Efrem J. Velez, Portland District 21(2)
State of Maine at the General Election held on	Thomas H. Andrews, Portland
November 2, 1982.	District 21(3)
Respectfully,	Laurence E. Connolly, Jr., Portland
S/RODNEY S. QUINN Secretary of State	District 21(4) Iva F. Leiter, Portland
	Merle Nelson, Portland
District 1	District 21(5)
Darryl N. Brown, Livermore Falls 1,752	Harlan Baker, Portland
Charles C. Coolidge, Leeds 1,267 Others 1	District 21(6) Joseph C. Brannigan, Portland
District 2	William W. Weeks, Portland
Daniel J. Callahan, Mechanic Falls 3,342	District 21(7)
Others 1 District 2	Peter J. Manning, Portland
District 3 Martin S. Hayden, Durham 2,735	District 21(8) H. Craig Higgins, Portland
Others 1	District 21(9)
District 4(1)	Harriet A. Ketover, Portland
Harriet B. Lewis, Auburn 1,871 Stephen M. Polletier, Auburn 061	District 21(10)
Stephen M. Pelletier, Auburn 961 District 4(2)	John J. Joyce, Portland Michael E. Profenno, Portland

1,546

District 22

1,169	Allan L. Bonney, Falmouth Peter J. Wiley, Falmouth	2,097 1,928
1,616 1,501	District 23 Gary C. Cooper, Windham Winfred M. Strout, Jr., Windham	$2,\!487$ $2,\!145$
1,151 2,053	District 24 Philip C. Jackson, Harrison Others	4,087
1,708	District 25 Robert G. Dillenback, Cumberland	2,721
880 1,751	John A. Trainor, Cumberland District 26	1,812
2,053	Ernest Clifford Greenlaw, Standish Marian E. Gowen, Standish (Write-in) District 27	3,373 45
1,525	Merton Fillmore, Freeport James Mitchell, Freeport	1,639 2,444
1,431	Others District 28	2
1,147 2,182	Edward Ainsworth, Yarmouth Erving H. Bickford, Yarmouth District 29	2,250 2,003
2,468 286	Donnell P. Carroll, Gray David C. Finn, New Gloucester Eugene A. Sampson, New Gloucester	2,076 653 1,363
57 0	District 30 Ada K. Brown, Gorham	2,447
697 5	Waino T. Ray, Gorham District 31(1)	1,498
951 899	J. Robert Carrier, Westbrook Harold W. Hickey, Westbrook District 31(2)	1, 964 1,175
1,649	Russell R. Day, Westbrook Courtney E. McClure, Westbrook	1,443 1,290
427	District 32 Sharon B. Benoit, South Portland	2,248
1,251	John M. Harrison, Scarborough District 33	1,259
1,631 1,819	Hilda S. Dykeman, Scarborough Linwood M. Higgins, Scarborough District 34	1,110 2,719
1,904	Nancy N. Masterton, Cape Elizabeth Susan A. Steermann, Cape Elizabeth	2,467 1,288
725 2,059	District 35(1) Anges Mavourneen Thompson, South Portland	2,206
3	Others District 35(2)	3
1,866 3	Guy R. Bailey, South Portland Edward J. Kane, South Portland District 35(3)	1,223 1,575
1,078	Harold M. Macomber, South Portland	2,451
1,378 991	District 36 Charles M. Webster, Farmington Others	2,688 2
1,669	District 37 Richard L. Dorey, Jay	1,494
1,853	Richard E. McCollister, Canton District 38	1,637
234 1,207	Thomas Walter Deely, Kingfield Edward L. Dexter, Kingfield	294 1,551
1,092	Howard E. Gurney, Rangeley	1,227
1,881	Others District 39	1
557	Richard W. Armstrong, Wilton Lewis G. Maxwell, Wilton District 40	1,693 1,217
1,145 1,652	Ruth Cummings, Gouldsboro Roland S. Salsbury, Jr., Bar Harbor	1,420 1,808
674	District 41 Ruth S. Foster, Ellsworth	2,508
2,247	Donald H. Kenney, Sullivan District 42	567
1,620	Vaughn A. Lowell, Bucksport Dana S. Swazey, Bucksport	1,570 2,136
2,012 939	District 43 Joseph B. Thomas IV, Mount Desert Stephen M. Zirnkilton, Mount Desert	1,285 2,320
2,595	District 44 Arnold J. Gross, Penobscot	1,378
2,635	Alfred W. Perkins, Brooksville District 45	1,688
2,106	John P. Daggett, Manchester Catharine L. Damren, Belgrade	2,306 2,050
2,092 1,142	District 46 Leland C. Davis, Jr., Monmouth	2,410
•	Maureen M. Johnson, Winthrop	1,315

District 4(2) Constance D. Cote, Auburn

District 47 Norman E. Weymouth, West Gardiner Norman P. Whitzell, Randolph	2,240 1,653
District 48 Jean T. Dellert, Gardiner	966
Thomas A. Kilcoyne, Gardiner District 49	1,721
Jacquelyn V. McCourtney, Hallowell Polly Reeves, Pittston District 50	809 2,211
Sharon B. Bean, Sidney Elizabeth H. Mitchell, Vassalboro	1,066 2,615
District 51(1) Daniel B. Hickey, Augusta Elwin A. Sharpe, Augusta	1,526 417
District 51(2) Patrick E. Paradis, Augusta Wayne Winslow, Augusta	2,053 711
District 51(3) John L. Dudley, Augusta Donald F. Sproul, Augusta	1,676
District 52(1) Karen Grondin, Waterville	1,713 867
Zachary E. Matthews, Winslow District 52(2)	1,644
District 52(2) Don G. Harris, Waterville Ruth Joseph, Waterville District 52(3)	770 1,461
Paul F. Jacques, Waterville	1,943
District 53 Donald V. Carter, Winslow District 54	2,020
Irene L. Belanger, China Paul Parent, Benton District 55	1,362 2,128
Carol Allen, Washington Perry L. Davis, Searsmont District 56	2,193 1,517
Emily B. Lane, Vinalhaven Guy G. Scarpino, St. George	1,887 1,897
District 57 Earl K. Kelly, Camden Clifford F. O'Rourke, Camden	2,132 1,940
District 58 Vernon Jordan, Warren James H. Mayo, Thomaston	1,148 1,602
District 59 Rita B. Melendy, Rockland Thomas J. Molloy, Rockland	919 905
District 60 Muriel Holloway, Edgecomb	3,016
Rodd L. Hopper, Edgecomb District 61 David B. Soule, Jr., Westport	1,397 2,474
Karen D. Stram, Dresden District 62 Douglas E. Curtis, Waldoboro	2,108 2,433
Edwin F. Penniman, Bristol Emily Trask-Eaton, Waldoboro	237 1,513
District 63 Karen L. Brown, Bethel Emily C. Saunders, Bethel	1,947 1,077
District 64 Jeffrey Arnheiter, Lovell Laurence L. Kiesman, Fryeburg	998 2,416
Others District 65	5
Susan J. Bell, Paris Others District 66	2,917 1
Herbert H. Marshall, Norway Roger N. Roderick, Oxford District 67	1,378 1,732
Francis J. Perry, Mexico Others District 68	1, 909 1
Phyllis R. Erwin, Rumford Robert F. Mersereau, Rumford	2,024 612
District 69 James L. Peakes, Dexter Weston R. Sherburne, Dexter	1,386 1,387
District 70 Barbara W. Grover, Plymouth Ralph M. Willey, Hampden	1,032 2,146
District 71 Herbert E. Clark, Millinocket	2,115
Dennis L. Morton, Millinocket	405

40 53	District 72 Michael H. Michaud, East Millinocket Royce E. Smallwood, Patten	1,8 4
36	District 73 Alan L. Baker, Orrington	1,5
21	Harold R. Cox, Brewer	1,7
)9	Jerry Lewis Hudson, Brewer District 74	1
11	Douglas Blanchard, Brewer	2
56	Dudley J. Bouchard, Brewer Mary-Ellen Maybury, Brewer	1,2 1,3
15	District 75	
26	Seth H. Bradstreet, Newport James W. Reeves, Newport	1,7
17	District 76	1,74
	Robert A. MacEachern, Lincoln	1,54
53 1	A. Earl Tomilson, Lincoln District 77	8
	John C. Bott, Orono	1,00
76 .3	Nancy A. Whitman, Orono Others	70
.0	District 78	
57	Stephen M. Bost, Orono	2,34
4	Edward David, Holden Others	1,60
0	District 79	
51	John A. Cashman, Old Town Joseph H. Cyr, Old Town	1,66 1,18
3	Others	1,10
0	District 80	0.07
20	Eugene J. Paradis, Old Town Others	2,37
2	District 81	
8	Donald A. Strout, Corinth Others	2,86
3	District 82	
7	James Dudley, Enfield	1,62
7	Elwin L. Sage, Howland James Blanch, Enfield (Write-in)	1,00 8
7	Others	
2	District 83(1) Douglas G. Clendenning, Bangor	69
ō	Edward C. Kelleher, Bangor	1,34
8	District 83(2) Thomas A. Duffy, Bangor	1,22
2	Catharine Koch Lebowitz, Bangor	1,40
^	District 83(3)	
9 5	John N. Diamond, Bangor District 83(4)	1,13
	Angela Z. Aloupis, Bangor	1,21
6 7	Patricia Stevens, Bangor District 83(5)	1,78
	David L. DesIsles, Bangor	92
4	Robert E. Murray, Jr., Bangor	1,53
8	District 84 William B. Hamlin, Sebec	1,15
3	Stephanie Locke, Sebec	1,79
7 3	District 85 Arthur W. Geetersloh, Jr., Greenville	22
	John E. Masterman, Milo	1,73
7 7	Richard A. Ross, Greenville District 86	75
•	Donald M. Hall, Sangerville	1,74
8 6	David C. Pratt, Sangerville District 87	1,31
5	Pamela L. Cahill, Woolwich	2,23
7	Mary Denzer, Woolwich	28
1	Arleen M. Trott, Richmond District 88	1,25
	Andrews B. Campbell, Bowdoinham	1,13
8 2	Lorraine N. Chonko, Topsham Others	1,82
-	District 89	
9	Ellen Low Doran, West Bath	1,00
l	Courtney E. Stover, West Bath District 90	1,46
1	Darla M. Jewett, Bath	1,35
2	Mary E. Small, Bath District 91(1)	1,56
3	Antoinette C. Martin, Brunswick	2,21
7	District 91(2) F. Christopher Liveray, Brunswick	1 60
2	E. Christopher Livesay, Brunswick Mary Molly Pitcher, Brunswick	1,69 97
5	Others	
5	District 92 Sumner A. Jones, Jr., Pittsfield	87
5	Patrick K. McGowan, Pittsfield	1,96

	Others	2
90	District 93	2
78	Francis B. Henderson, Skowhegan	1,225
77	W. Norman Walker, Skowhegan District 94	1,406
04	Dan A. Gwadosky, Fairfield	2,037
62	Vincent C. Peters, Fairfield	722
37	District 95 F. Fay Ham, Norridgewock	1,224
29	Alexander Richard, Madison	1,782
88	District 96	
n 9	Bernard H. Austin, Bingham	1,222
23 41	Dorothy A. Rotondi, Athens District 97	1,470
	Lionel H. Conary, Oakland	1,766
41	Pamela J. Partridge, Anson	1,530
22	District 98 Lloyd G. Drinkwater, Belfast	2,398
66	Others	2,000
60	District 99	
3	Nathaniel J. Crowley, Sr., Stockton Springs	1, 93 3
40	Ralph B. Rowe, Sr., Searsport	1,450
60	District 100	
1	Robert Sezak, Troy	1,264
65	Dana P. Stevenson, Unity Others	1,997 1
88	District 101	
5	Fred W. Moholland, Princeton	1,956 3
74	Others District 102	3
3	Robert J. Gillis, Jr., Calais	991
	Antonio J. Tammaro, Baileyville	1,182
62 5	District 103 Kevin L. Raye, Perry	1,190
0	Harry L. Vose, Eastport	1,625
28	District 104	· · · - ·
03 84	Norman W. Nelson, Roque Bluffs Edwin C. Randall, East Machias	1,454 1,601
3	District 105	1,001
	John R. Baldwin, Addison	1,695
92 12	Maynard G. Conners, Franklin	1,807
±2	District 106 Neil Rolde, York	3,669
24	Others	1
)8	District 107	636
37	Cecil O. Lancaster, Kittery Frederick F. Soucy, Kittery	907
	District 108	
17	Orland G. McPherson, Eliot	2,359
32	Others District 109	4
23	Rosa M. Dickson, Berwick	1,270
30	Warren F. Studley, Berwick	1,460
55	District 110 Harriet H. Ellison, North Berwick	1,576
98	Alberta M. Wentworth, Wells	2,746
0	District 111 Debut F. Mangue, Kennehunk	1.990
28 34	Robert E. Mongue, Kennebunk Thomas W. Murphy, Jr., Kennebunk	1,330 2,688
58	District 112	_,
7	Lawrence F. Libby, Sanford	1,234
17 .4	Vinton T. Ridley, Shapleigh District 113(1)	1,884
	Marcella M. Sowerby, Sanford	1,051
0	John L. Tuttle, Jr., Sanford	1,963
60 64	District 113(2) Carlton Chamberlan, Sanford	670
	David S. Paul, Sanford	1,845
3	District 114	2,350
4 1	John C. Monteith, Waterboro H. Stedman Seavey, Kennebunkport	2,973
-	District 115(1)	_,
4	Robert W. Norton, Biddeford	2,104
7	District 115(2) Gerard J. Lehoux, Biddeford	1,969
8	Victoria L. Strout, Biddeford	662
9	District 115(3)	
5	Norman O. Racine, Biddeford District 116	2,348
J	George A. Carroll, Limerick	2,200
9	Sylvia N. Smith, Hollis	2,195
1	Others District 117	1
1	District 117 John McSweeney, Old Orchard Beach	2,481
0	Clarence L. Roberts, Old Orchard Beach	1,440
5	Others	1

District 118

Distille 110		
Shirley D. Harrison, Buxton	1,644	
Phyllis J. Roberts, Buxton	2,652	
District 119	•	
Barry J. Hobbins, Saco	2,733	
The Communication was read	and with	
accompanying papers ordered placed on file.		

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 Representative ERWIN of Rumford, the following Order:

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.

The Order was read.

On motion of Mr. MacEachern of Lincoln, tabled pending passage and later today assigned.

On motion of Mr. HOBBINS of Saco, 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. POULIOT of Lewiston, it was

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

On motion of Mr. SWAZEY of Bucksport, 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 proofreader during the present session.

On motion of Mr. GWADOSKY of Fairfield, 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. MARTIN of Van Buren, 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 Office 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 Representative MITCHELL of Vassalboro, the following Joint Order: (H. P. 2)

ORDERED, the Senate concurring, that the Speaker of the House is authorized, at his discretion, to permit radio or television, 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.

On motion of Representative MITCHELL of Vassalboro, the following Order:

Ordered, that the rules of the House for the One Hundred and Tenth Legislature, as amended, be the rules of the House of the One Hundred and Eleventh Legislature, except that Rules 1 and 3 shall be amended to read as follows:

1. It shall be the duty of the Speaker to take the chair at the hour to which the House shall have adjourned, call the members to order, and after the appearance of a quorum, cause the journal of the preceding day to be read;

To announce the business before the House in the order in which it is to be acted upon;

To receive and submit to vote all motions and propositions regularly moved or that necessarily arise in the course of proceedings, and announce the result;

To restrain the members when engaged in debate, within the rules of order, and to enforce on all occasions, the observance of order and decorum among the members;

To decide all questions of order, subject to an appeal to the House;

To receive all messages and other communications and announce them to the House;

To authenticate by his signature bills that have passed to be enacted and resolves finally passed;

To appoint the member who shall take the chair when the House has determined to go into committee of the whole;

To name a member to perform his duties during his absence;

To appoint the members who are to serve on committees; to appoint a Clerk and an Assistant Clerk of the House to fill any vacancy that may occur in said offices while the Legislature is not in session, to serve until the House in session shall elect a Clerk or Assistant Clerk; and to appoint a sergeant-at-arms, an assistant sergeant-at-arms, a document clerk, doorkeepers, a courier, and 4 pages, unless the House of Representatives otherwise directs. Such appointments may be rescinded at any time by the Speaker;

To appoint honorary pages;

To appoint partisan staffs based upon recommendations of the majority and minority officers: and

To appoint legal counsel while the Legislature is in session.

The Clerk shall keep a journal of what is 3 done by the House; read papers when required by the House or Speaker; note the answers of members, when the House orders or when a question is taken by yeas and nays; notify committees of their appointment and of the business referred to them; authenticate by his signature all the orders and proceedings of the House not authenticated by the Speaker; have charge of all the documents and papers of every kind confided to the care of the House; bear all messages and transmit all papers from the House to the Governor or to the Senate, unless the House shall otherwise order; make up the payroll of the members; and in the absence of the Speaker or Speaker pro tempore at the hour for meeting, shall preside until a Speaker pro tempore be chosen; and at the close of the session shall file in an orderly manner all papers and documents in possession of the House, passed upon or received during the session: and at the commencement of the next legislature shall preside until the election of the Speaker; and record the doings of the House until a new Clerk shall be chosen and qualified: and in the absence of the Clerk, the Assistant Clerk shall be Clerk pro tempore, with power to appoint an assistant.

The Order was read.

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

Mr. HIGGINS: Mr. Speaker, Ladies and Gentlemen of the House: I simply want to point out to members of the House the way I perceive the rule changes here, having spoken with the Speaker on numerous occasions surrounding this matter. The two points I'm about to make are based on the partisan staffs and the legal counsel which the Speaker, under this rule change, will be allowed to appoint.

As I recall the situation we were in two years ago, we passed a House Order that gave the Speaker and I the ability to appoint partisan staff and set salaries. My understanding of the situation is that there was some concern, perhaps even a dilemma, as to whether or not that was the proper way for the legislature to handle that matter. The Speaker feels that it is necessary to put something in the rules to give us the authority to do that.

The other one, regarding legal counsel, from my understanding, again, from speaking with the Speaker, is that he has the ability now to hire and/or fire legislative employees, if you will, through the Clerk's office and has the ability to do this on his own. It is simply a matter of his wanting to put this into the rules so that it perhaps makes it more right than it has been in the past.

I am concerned to some extent over the fact that if we are expanding state government unduly, or if we are creating more positions that we have had in the past, I think this is contrary to what the people want and I think it's contrary to what I have said about the financial crisis that seems to be enduring upon the state.

I mention those two changes because they are the most significant. The other one relative to the Speaker is something that I understand is really meaningless but has made a problem for us in the past. I make those brief comments because a number of members of my caucus have been concerned that somehow we are giving away a great deal of power here, which I question we have to begin with, but at the same point I feel confident that I had to make those comments.

Thereupon, the Order received passage.

At this point, the Speaker appointed Representative JALBERT of Lewistion to inform the Senate that the House was duly organized and ready to transaction such business as might come before it with the election of Speaker, Clerk and Assistant Clerk.

Subsequently, Representative Jalbert reported that he had delivered the message with which he was charged.

Special Sentiment Calendar

In accordance with House Rule 56, the following item (Expression of Legislative Sentiment) Recognizing:

The Portland High School Football Team and Coach Jack Garvin, winners of the State of Maine Class AA Football Championship for 1982; (H. P. 1) by Representative Manning of Portland) (Cosponsors: Representatives Nelson of Portland and Higgins of Portland)

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

Mr. MANNING: Mr. Speaker, Ladies and Gentlemen of the House: It gives me great pride today to present this order honoring the Portland High Class AA football champions as an alumnus of Portland High. It has been 30 years since the last state championship team.

As most of you know, this is Portland's 350th birthday, and this championship is a fitting way to end the great year that we've had back in my hometown of Portland.

Coach Jack Garvin and his staff are to be praised for the hard work and long hours of devotion to this team championship. For those of you who don't know, this team played three games in eleven days. Most teams in this state don't play three games in three weeks.

It has been a long season, starting late August and ending last Thursday in the annual Portland-Deering football game, the only game that is played on Thanksgiving Day in the State of Maine. By the way, Portland won that.

It just shows what hard work and long hours these young men have been putting in since late August. It is a credit to these young men.

We've heard so many times about young men and young women getting in trouble. Well, I know where these young men have been since late August. I know a few of their fathers and mothers, and they have been down on the football fields, down off Interstate 295, sweating and sometimes freezing in the cold weather down there

I'd also like to say that they beat a great, great Sanford team a week ago last Saturday down in Thornton.

I'd like to add one more thing, though. I think it would be interesting to you veteran legislators that Coach Jack Garvin's brother-in-law is former Representative Peter Cloutier from South Portland, who in himself was a great football player. And this year, instead of refereeing on Saturdays, he played the role of politician and helped quite a bit in some of the political campaigns down in Portland. The SPEAKER: The Chair recognizes the

gentleman from Sanford, Mr. Tuttle.

Mr. TUTTLE: Mr. Speaker, I would just like to concur in the well wishes of the Portland delegation. I attended the game and it was a very fine game, as Representative Manning said. I represent Sanford and Sanford High School, the opponents of Portland, and I talked to Pat Conley, the coach of Sanford High School, a little while ago, and he wanted me to extend Portland High School his congratula-tions and his best wishes in their success.

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

Mrs. NELSON: Mr. Speaker, Men and Women of the House: As a former "Miss Deering" and a Deering cheerleader, I bring great warm feel-ings also as a parent of a child at Portland High School.

We who are winners, and we all are winners here seated, those many behind the glass will know the thrill of competition, but we have also experienced the ecstasy of the win. And I hope that we will all join together in commending these fine young men, their fine coaches, because they are truly gifted and talented.

Thereupon, the Order received passage and was sent up for concurrence.

At this point, a message was received from the Senate, borne by Senator Pray of Penobscot, that the Senate had been duly organized by the election of the Honorable Gerard P. Conley as President, Joy J. O'Brien as Secretary, and Valerie Mitchell as Assistant Secretary, and the Senate was ready to transact such business as might come before it.

(Off Record Remarks)

At this point, a message was received from the Senate, borne by Senator Pray of Penobscot, proposing a Convention of both branches of the Legislature to be held at two o'clock in the Hall of the House for the purpose of electing an Attorney General, a Secretary of State and a State Treasurer

Thereupon, the House voted to concur in the proposal for a Joint Convention to be held at 2:00 p.m., and the Speaker appointed Representative Diamond of Bangor to convey this message to the Senate.

Subsequently, Representative Diamond reported that he had delivered the message with which he was charged.

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

On motion of Mrs. Cote of Auburn. Recessed until one-thirty in the afternoon.

After Recess 1:30 p.m.

The House was called to order by the Speaker.

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 Gerard P. Conley, in the Chair.

On motion of Representative Mitchell of Vassalboro, the following members were appointed a committee to receive, sort and count votes for the Office of Secretary of State of the State of Maine for the political years 1983-1984.

On the part of the Senate: Senators:

USHER of Cumberland WOOD of York

TEAGUE of Somerset

On the part of the House:

Representatives:

KANE of South Portland **KETOVER** of Portland

LISNIK of Presque Isle

- **ROLDE** of York
- LOCKE of Sebec
- **RANDALL of East Machias**
- WEYMOUTH of West Gardiner

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

Mr. KELLEHER: Mr. President and Members of the Convention: It is, indeed, an honor for me to speak on behalf of the majority party at this Convention and place in nomination the present Secretary of State and the next Secretary of State, The Honorable Rodney S. Quinn of Gorham, for the political years 1983-1984. The CHAIRMAN: The Chair recognizes the

Senator from Kennebec, Senator Kany.

Senator KANY: Mr. President, I rise to second the nomination of Rodney Quinn of Gorham for a third term as Secretary of State. A superb, innovative administrator, Secretary of State Quinn has initiated hundreds of reforms to make the Division of Motor Vehicle and Elections and others within his responsibility very, very responsive to the people of Maine, the people we all have been elected to represent.

The CHAIRMAN: The Chair recognizes the Senator from Lincoln, Mrs. Sewall

Senator SEWALL: Mr. Chairman, it is my pleasure to put in nomination the name of Patrick E. Jackson, Jr., of Yarmouth, a businessman for ten years, a member of the House of Representatives and, above all, a gentleman. I think he would make a fine Secretary of State for the years 1983-1984.

The CHAIRMAN: The Chair recognizes the gentlewoman from Auburn, Representative Lewis.

Miss LEWIS: Mr. Chairman, Ladies and Gentlemen of the Convention: I'm honored to second the nomination of Patrick E. Jackson, Jr. He is an extremely intelligent man, as well as a man of integrity. I believe that his experience as a manager in the private sector, as well as his experience in state government, qualifies him for this job.

Whereupon, Senator Clark of Cumberland moved that nominations cease.

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

Total number of votes cast - 179

Necessary for choice - 90

Rodney S. Quinn had - 117

Patrick E. Jackson, Jr. had - 62

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 State of Maine for the political years 1983-1984.

On motion of Senator Carpenter of Aroostook, the following members were appointed a committee to receive, sort and count votes for the Office of Attorney General of the State of Maine for the political years 1983-1984. On the part of the Senate:

Senators:

NAJARIAN of Cumberland VIOLETTE of Aroostook

GILL of Cumberland

On the part of the House:

Representatives:

ERWIN of Rumford McGOWAN of Pittsfield **ROBERTS of Buxton** LaPLANTE of Sabattus **CALLAHAN of Mechanic Falls**

STEVENSON of Unity

The CHAIRMAN: Nominations are now in order for the office of Attorney General of the State of Maine for the political years 1983-1984.

The Chair recognizes the gentleman from Bangor, Representative Diamond.

Mr. DIAMOND: Mr. Chairman, it's with great pleasure that I place the name of one great public servant, James E. Tierney of Lisbon Falls, in nomination for the position of Attorney General for the political years 1983-1984.

The CHAIRMAN: The Chair recognizes the gentleman from Knox, Senator Collins.

Senator COLLINS: Mr. President, the Republican members of the Legislature are pleased to show their appreciation and respect for a former of this legislative body, Swift Tarbell of Bangor by placing in his name for the office of Attorney General. We know this young man as an able young lawyer with a bright future before him. I think those of us who have served here the past six years recognize that he is well qualified to fill this office. I am pleased to give you his nomination for this position.

Whereupon, Senator Brown of Washington moved that nominations cease.

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

Total number of votes cast - 179

Necessary for choice — 90 James E. Tierney — 115 Swift Tarbell — 64

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 1983-1984.

On motion of Representative Jacques of Waterville, the following members were appointed a committee to receive, sort and count votes for the Office of Treasurer of the State of Maine for the political years 1983-1984.

On the part of the Senate:

Senators

- **CARPENTER of Aroostook**
 - CHARETTE of Androscoggin McBREAIRTY of Aroostook

On the part of the House:

Representatives

THERIAULT of Fort Kent

THOMPSON of South Portland

CLARK of Millinocket

JOSEPH of Waterville

WILLEY of Hampden

BOTT of Orono HOLLOWAY of Edgecomb

The CHAIRMAN: Nominations are now in order for the office of Treasurer of the State of Maine for the political years 1983-1984.

The Chair recognizes the gentleman from Waterville, Representative Jacques.

Mr. JACQUES: Mr. Chairman, I nominate Samuel D. Shapiro for the office of Treasurer of the State of Maine for the political years 1983-1984

The CHAIRMAN: The Chair recognizes the Senator from Aroostook, Senator Violette. Senator VIOLETTE: Mr. Chairman, I would

like to second the nomination of Samuel D. Shapiro for Treasurer of the State of Maine. Sam has served in a full-time capacity as Treasurer of the State of Maine, a position in the past to which many people have been

elected and given little time and attention to the position. Sam Shapiro has given full time, serving as ex officio member of literally dozens of boards and commissions of which he is a member, lending his business and administrative expertise in the handling of hundreds of millions of dollars.

In addition to this, Sam has given great attention to the bond rating of the State of Maine and during his term as Treasurer, the bond rating of the State of Maine has improved markedly. I think that he would be a fine Treasurer and we should give him our support in electing him to another term.

The CHAIRMAN: The Chair recognizes the Representative from Falmouth, Mr. Bonney. Mr. BONNEY: Mr. Chairman, Ladies and

Gentlemen: I have the honor of nominating David G. Huber for Treasurer of the State of Maine. David spent some time in this House, also four terms in the Senate. He was Chairman of the Appropriations Committee, and I feel that you people who knew David agree with me that he was an expert in all fiscal matters for our state. David would be the best possible man for Treasurer of the State of Maine.

Whereupon, Senator Pray of Penobscot moved that nominations cease.

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

Total number of votes cast-178

Necessary for choice—90 Samuel D. Shapiro—116

David G. Huber-62

Which report was accepted, and Samuel D. Shapiro, having received a majority of all the votes cast, was declared elected Treasurer of State of the State of Maine for the political years 1983-1984.

On motion of Senator Pray of Penobscot, 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.

Subsequently, the Secretary reported that she had notified the officers as directed.

On motion of Senator Carpenter of Aroostook, 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.

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

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

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

In the House

The House was called to order by the Speaker.

(Off Record Remarks)

On motion of Mr. Reeves of Newport, Recessed until the sound of the gong.

After Recess

5:45 p.m. The House was called to order by the Speaker.

The following paper appearing on Supplement No. 18 was taken up out of order by unanimous consent:

On motion of Representative MITCHELL of

Vassalboro, the following Joint Order: (H. P. 7)

ORDERED, the Senate concurring, that, when the House and Senate adjourn, they adjourn to Wednesday, January 5, 1983 at ten o'clock in the morning; except that, if there is a need to conduct legislative business prior to that date, the President of the Senate and the Speaker of the House may issue the call for convening the Legislature prior to that date.

The Order was read and passed and sent up for concurrence. By unanimous consent, ordered sent forthwith.

The following paper appearing on Supplement No. 1 was taken up out of order by unanimous consent:

The following Joint Order: (S. P. 2) 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 papers appearing on Supplement No. 2 were taken up out of order by unanimous consent:

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

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. 3)

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 paper appearing on Supplement No. 3 was taken up out of order by unanimous consent:

The following Joint Order: (S. P. 4)

ORDERED, the House concurring, that two hundred seventy-five (275) copies of the Legislative Record for the session of 1983 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 papers appearing on Supplement No. 4 were taken up out of order by unanimous consent:

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

ORDERED, the House concurring, that the rooms in the State House and State Office Building used by the One Hundred and Tenth Legislature as hearing rooms be reserved for hearing rooms for the One Hundred and Eleventh 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. 6) 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 papers appearing on Supplement No. 5 were taken up out of order by unanimous consent:

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

ORDERED, the House concurring, that the Clerk of the House and the Secretary of the Senate be authorized to furnish 100-20¢ 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. 8)

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 papers appearing on Supplement No. 6 were taken up out or order by unanimous consent:

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

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.

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 Five Hundred and Twenty Dollars (520) biweekly, the first payment to be made on January 5, 1983, 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.

The following paper appearing on Supplement No. 7 was taken up out of order by unanimous consent:

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

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 de-liver the same to the State Controller for processing and payment, in the manner and form

The following Joint Order: (S. P. 13)

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 paper appearing on Supplement No. 8 was taken up out of order by unanimous consent:

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

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 paper appearing on Supplement No. 9 was taken up out of order by unanimous consent:

The following Joint Order: (S. P. 14)

ORDERED, the House concurring, that when the House and Senate adjourn, they adjourn to Wednesday, January 5, 1983, at 10 o'clock in the morning.

Came from the Senate read and passed.

In the House, on motion of Mrs. Mitchell of Vassalboro, the Order was indefinitely postponed in non-concurrence and sent up for concurrence.

The following paper appearing on Supplement No. 10 was taken up out of order by unanimous consent:

On Motion of Respresentative Diamond of Bangor, the following Joint Order: (H. P. 6)

ORDERED, the Senate concurring, that the Legislative Finance Officer be authorized and directed to pay each member of the Legislature prior to January 1, 1983, a \$300 allowance for constituent services as authorized in the Maine **Revised Statutes, Title 3, section 2.**

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

The following paper appearing on Supplement No. 11 was taken up out or order by unanimous consent:

On Motion of Representative Mitchell of Vassalboro, the following Order: ORDERED, that five Clerk-stenographers be

employed to provide stenographic and clerical assistance to the Members of the House. Such Clerk-stenographers shall be selected by the Clerk of the House, three from the Majority Party and two from the Minority Party; and be it further

ORDERED, that the Clerk of the House include in his payroll of House Officers, the Clerkstenographers so employed at salaries approved by the Speaker.

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

The following paper appearing on Supplement No. 12 was taken up out of order by unanimous consent:

The following Joint Order: (S. P. 15)

ORDERED, the House concurring, that any tax supported public library 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 papers appearing on Supplement No. 13 were taken up out of order by unanimous consent:

Petition, Bills and Resolves **Requiring Reference**

Bill "An Act to Allow the Alternative Budget Adoption Process to Continue Past December 31, 1982" (Emergency) (H. P. 3) (L. D. 1) (Presented by Representative Martin of Eagle Lake) (Governor's Bill)

Committee on Education was suggested.

Under suspension of the rules, the Bill was read twice, passed to be engrossed without reference to any committee and sent up for concurrence.

Bill "An Act Concerning State-paid Basic Life Insurance Benefits for Legislative Employees' (Emergency) (H. P. 4) (L. D. 2) (Presented by Representative Mitchell of Vassalboro) (Cosponsor: Senator Pray of Penobscot)

Committee on State Government was suggested.

Under suspension of the rules, the Bill was read twice, passed to be engrossed without reference to any committee and sent up for concurrence.

Later Today Assigned

Bill "An Act Concerning Legislative Servi-ces" (Emergency) (H. P. 5) (L. D. 3) (Pres-ented by Representative Mitchell of Vassalboro)

Committee on State Government was suggested.

On motion of Mrs. Mitchell of Vassalboro, tabled pending reference and later today assigned.

The following paper appearing on Supplement No. 14 was taken up out of order by unanimous consent:

On motion of Representative MacEachern of Lincoln, the following Order:

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 \$25 for each officiation, to be paid on payrolls to be approved by the Clerk of the House.

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

The Chair laid before the House the following matter which was tabled and later today

assigned:

HOUSE ORDER relative to clergymen acting as Chaplains of the House - Tabled pending passage.

On motion of Mr. MacEachern of Lincoln, the Order was indefinitely postponed.

The following paper appearing on Supplement No. 16 was taken up out of order by unanimous consent:

The following Communication: DEPARTMENT OF FINANCE AND ADMINISTRATION Bureau of the Budget State House - Station 58 Augusta, Maine 04333 December 1, 1982

To the President of the Senate and the Speaker of the House of Representatives

As required by Chapter 704, Public Laws of 1981, Section 9, I submit the following documentation and certification which is required as of this date.

As of October 31, 1982 the adjusted unappropriated surplus in the General Fund, as recorded in the books of the State of Maine, is \$3,776,576. Also recorded on those books is a budgetary deficit for the first four months of fiscal year 1983 of \$2,608,291. The combination of the unappropriated surplus and the budgetary deficit reflects a total surplus in the Gen-eral Fund as of October 31 of \$1,168,285.

After reviewing the current revenues and the latest projections for the remainder of this fiscal year and the interval between October 31 and December 1, I find nothing that would indicate that the revenues for fiscal year 1983 will be in excess of the current estimates

As you are aware, on November 2, 1982 the voters of Maine approved a measure to index the state individual income tax. Based on figures furnished by the State Tax Assessor, indexing, if determined retroactive to January 1, 1981, will cause a reduction to the state's resources of \$12,276,000 for fiscal year 1982 and \$20,910,000 for fiscal year 1983. It is my understanding that this obligation arises during the current fiscal year. As this measure does not provide any new revenues to the state this would leave the state with a budgetary deficit of \$32,017,715 at June 30, 1983.

After taking into account all outstanding contingencies known to me on this date, I cer tify to you that there is not sufficient unappropriated revenue available to provide full federal conformity, as contemplated in Chapter 704, Public Laws of 1981.

Sincerely, S/G.W. Buker State Budget Officer

The Communication was read and ordered placed on file.

The Speaker appointed the following members to serve as monitors:

DEXTER of Kingfield—Seat 33

ANDREWS of Portland-Seat 34

Special Sentiment Calendar The following items:

Recognizing:

The Franklin Memorial Hospital and the outstanding efforts of its trustees, administrators and staff in meeting the needs of the area of service through a 1982-83 expansion project; (S. P. 16)

On the request of Mr. Brodeur of Auburn, was removed from the Special Sentiment Calendar.

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

Mr. BRODEUR: Mr. Speaker and Members of the House: It is my understanding that this item does not in any way circumvent any Certificate of Need process or show legislative support for this project, but only to give recognition to the efforts.

Thereupon, the Order received passage in concurrence.

Recognizing:

The Bulldogs of Madison High School and coach Art Rudman, winners of the State of Maine Class C Football Championship for 1982; (S. P. 17)

On the request of Mr. Richard of Madison, was removed from the Special Sentiment Calendar.

The SPEAKER: The Chair recognizes the gentleman from Madison, Mr. Richard.

Mr. RICHARD: Mr. Speaker, Ladies and Gentlemen of the House: As a former football coach at Madison High School and a retired principal of that fine institution, I am pleased to offer recognition to our State Class C football championship team, which compiled an 11-0 record, which is the finest record in the history of that school which has such a proud football tradition.

Thereupon, the Order received passage in concurrence.

The following paper appearing on Supplement No. 19 was taken up out of order by unanimous consent:

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

ORDERED, the House concurring, that the Joint Rules of the 110th Legislature, as amended, be the rules of this Legislature.

Came from the Senate read and passed as amended by Senate Amendment "B" (S-4)

In the House, the Order was read. Senate Amendment "B" (S-4) was read by the

Clerk. Mr. Higgins of Scarborough offered House Amendment "A" to Senate Amendment "B" (H-1) and moved its adoption.

House Amendment "A" to Senate Amendment "B" was read by the Clerk.

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

Mr. HIGGINS: Mr. Speaker, Ladies and Gentlemen of the House: I offer this amendment today; some of you may recall that I offered this same amendment earlier this year on the floor of the House. It was tabled unassigned and it was never brought up and voted on.

I have a problem somewhat in the fact that if I, or you as individual legislators, want to have a bill reported out of a committee or want to have a bill submitted to the legislature for action and the Legislative Council refuses to hear that, I feel that we as individual legislators ought to be able to ask our peers on the floor of the House and the floor of the other Body whether or not that measure deserves some merit and consideration by the legislature.

So, what this amendment says is that if a member of this body or the other wants to have a bill reported out, if the Legislative Council, in their wisdom, says no, they can bring that request to you, to me, and ask for consideration.

I sponsored this, as I said, this Spring, when the makeup of the Council was five and five, I'm sponsoring it now when the makeup of the Council is six and four, because I feel that we as individual legislators ought to be able to control our own destiny and it hadn't ought to be up to the Legislative Council to make a decision on whether or not you and I have a piece of legislation in and debated on the floor of the House.

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

Mrs. MITCHELL: Mr. Speaker, I move the indefinite postponement of House Amendment "A" to Senate Amendment "B" and would speak briefly to my motion. The SPEAKER: The gentlewoman from

The SPEAKER: The gentlewoman from Vassalboro, Mrs. Mitchell, moves the indefinite postponement of House Amendment "A" to Senate Amendment "B".

The gentlewoman may proceed.

Mrs. MITCHELL: Mr. Speaker, Men and Women of the House: Yes, of course it looks very attractive to say that you should decide at any point what bill should be debated on the floor of the House. You know that you can do that. What this amendment does, it flies in the face of everything that we are attempting to do in the Joint Rules to expedite this session, because it says that with a simple majority vote on the last day of the session, you can order a committee to come out with the most complex bill that ever was conceived of—no time for public hearing, no time for adequate debate.

If you want to do that now in the session, you can, but there is a higher standard. If the Legislative Council does not see fit to let your bill in, you still can come to this body for redress; it takes a two-thirds vote. It seems to me that if we adopt this amendment, we might as well do away with cloture and any other rules which are designed to expedite this process.

The important thing to remember is that there should be a higher standard for bills that come in after cloture, and this amendment would simply destroy that. It serves no purpose, and I would urge you to vote for the indefinite postponement.

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

Mr. HIGGINS: Mr. Speaker and Members of the House: I will be very brief. Let me just say this—I think that when we are elected to this body we have certain responsibilities, we have certain rights as individual legislators. I don't feel that I, as a member of the Legislative Council, should somehow be able to stymie your request to have a bill put in front of this body or the other body.

Now, I'm not saying that I am going to vote in favor of letting every piece of legislation in, that's not the point. The point is, if I make a decision that I feel that your legislation should not be allowed in, you should have some manner of redress and be able to appeal that decision to the body as a whole that elects us as leadership. That's all this does and that's all I'm trying to do. I'm not trying to turn back the clock of time here and say that we ought to be having 14 different people present bills on the floor of the House. Certainly, to come in on the last day of the session and ask a committee to report a bill out would be a bit frivolous; that's not my intent. My intent here is what I said it is, and I hope you vote against the motion to indefinitely postpone. The SPEAKER: The Chair will order a vote.

The SPEAKER: The Chair will order a vote. The pending question is on the motion of the gentlewoman from Vassalboro, Mrs. Mitchell, that House Amendment "A" to Senate Amendment "B" be indefinitely postponed. All those in favor will vote yes; those opposed will vote on.

A vote of the House was taken.

79 having voted in the affirmative and 56 having voted in the negative, the motion did prevail.

Thereupon, Senate Amendment "B" was adopted in concurrence.

The Order received passage as amended in concurrence.

By unanimous consent, all matters acted upon were ordered sent forthwith.

The Chair laid before the House the following matter:

Bill "An Act Concerning Legislative Services" (Emergency) (H. P. 5) (L. D. 3) which was tabled and later today assigned pending reference. (Committee on State Government was suggested)

Under suspension of the rules, the Bill was read twice.

Mrs. Mitchell of Vassalboro offered House Amendment "A" and moved its adoption. House Amendment "A" (H-2) was read by the Clerk.

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

Mrs. MITCHELL: Mr. Speaker, Ladies and Gentlemen of the House: The major trust of this piece of legislation is to reduce the tenure of legislative staff from seven years to three years.

In the original bill which you have before you, (L. D. 3), the transition clause inadvertently dealt with all these employees. The new amendment simply deals with the single employee who has already begun to serve a sevenyear term and makes clear that this term will become a three-year term. So, we are trying to correct the problem dealing with a single employee who is affected by this change, making it clear the term is not seven years but it is three years.

The rest of the bill remains the same. In the future, all appointments to these posts, legislative administrative director, legislative research director, these appointments will be for a term of three years and no longer seven.

Thereupon, House Amendment "A" was adopted.

Under suspension of the rules, the Bill was passed to be engrossed as amended by House Amendment "A", without reference to any committee, and sent up for concurrence.

By unanimous consent, ordered sent forthwith.

(House at Ease)

Called to order by the Speaker.

The following papers appearing on Supplement No. 15 were taken up out of order by unanimous consent:

Passed to Be Enacted Emergency Measures

An Act to Allow the Alternative Budget Adoption Process to Continue Past December 31, 1982 (H. P. 3) (L. D. 1)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a twothirds vote of all members elected to the House being necessary, a total was taken. 129 voted in favor of same and none against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

An Act Concerning State-paid Basic Life Insurance Benefits for Legislative Employees (H. P. 4) (L. D. 2)

P. 4) (L. D. 2) Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a twothirds vote of all the members elected to the House being necessary, a total was taken. 126 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.

An Act Concerning Legislative Services (H. P. 5) (L. D. 3) (H. "A" H-2)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a twothirds vote of all the members elected to the House being necessary, a total was taken. 126 voted in favor of same and 3 against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

The following paper appearing on Supplement No. 20 was taken up out of order by unanimous consent:

The following Joint Resolution: (S. P. 18) JOINT RESOLUTION MEMORIALIZING THE PRESIDENT OF THE UNITED STATES, THE

SECRETARY OF COMMERCE AND THE

MAINE CONGRESSIONAL DELEGATION CONCERNING THE CURRENT HARDSHIPS ON CERTAIN MAINE INDUSTRIES DUE TO THE LACK OF A FAIR AND EQUITABLE TRADE POLICIES

WE, your Memorialists, the Senate and House of Representatives of the State of Maine in the First Regular Session of the 111th Legislature, now assembled, most respectfully present and petition the President of the United States, the Secretary of Commerce and the Maine Congressional Delegation, as follows:

WHEREAS, certain industries of the State are severely suffering from the lack of fair and reasonable trade policies on foreign goods; and

WHEREAS, this crisis is compounded by a difference in currency values and government subsidies which have resulted in a flood of Canadian imports; and

WHEREAS, the encroachment on producer markets of eastern United States is devastating the farming, lumber and fishing industries of this State; and

WHEREAS, the Maine economy is suffering the depletion of these vital industries and the loss of countless jobs related thereto; and

WHEREAS, the citizens of Maine whose livelihood depends on a prompt and equitable solution to this problem must look to the Federal Government for appropriate relief; now, therefore, be it

RESOLVED: That We, your Memorialists, respectfully urge that these difficulties and hardships should not be allowed to continue; and be it further

RESOLVED: That We respectfully request the President of the United States and the Seccretary of Commerce for the United States and the Secretary of Commerce for the United States and the Maine Congressional Delegation to make every effort to establish fair and equitable foreign trade policies for the farming, fishing and lumber industries of this State; to renegotiate those international trade agreements which are so undeniably injurious to Maine industries; to provide appropriate relief where undue damage has resulted and to adjust the imbalance caused by the differences in currency values; and be it further RESOLVED: That suitable copies of this reso-

RESOLVED: That suitable copies of this resolution be transmitted immediately to the Honorable Ronald W. Reagan, President of the United States, to the Secretary of Commerce for the United States and to each member of the Maine Congressional Delegation. (S. P. 18)

Came from the Senate, read and adopted.

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

On motion of Mrs. Mitchell of Vassalboro, Adjourned until Wednesday, January 5, 1983, at 10 o'clock in the morning.