

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Fourth
Legislature*

OF THE

STATE OF MAINE

1969

KENNEBEC JOURNAL
AUGUSTA, MAINE

HOUSE

Tuesday, April 8, 1969

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

Prayer by the Rev. Mr. Robert Vangel of Kennebunkport.

The members stood at attention during the playing of the National Anthem by the York High School Band.

The journal of the previous session was read and approved.

Papers from the Senate

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

Reports of Committees

Ought to Pass

Tabled and Assigned

Report of the Committee on Health and Institutional Services reporting "Ought to pass" on Bill "An Act Revising the Laws Relating to the Practice of Dentistry" (S. P. 264) (L. D. 868)

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

In the House, the Report was read.

(On motion of Mr. Noyes of Limestone, tabled pending acceptance of Report in concurrence and specially assigned for Thursday, April 10.)

Non-Concurrent Matter

Bill "An Act Repealing the Bounty on Bobcat" (H. P. 34) (L. D. 35) on which the House accepted Report "B" reporting "Ought not to pass" of the Committee on Inland Fisheries and Game on April 2.

Came from the Senate with Report "A" reporting "Ought to pass" accepted and the Bill passed to be engrossed in non-concurrence.

In the House:

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

Mr. LEWIN: Mr. Speaker, I would move that we recede and concur.

The SPEAKER: The gentleman from Augusta, Mr. Lewin, moves that the House recede from its

former action and concur with the Senate.

The Chair recognizes the gentleman from Lincoln, Mr. Porter.

Mr. PORTER: Mr. Speaker and Members of the House: I hope that the House will vote against this motion this morning, because if we accept that motion it means the removal of the bounty on bobcats. I hope that we will defeat that so that I can make a motion to insist.

The SPEAKER: Is the House ready for the question? The pending question is on the motion of the gentleman from Augusta, Mr. Lewin, that the House recede from its former action and concur with the Senate. All those in favor will vote yes; those opposed will vote no. The Chair opens the vote.

A vote of the House was taken.

67 having voted in the affirmative and 51 having voted in the negative, the motion did prevail. Thereupon, the Bill was read twice.

Mr. Dudley of Enfield then requested that the Bill be tabled for tomorrow.

The SPEAKER: Does the gentleman object to assigning this for its third reading tomorrow and it can be disposed of at that time?

Mr. DUDLEY: No.

Thereupon, the Bill was assigned for third reading tomorrow.

Non-Concurrent Matter

Tabled and Assigned

Bill "An Act relating to Sunday Sale of Liquor" (H. P. 289) (L. D. 365) which was passed to be engrossed in the House on March 26.

Came from the Senate passed to be engrossed as amended by Senate Amendment "B" in non-concurrence.

In the House: On motion of Mr. Richardson of Cumberland, tabled pending further consideration and specially assigned for tomorrow.

Non-Concurrent Matter

Resolve Proposing an Amendment to the Constitution Regulating the Size of the House of Representatives (H. P. 356) (L. D. 464) which was indefinitely postponed in the House on March 5.

Came from the Senate passed to be engrossed in non-concurrence.

In the House:

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

Mr. DENNETT: Mr. Speaker, I move that the House recede and concur.

The SPEAKER: The gentleman from Kittery, Mr. Dennett, moves that the House recede from its former action and concur with the Senate.

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

Mr. ROSS: Mr. Speaker and Ladies and Gentlemen of the House: In opposition to this motion, this is the third debate we have had this year on a bill to cut down the size of the House of Representatives. Strange things parade under the guise of progress. I am sure that the proponents were motivated by good intentions but I feel that they were a bit misguided. I can think of no better time to debate this measure of changing the make-up of the House than on Welcome Back Day because I am confident that the majority of our illustrious alumni and especially the former Speakers would share my views.

They look back with nostalgia on the experiences here in the House. They were honored and proud to have been a member and they remember with fondness the lasting friendships from small towns and large towns throughout the state. Had the membership been reduced by one third they would not have met a great many of these persons and probably some of the most able ones. But even more important they remember the dignity, decorum and orderliness of this House. They remember with pride that once they were a member of one of the best run Houses of Representatives in this country.

In one of the debates I mentioned that I thought that we had a very manageable House the way it is now. I later read in a newspaper that one of our colleagues, who was an opponent of the bill then but is now a proponent, said that we did indeed have a manageable House in the sense that it was easily manipulated by out-

side persons or groups. I am confident that this gentleman said this in jest because this certainly is not so. I read that another gentleman said that we had one of the largest, most inexperienced and lowest Houses in the country. Of course, I am sure that this man was well intentioned but he certainly was uninformed. We have the second smallest House in New England. We certainly have as much experience in this House of Representatives as any of them and I have no idea what he meant by saying that we had one of the lowest Houses.

I can only reiterate, I am proud and have always been proud to be a member of this body. I admire the entire membership of the House. I think that it functions properly and gives true representation and if we cut it down we would be taking government away from the people. So I certainly hope that the House today votes against the motion, and I request a division.

The SPEAKER: The Chair recognizes the gentlewoman from York, Mrs. Brown.

Mrs. BROWN: Mr. Speaker, Members of the House: I have listened to this debate on reducing the number of the members for some weeks now. I cannot buy the arguments that because of modern means of transportation, the car, the telephone and so forth, that our burdens are less than those Legislators who came and spent the winter at the Augusta House and seldom saw their constituents. We are much more at the beck and call of our constituents. The demands just because of this easy communication are even greater instead of less.

I should also like to point out that percentage - wise we have been lowering our numbers. I would like to read to you some statistics. In 1820 with a population of 298,269 people we had a representation of 141 members. By 1842 the size had risen to the top limit of 200. A Constitutional amendment setting 151 became operative with the fall election of 1842. In 1843 with a population of 501,793 we were 151 members.

Today we are nearly a million in population and we have 151 members.

I also think, as Representative Ross has said, that here again we are looking at something that is removing politics further and further from the people. I urge you vote against the motion of my neighbor Representative, Mr. William Dennett.

The SPEAKER: The Chair recognizes the gentleman from Madawaska, Mr. Levesque.

Mr. LEVESQUE: Mr. Speaker, may I request that this lie upon the table until the next legislative day pending the motion to recede and concur.

Thereupon, Mr. Ross of Bath asked for a vote on the motion.

The SPEAKER: A vote has been requested on the tabling motion. All of those in favor of this matter being tabled until the next legislative day will vote yes; those opposed will vote no. The Chair opens the vote.

A vote of the House was taken. 37 having voted in the affirmative and 93 having voted in the negative, the motion did not prevail.

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

Mr. JALBERT: Mr. Speaker, I move the previous question.

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

A vote of the House was taken and more than one third having expressed a desire the Chair was authorized to entertain the motion for the previous question.

The SPEAKER: The question before the House now is, shall the main question be put now, which is debatable for five minutes by any one member. All of those in favor of the main question being put now will say yes; those opposed will say no.

A viva voce vote being taken, the main question was ordered.

The SPEAKER: The main question is on the motion of the gentleman

from Kittery, Mr. Dennett, that the House recede from its former action and concur with the Senate. It is no longer debatable.

The Chair recognizes the gentleman from Rockland, Mr. Huber.

Mr. HUBER: Mr. Speaker, may I ask that the pending question be taken by roll call.

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

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

The SPEAKER: The pending question is on the motion of the gentleman from Kittery, Mr. Dennett, that the House recede from its former action and concur with the Senate on Resolve Proposing an Amendment to the Constitution Regulating the Size of the House of Representatives, House Paper 356, L. D. 464. All those in favor of receding and concurring will vote yes; those opposed will vote no. The Chair opens the vote.

ROLL CALL

YEA—Bernier, Bourgoin, Carter, Chandler, Clark, C. H.; Corson, Crommett, D'Alfonso, Dennett, Drigotas, Farnham, Fecteau, Fortier, A. J.; Fortier, M.; Fraser, Giroux, Hewes, Huber, Kelley, K. F.; Levesque, Lund, Martin, McKinnon, McTeague, Mitchell, Richardson, H. L.; Rideout, Rocheleau, Starbird, Susi, Vincent, Watson, Waxman.

NAY—Barnes, Bedard, Benson, Binnette, Birt, Boudreau, Bragdon, Brown, Buckley, Bunker, Burnham, Carey, Carrier, Casey, Chick, Clark, H. G.; Coffey, Cote, Cottrell, Couture, Cox, Crosby, Croteau, Cummings, Curtis, Cushing, Dam, Donaghy, Dudley, Durgin, Dyar, Emery, Erickson, Eustis, Evans, Faucher, Finemore, Foster, Gauthier, Gilbert, Good, Hall, Hanson, Hardy, Haskell, Hawkens, Hunter, Immonen, Jalbert, Jameson, Johnston, Jutras, Kelleher, Kelley, R. P.; Keyte, Kilroy, Loberge, Lawry, Lebel, Lee, Leibowitz, LePage, Lewin, Lewis, Lincoln, MacPhail,

Marquis, Marsteller, Meisner, Millett, Mills, Moreshead, Morgan, Mosher, Nadeau, Norris, Noyes, Ouellette, Page, Payson, Porter, Pratt, Quimby, Richardson, G. A.; Ross, Sahagian, Scott, C. F.; Shaw, Snow, Soulas, Stillings, Temple, Thompson, Trask, Tyndale, Wheeler, Williams, Wood.

ABSENT—Allen, Baker, Berman, Brennan, Curran, Danton, Harriman, Henley, Heselton, Hichens, McNally, Rand, Santoro, Scott, G. W.; Sheltra, Tanguay, White, Wight.

Yes, 33; No, 98; Absent, 18.

The SPEAKER: Thirty-three having voted in the affirmative and ninety-eight in the negative, the motion does not prevail.

The Chair recognizes the gentleman from Cumberland, Mr. Richardson.

Mr. RICHARDSON: Mr. Speaker, I move that the House insist and join in a Committee of Conference.

Thereupon, Mr. Ross of Bath requested a vote on the motion to insist.

The SPEAKER: The gentleman from Bath, Mr. Ross, requests a vote on the motion to insist.

The Chair recognizes the gentleman from Cumberland, Mr. Richardson.

Mr. RICHARDSON: Mr. Speaker and Members of the House: In defense of my motion that the House insist on its former action and request a Committee of Conference, I think that we should take this opportunity to re-examine the question of reduction of the size of the House. As one of those who voted against this L. D. when it first came before the House, I believe now that the matter deserves our consideration. It's perfectly consistent with good legislative procedure to insist and join in a Committee of Conference on legislation such as this, to give those who wish to re-examine this matter an opportunity to do so.

Therefore I hope that you will vote in favor of my motion to insist and join in a Committee of Conference and, Mr. Speaker, when the vote is taken I request that it be by the yeas and nays.

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

Mr. ROSS: Mr. Speaker and Members of the House: In opposition to the motion of the gentleman from Cumberland, Mr. Richardson, he said that we should give this our careful consideration. It appears to me that for several weeks we have given it our most careful consideration. We have voted overwhelmingly twice against it and I say that nothing would be gained in keeping this measure alive and I still hope on the yeas and nays that you vote against the Majority Floor Leader's motion.

The SPEAKER: The pending question is the motion of the gentleman from Cumberland, Mr. Richardson that the House insist and request a Committee of Conference.

The Chair recognizes the gentleman from Southwest Harbor, Mr. Benson.

Mr. BENSON: Mr. Speaker and Members of the House: Just so there can be no mistake about whether this is a party issue or not, I would like to differ with my good friend from Cumberland, Mr. Richardson. I would like to address myself for just a moment if I might to the Representatives from the smaller communities of our State. I think that if you will think carefully about what we are doing you will realize that a reduction in the number of the Representatives would be playing once again into the hands of the urban areas. Now I like very much my friends from the urban areas but not at the expense of my good friends from the rural areas. So I think that 151 although it is not a magic number is a good number and I urge you to vote against the motion to insist.

The SPEAKER: The Chair recognizes the gentleman from Madawaska, Mr. Levesque.

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House: I don't know if this carries any label whatsoever this morning. I'd hate to think that the gentleman from Bath, Mr. Ross, would have any political implication in reducing the number of the House, coming from either a rural or urban area. And I have no idea in the world what my able assistant would have to say regarding this matter here this morning because

I fail to have his vote of approval this morning. But I certainly don't think that we ought to go back to the 1800's and try to conduct twentieth century business in the manner of the 1800's so that's why I would certainly hope that you would keep this document alive this morning and join in a Committee of Conference and see what the outcome will be.

I see definite merit in this type of legislation, so I hope the members of the House this morning will see fit to go along with the motion to insist and join a Committee of Conference.

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

Mr. WILLIAMS: I represent one of these districts that in my estimation is plenty large enough. Right now I have sixteen towns plus ten more unorganized and wild townships. That district is approximately the size of the State of Rhode Island. And if you want to add more to it you are going to have quite a district. I think there are several here that are just as large.

The SPEAKER: The Chair recognizes the gentleman from Hope, Mr. Hardy.

Mr. HARDY: Mr. Speaker, Ladies and Gentlemen of the House: I have served on several Committees of Conference over the years and I would point out to the membership of this House that on occasion some things that might surprise them would come out of Committee of Conference and I would urge them not to get involved in this one.

The SPEAKER: Is the House ready for the question? The pending question is on the motion of the gentleman from Cumberland, Mr. Richardson, that the House insist on its former action and request a Committee of Conference. This is a motion of high priority and the yeas and nays have been requested. All of those who desire a roll call will vote yes; those opposed will vote no, and the Chair opens the vote.

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

The SPEAKER: The pending question is on the motion of the gentleman from Cumberland, Mr. Richardson, that the House insist and request a Committee of Conference. All in favor will vote yes; those opposed will vote no. The Chair opens the vote.

ROLL CALL

YEA — Barnes, Bernier, Bourgoin, Carter, Chandler, Clark, C. H.; Corson, Crommett, Cummings, D'Alfonso, Dennett, Dudley, Farnham, Fecteau, Fortier, A. J.; Fraser, Giroux, Hewes, Huber, Levesque, Lund, Martin, McTeague, Mitchell, Richardson, H. L.; Rideout, Rocheleau, Starbird, Susi, Vincent, Watson, Waxman.

NAY—Bedard, Benson, Binnette, Birt, Boudreau, Bragdon, Brown, Buckley, Bunker, Burnham, Carey, Carrier, Casey, Chick, Clark, H. G.; Coffey, Cote, Cottrell, Couture, Cox, Crosby, Croteau, Curtis, Cushing, Dam, Donaghy, Drigotas, Durgin, Dyar, Emery, Erickson, Eustis, Evans, Finemore, Foster, Gauthier, Gilbert, Good, Hall, Hanson, Hardy, Haskell, Hawkens, Hunter, Immonen, Jalbert, Jameson, Johnston, Jutras, Kelleher, Kelley, K. F.; Kelley, R. P.; Keyte, Kilroy, Laberge, Lawry, Lebel, Lee, Leibowitz, LePage, Lewin, Lewis, Lincoln, MacPhail, Marquis, Marstaller, McKinnon, Meisner, Millett, Mills, Moreshead, Morgan, Mosher, Nadeau, Norris, Ouellette, Page, Payson, Porter, Pratt, Quimby, Rand, Richardson, G. A.; Ross, Sahagian, Scott, C. F.; Shaw, Snow, Soulas, Stillings, Temple, Thompson, Trask, Tynedale, Wheeler, Williams, Wood.

ABSENT—Allen, Baker, Berman, Brennan, Curran, Danton, Faucher, Fortier, M.; Harriman, Henley, Heselton, Hichens, McNally, Noyes, Santoro, Scott, G. W.; Sheltra, Tanguay, White, Wight.

Yes, 32; No, 97; Absent, 20.

The SPEAKER: Thirty-two having voted in the affirmative and ninety-seven in the negative, the motion does not prevail.

Whereupon, on motion of Mr. Ross of Bath, the House voted to adhere.

Orders

On motion of Mr. Tyndale of Kennebunkport, it was

ORDERED, that John David Vangel of Kennebunkport be appointed to serve as Honorary Page for today.

(Off Record Remarks)

House Reports of Committees Leave to Withdraw

Mr. Birt from the Committee on Appropriations and Financial Affairs on Bill "An Act relating to Contents of Part 2 of the State Budget Document" (H. P. 422) (L. D. 546) reported Leave to Withdraw.

Mr. Trask from the Committee on Business Legislation reported same on Bill "An Act to Amend the Charter of the North Yarmouth Mutual Fire Insurance Company" (H. P. 405) (L. D. 516)

Same gentlemen from same Committee reported same on Bill "An Act relating to Allocation of Bank Stock Tax" (H. P. 679) (L. D. 878)

Mr. Chick from the Committee on Education reported same on Bill "An Act Repealing the Law Coordinating Public Higher Education in Maine" (H. P. 1023) (L. D. 1332)

Mrs. Kilroy from same Committee reported same on Bill "An Act to Postpone Final Action on School Appropriations in Administrative Units" (H. P. 511) (L. D. 682)

Mr. Millett from same Committee reported same on Bill "An Act relating to Location of Office of Chancellor of the University of Maine" (H. P. 320) (L. D. 407)

Mr. Waxman from same Committee reported same on Bill "An Act Providing Increased Reimbursement for High School Diploma Programs in Maine's General Adult Evening Schools" (H. P. 983) (L. D. 1267)

Mrs. Baker from the Committee on Legal Affairs reported same on Bill "An Act relating to Use of Property Abutting Throughways in Certain Cities" (H. P. 606) (L. D. 787)

Same member from same Committee reported same on Bill "An Act relating to Waterskiing on

Certain Lakes" (H. P. 940) (L. D. 1201)

Mr. Jameson from the Committee on Natural Resources reported same on Bill "An Act relating to Highway Advertising Control" (H. P. 597) (L. D. 778)

Reports were read and accepted and sent up for concurrence.

Ought Not to Pass

Mr. Bragdon from the Committee on Appropriations and Financial Affairs reported "Ought not to pass" on Bill "An Act Appropriating Funds to Survey the Boundaries of Passamaquoddy Tribal Lands" (H. P. 367) (L. D. 477)

Mrs. Lincoln from the Committee on Claims reported same on Resolve to Reimburse Norman Ouellette of Canaan for Well Damage from Highway Maintenance (H. P. 163) (L. D. 202)

Same member from same Committee reported same on Resolve to Reimburse Henry H. Martin, Sr., of Benton, for Service-incurred Disability While Employed by State Highway Department (H. P. 407) (L. D. 518)

Mr. Cox from the Committee on Legal Affairs reported same on Bill "An Act relating to Reporting of Motor Vehicle Accidents" (H. P. 608) (L. D. 789)

Reports were read and accepted and sent up for concurrence.

Mrs. Wheeler from the Committee on Legal Affairs reported "Ought not to pass" on Bill "An Act Creating the Cushing Island Village Corporation" (H. P. 573) (L. D. 760)

Report was read.

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

Mr. TEMPLE: Mr. Speaker and Members of the House: I would like to speak briefly to the ladies and gentlemen of the House on L. D. 760. This bill was presented to the Legislature to allow the residents of this island to better their conditions, as they received very little in regards to fire, police, roads, utilities and so forth. After this bill was presented to the Legal Affairs Committee the City and the Island's representatives got together and the City admitted their neglect and agreed

to do more by a cash settlement of \$900 a year towards a special policeman's salary.

Whereas the parties are in agreement and the City of Portland has admitted their neglect of Cushing Island, this bill having no further interest from the sponsors, therefore I move that we accept the Committee "Ought not to pass" Report.

Thereupon, the Report was accepted and sent up for concurrence.

Tabled and Assigned

Mr. Loberge from the Committee on Towns and Counties reported "Ought not to pass" on Bill "An Act to Place Full-time Deputy Sheriffs under the Personnel Law" (H. P. 530) (L. D. 701)

Report was read.

(On motion of Mr. Porter of Lincoln, tabled pending acceptance of Report and specially assigned for tomorrow.)

The SPEAKER: The Chair recognizes at this time some former Speakers in the rear of the hall of the House, and will the Sergeant-at-Arms escort any one of those members who would like to join him at the rostrum. And also the former Clerk of the House, the Honorable Harvey R. Pease, would he please come to the rostrum.

Thereupon, the Sergeant-at-Arms escorted former Speakers of the House, the Honorables William S. Silsby and Willis A. Trafton, Jr., and the Honorable Harvey R. Pease to their seats on the rostrum, amid applause of the House, the members standing.

Ought to Pass in New Draft New Draft Printed

Mr. Millett from the Committee on Education on Bill "An Act relating to Privately Owned Business, Trade and Technical Schools" (H. P. 274) (L. D. 350) reported same in a new draft (H. P. 1112) (L. D. 1432) under same title and that it "Ought to pass"

Report was read and accepted, the New Draft read twice and tomorrow assigned.

Ought to Pass Printed Bills

Mr. Bragdon from the Committee on Appropriations and Financial Affairs reported "Ought to pass" on Resolve in favor of Town of Haynesville for Development of a Recreational Area (H. P. 423) (L. D. 547)

Mrs. Cummings from the Committee on Education reported same on Bill "An Act Entering into the Interstate Agreement on Qualifications of Educational Personnel and for Related Purposes" (H. P. 984) (L. D. 1268)

Mr. Shaw from the Committee on Legal Affairs reported same on Bill "An Act relating to Fees of Disclosure Commissioners" (H. P. 823) (L. D. 1062)

Mrs. Wheeler from same Committee reported same on Bill "An Act Amending the Charter of the City of Portland Relating to Rotation of Names on Ballots" (H. P. 957) (L. D. 1238)

Reports were read and accepted, the Bills read twice, Resolve read once, and tomorrow assigned.

Ought to Pass with Committee Amendment Tabled and Assigned

Mr. Eustis from the Committee on Natural Resources on Bill "An Act relating to Outdoor Advertising" (H. P. 670) (L. D. 861) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read.

(On motion of Mr. Corson of Madison, tabled pending acceptance of Report and specially assigned for Thursday, April 10.

Mr. Crommett from the Committee on Towns and Counties on Bill "An Act relating to County Inventory of Property and Bids" (H. P. 650) (L. D. 838) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice. Committee Amendment "A" (H-157) was read by the Clerk and adopted, and tomorrow assigned for third reading of the Bill.

Divided Report

Majority Report of the Committee on Towns and Counties reporting "Ought to pass" on Bill "An Act relating to Appropriating Money by Municipalities for Ambulance Service" (H. P. 534) (L. D. 705)

Report was signed by the following members:

Messrs. PEABODY of Aroostook
MILLS of Franklin
— of the Senate.
Messrs. WIGHT of Presque Isle
DYAR of Strong
HAWKENS of Farmington
HANSON of East Vassalboro
CROMMETT of Millinocket
LABERGE of Auburn
FORTIER of Waterville
— of the House.

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

Report was signed by the following member:

Mr. MARTIN of Piscataquis
— of the Senate.

Reports were read.

On motion of Mr. Dyar of Strong, the Majority "Ought to pass" Report was accepted, the Bill read twice and assigned for third reading tomorrow.

Passed to Be Engrossed

Bill "An Act to Authorize Cumberland County to Raise Money for Court House Capital Improvements" (S. P. 307) (L. D. 1000)

Was reported by the Committee on Bills in the Third Reading, read the third time, passed to be engrossed and sent to the Senate.

Third Reader

Tabled and Assigned

Bill "An Act relating to Temporary Loans by State" (H. P. 85) (L. D. 94)

Was reported by the Committee on Bills in the Third Reading and read the third time.

(On motion of Mrs. Payson of Falmouth, tabled pending passage to be engrossed and specially assigned for Wednesday, April 9.)

Bill "An Act relating to Expansion of a Building for Maine Employment Security Commission" (H. P. 504) (L. D. 675)

Was reported by the Committee on Bills in the Third Reading, read the third time, passed to be engrossed and sent to the Senate.

The SPEAKER: Will the Sergeant-at-Arms escort a former Clerk of the House to the rostrum, and if the Assistant Clerk of the 102nd Legislature is present in the rear of the hall of the House will he also come to the rostrum.

Thereupon, the Sergeant-at-Arms escorted former Clerk of the House Jerome G. Plante and former Assistant Clerk of the House Howard M. Cunningham to the rostrum, amid applause of the House, the members rising.

Bill "An Act Appropriating Funds to Operate the Board of Pesticides Control" (H. P. 676) (L. D. 875)

Was reported by the Committee on Bills in the Third Reading and read the third time.

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

Mr. CROMMETT: Mr. Speaker, Ladies and Gentlemen of the House: L. D. 875 calls for the funding of the Pesticide Control Board for \$41,650. Now this is just a start. I have opposed the experts of pesticides. Now I oppose the distinguished Committee on Appropriations and Financial Affairs. I do this fully aware that my opposition is an exercise in futility, for the power of suggestion is effective only on a receptive mind. I sincerely believe that I am right and the decisions made by this House on DDT are morally wrong.

Now, Mr. Speaker, I feel that it would be most appropriate for the gentleman from Kittery, Mr. Dennett, to tell us once again the story of the little boy with his finger in the dike.

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

Bill "An Act relating to Age of Girls Committed to Stevens School" (H. P. 936) (L. D. 1197)

Bill "An Act relating to Area of and Borrowing Power of the Corinna Water District" (H. P. 942) (L. D. 1203)

Were reported by the Committee on Bills in the Third Reading, read

the third time, passed to be engrossed and sent to the Senate.

**Third Reader
Tabled and Assigned**

Bill "An Act Creating the Winterport Water District" (H. P. 1045) (L. D. 1373)

Was reported by the Committee on Bills in the Third Reading and read the third time.

(On motion of Mr. Mitchell of Frankfort, tabled pending passage to be engrossed and specially assigned for Friday, April 11.)

Bill "An Act to Regulate Sewer Utilities" (H. P. 1106) (L. D. 1423)

Was reported by the Committee on Bills in the Third Reading and read the third time.

(On motion of Mr. Tyndale of Kinnebunkport, tabled pending passage to be engrossed and specially assigned for Wednesday, April 9.)

Resolve Authorizing Maurice and Elizabeth M. Woodside to Bring Civil Action Against State of Maine (H. P. 387) (L. D. 497)

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

**Amended Bills
Third Reader
Tabled and Assigned**

Bill "An Act relating to the Certification of Operators of Water Treatment Plants and Water Distribution Systems" (S. P. 317) (L. D. 1031)

Was reported by the Committee on Bills in the Third Reading and read the third time.

(On motion of Mr. Snow of Caribou, tabled pending passage to be engrossed as amended and specially assigned for Thursday, April 10.)

Bill "An Act Establishing an Occupational Safety Rules and Regulations Board" (H. P. 338) (L. D. 447)

Bill "An Act Adding Services to Alcoholics and Drug Addicts to the Responsibilities of the Bureau of Mental Health" (H. P. 629) (L. D. 817)

Were reported by the Committee on Bills in the Third Reading, read the third time, passed to be engrossed as amended by Committee Amendment "A" and sent to the Senate.

Bill "An Act Providing for a Seven Member Council for the City of Westbrook" (S. P. 217) (L. D. 673)

Was reported by the Committee on Bills in the Third Reading, read the third time, passed to be engrossed as amended by Committee Amendment "A" as amended by Senate Amendment "A" thereto and sent to the Senate.

**Passed to Be Enacted
Emergency Measure**

An Act to Incorporate the Town of Bowdoin School District (H. P. 888) (L. D. 1147)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a total was taken. 123 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.

Emergency Measure

An Act relating to Conferring Degrees by Eleemosynary, Inc. (H. P. 924) (L. D. 1185)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a total was taken. 123 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.

**Finally Passed
Emergency Measure**

Resolve relating to Fishing in Robbins Pond, Aroostook County (H. P. 767) (L. D. 987)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being neces-

sary, a total was taken, 125 voted in favor of same and none against, and accordingly the Resolve was finally passed, signed by the Speaker and sent to the Senate.

Passed to Be Enacted

An Act relating to Prohibiting Furnishing Liquor to Certain Persons (S. P. 211) (L. D. 620)

An Act relating to School Lunch Programs (S. P. 236) (L. D. 709)

An Act relating to Timely Mailing of Tax Reports and Returns (S. P. 282) (L. D. 915)

An Act relating to Hunting Mink in Cumberland, Lincoln and Sagadahoc Counties (S. P. 421) (L. D. 1416)

An Act relating to Night Hunting for Migratory Game Birds (H. P. 191) (L. D. 231)

An Act relating to Certain Disqualifications under the Employment Security Law (H. P. 565) (L. D. 746)

An Act relating to Fees for Transcripts of Evidence Furnished by Official Court Reporters (H. P. 603) (L. D. 784)

An Act relating to the Effective Date for Game Laws (H. P. 632) (L. D. 820)

An Act relating to Hunting Licenses (H. P. 688) (L. D. 888)

An Act relating to Secondary School Tuition (H. P. 720) (L. D. 938)

An Act relating to Form and Arrangement of Ballots in General Elections (H. P. 724) (L. D. 942)

An Act Providing for Complimentary Fishing Licenses for Blind Persons (H. P. 765) (L. D. 985)

An Act relating to Rehabilitative Programs in State Penal and Correctional Institutions (H. P. 818) (L. D. 1057)

An Act to Provide Social Security Rights to Firemen (H. P. 880) (L. D. 1123)

An Act to Eliminate the Length of Trout in Brooks and Streams (H. P. 891) (L. D. 1150)

An Act relating to Support of Children by Parent who does not have Custody (H. P. 933) (L. D. 1194)

An Act to Correct Errors and Inconsistencies in the Maine In-

surance Code (H. P. 1071) (L. D. 1252)

An Act Providing for Transportation of Passengers in Units of Trucking Equipment on a Test Basis (H. P. 1087) (L. D. 1341)

Finally Passed

Resolve to Reimburse Robert Sweet of Lincoln Center for Well Damage Resulting from Use of Salt on Route 2 (H. P. 87) (L. D. 96)

Resolve in favor of Louis L. Doyle of Pownal for Automobile Damage Sustained Through Wrongful Act of State Ward (H. P. 212) (L. D. 262)

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

Orders of the Day

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

HOUSE REPORT—"Ought not to pass"—Committee on Claims on Resolve to Reimburse the Towns of Thomaston and Warren for Fire and Municipal Protection Services for the State. (H. P. 718) (L. D. 936)

Tabled—April 2 by Mr. Benson of Southwest Harbor.

Pending—Acceptance.

The SPEAKER: The Chair recognizes the gentleman from Warren, Mr. Erickson.

Mr. ERICKSON: Mr. Speaker, I move that we substitute the Bill for the Report and I would like to speak to my motion.

The SPEAKER: The gentleman from Warren, Mr. Erickson, now moves that the House substitute the Bill for the Report, and the gentleman may proceed.

Mr. ERICKSON: Mr. Speaker and Members of the House: I would like to speak on L. D. 936, a resolve to reimburse the towns of Thomaston and Warren for fire protection for the past year.

The State Prison is located on fifteen acres of land in Thomaston, along with six dwellings where employees of the State reside. The valuation of this complex is listed in excess of \$2,000,000. At the same

location is the Prison Showroom, where prison-made furniture is sold. It is recorded that this store made \$27,000 for an eleven-month period, ending May, 1968. Also, for the record, the State owns six homes, which it rents to prison employees for \$12.00 to \$15.00 weekly. Altogether, there are twenty buildings protected by the Thomaston Fire Department.

The prison barracks and farms are located in my home town of Warren. Here, the State owns three homes, which they rent to employees of the farm. The State has acquired a total of 1100 acres of land, on which set twenty-four buildings, value of which is listed at \$200,000. In these buildings, there are 5,000 hens, 125 dairy cattle, 200 head of beef, and 100 pigs; and in the past, when there was a surplus that wasn't sold to a state institution, the farm products went on the open market in competition with Maine farmers.

The Warren Fire Department has responded many times in the past. The dairy barn burned, and the piggery was flattened, after saving it on two previous occasions. A fire of this type costs a town three to four hundred dollars. In addition there were 250 feet of hose lost and a pumper was ruined.

It has been brought to my attention that efforts to reimburse towns in the past have failed and that I should relax and enjoy my first session. I have also been told that reimbursement in lieu of taxes would start a precedent. Yet I found after some research that the town of Masardis is receiving \$1,560 yearly on 504.4 acres of land that the State owns in that town. This was effective August 6, 1949.

It was stated that if we give the towns of Thomaston and Warren reimbursement for fire and municipal service, it would start a precedent; yet it is my understanding that the State reimburses Orono for this service.

It is my feeling that because the State operates a retail outlet, making \$27,000 profit in eleven months, sells its farm surplus on the open market, and rents nine

homes to prison personnel at a profit, that the towns of Thomaston and Warren are fully justified in asking for a minimal sum of \$3,375, for fire and municipal services.

Before the next session of Legislature, some very serious thought should be given to a bill, whereby all communities with state-owned land and buildings could be reimbursed on a fair and equitable basis.

In the meantime, ladies and gentlemen, L. D. 936, if passed, would help these two towns to purchase fire hose, to repair equipment, and to perhaps be in a better frame of mind so that they may be ready when the next call comes from the State to put out a state fire.

I would urge you to join me in voting for L. D. 936 which will bring assistance to the towns of Thomaston and Warren. I thank you.

The SPEAKER: The Chair recognizes the gentleman from Hope, Mr. Hardy.

Mr. HARDY: Mr. Speaker and Members of the House: It might be interesting to the Members of the House to realize that the State in no way supports or maintains any equipment that is used in this field, and I support the motion of Mr. Erickson from Warren and hope this motion carries.

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

Mr. CHANDLER: Mr. Speaker and Members of the House: I rise in strong support of the motion of Mr. Erickson. As the Representative from Orono I can only stand here and tell you ladies and gentlemen, that the State must now assume its rightful responsibility toward those facilities for which it asks protection. I ask your wholehearted support.

The SPEAKER: The Chair recognizes the gentlewoman from Bethel, Mrs. Lincoln.

Mrs. LINCOLN: Mr. Speaker and Members of the House: I oppose the motion of Representative Erickson to substitute the Bill for the Report, the Committee having

unanimous "Ought not to pass" Report on this bill.

We are all in sympathy with the town's concern, but felt that this was not the proper method to reimburse these towns. If we did so, there would be many many bills like this one in the next session. This just is not the way to take care of this situation. This money should be provided through the proper channels, such as in the budgets of the State Institutions, and I sincerely hope that you will all go along and oppose the motion to substitute the Bill for the Report.

The SPEAKER: The Chair recognizes the gentleman from Owls Head, Mr. MacPhail.

Mr. MacPHAIL: Mr. Speaker and Members of the House: The gentleman from Warren, Mr. Erickson has made an excellent presentation in favor of passage of this bill. I'm entirely familiar with both these towns and what goes on, and I would like to concur with him in the passage of this bill.

The SPEAKER: Is the House ready for the question? The pending question is the motion of the gentleman from Warren, Mr. Erickson, that the House substitute the Bill for the "Ought not to pass" Report. All those in favor will vote yes; and those opposed will vote no. The Chair opens the vote.

A vote of the House was taken.

57 having voted in the affirmative and 67 in the negative, the motion did not prevail.

Thereupon, the "Ought not to pass" Report was accepted and sent up for concurrence.

The SPEAKER: The Chair is particularly delighted this morning to recognize a lady in the balcony of the House, who has served the State of Maine for many, many years, and the last session was a secretary on the staff of the Clerk's office, Mrs. Isabelle Knowlton. Please rise and be recognized, and let us show our approval of your being with us today. (Applause)

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

Resolve Proposing an Amendment to the Constitution Providing for Annual Legislative Sessions (S. P. 1) (L. D. 15) (In House, failed final passage) (In Senate, finally passed)

Tabled — April 3, by Mr. Jalbert of Lewiston.

Pending — Further consideration.

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

Mr. DENNETT: Mr. Speaker and Members of the House: It would seem, inasmuch that this item has previously failed of passage in this House, that the Members of this body would again be consistent and vote no on the acceptance of this bill. When the vote is taken, I would ask that it be taken by the yeas and nays.

The SPEAKER: The Chair understands that the gentleman moves that the House adhere to its former action. Is the House ready for the question? The yeas and nays have been requested. For the Chair to order a roll call it must have the expressed desire of one fifth of the members present and voting. All of those desiring a roll call will vote yes; those opposed will vote no. The Chair opens the vote.

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

The SPEAKER: The pending question is on the motion of the gentleman from Kittery, Mr. Dennett, that the House adhere to its former action in this Bill failing passage. All of those in favor will vote yes; those opposed will vote no. The Chair opens the vote.

ROLL CALL

YEA — Baker, Barnes, Bedard, Berman, Bernier, Bragdon, Brown, Buckley, Carrier, Chick, Clark, C. H.; Clark, H. G.; Couture, Crosby, Cummings, Curtis, Dam, Dennett, Dudley, Durgin, Erickson, Farnham, Finemore, Gilbert, Hanson, Hardy, Haskell, Hawkens, Heselton, Immonen, Jameson, Johnston, Kelley, R. P.; Lawry, Lee, Lewis, Lincoln, MacPhail, Marquis, Mar-

staller, McNally, Meisner, Millett, Mosher, Noyes, Ouellette, Page, Payson, Porter, Pratt, Quimby, Richardson, G. A.; Richardson, H. L.; Rideout, Ross, Scott, C. F.; Stillings, Thompson, Trask, White, Williams.

NAY — Binnette, Birt, Boudreau, Bourgoin, Bunker, B u r n h a m , Carey, Carter, Casey, Chandler, Coffey, Corson, Cote, Cottrell, Crommett, Croteau, Cushing, D'Alfonso, Drigotas, Dyar, Emery, Eustis, Faucher, Fecteau, Fortier, A. J.; Fortier, M.; Foster, Fraser, Gauthier, Giroux, Good, Hall, Hewes, Huber, Hunter, Jalbert, Jutras, Kelleher, Keyte, Kilroy, Lebel, Leibowitz, LePage, Levesque, Lewin, Lund, Martin, McKinnon, McTeague, Mills, Mitchell, Moreshead, Morgan, Nadeau, Norris, Rand, Rocheleau, Sahagian, Shaw, Snow, Soulas, Starbird, Susi, Temple, Tyndale, Vincent, Watson, Waxman, Wheeler, Wood.

ABSENT — Allen, Benson, Brennan, Cox, Curran, Danton, Donaghy, Evans, Harriman, Henley, Hichens, Kelley, K. F., Laberge, Santoro, Scott, G. W.; Sheltra, Tanguay, Wight.

Yes, 61; No, 70; Absent, 18.

The SPEAKER: Sixty-one having voted in the affirmative and seventy in the negative, the motion to adhere does not prevail.

The Chair recognizes the gentleman from Kittery, Mr. Dennett.

Mr. DENNETT: Mr. Speaker, I very seldom find myself in this position, but I think I am confused—I don't think that even myself I knew what I was voting for. I understood, as the Speaker put the question, that we were voting to adhere, and yet somehow in my own mind I thought we were voting on the final passage of the bill; and frankly I am entirely confused and I think many members of the House at the moment are confused exactly as to how they voted and why.

The SPEAKER: The Chair would inform the gentleman that if the motion to recede and concur was adopted, this would be on the final passage of this resolve.

Thereupon, Mr. Levesque of Madawaska moved that the House recede and concur.

The SPEAKER: The gentleman from Madawaska, Mr. Levesque,

now moves that the House recede and concur with the Senate in the final passage of this resolve.

The Chair recognizes the gentleman from Cumberland, Mr. Richardson.

Mr. RICHARDSON: Mr. Speaker, a parliamentary inquiry. As I understood it, the House was not in a non-concurrent status with the Senate in respect to L. D. 15. As I understood it, the resolve failed of final passage at the time of its being tabled by the gentleman from Lewiston, Mr. Jalbert, pending reconsideration.

That being the case, I would inquire of the Chair if the matter now before the House is final passage.

The SPEAKER: The gentleman is partially correct. The matter before the House now is final passage of this resolve. It was finally passed in the Senate in non-concurrence with the House because the House had failed in passage of this resolve, and it was tabled pending further consideration; the further consideration was the motion to adhere.

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

Mr. JALBERT: Mr. Speaker, parliamentary inquiry, was final passage ever before this House up until this morning?

The SPEAKER: The Chair would advise the gentleman that it failed of passage last week.

The Chair recognizes the same gentleman.

Mr. JALBERT: My question was, was this act for final passage before the House last week?

The SPEAKER: The Chair would advise the gentleman that it was and it failed of passage, and the motion now is to recede and concur in the final passage of this resolve, which requires a two-thirds vote of those present and voting. Is the House ready for the question?

All those in favor of receding and concurring in the final passage of this Resolve will vote yes and those opposed will vote no, and the Chair will further remind the members that this requires a two-thirds vote. All those in favor of final passage will vote yes, those opposed will vote no, and the Chair opens the vote.

A vote of the House was taken. The SPEAKER: 64 having voted in the affirmative and 74 in the negative, 64 not being two-thirds, the Resolve fails of final passage.

Placed on file and sent to the Senate.

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

Bill "An Act Permitting Employment of State Prison and Reformatory Inmates on County and Municipal Public Works Projects" (H. P. 497) (L. D. 651) (In House, passed to be engrossed as amended by Senate Amendment "A" as amended by House Amendment "A" — H. "A" to S. "A" H-144) (In Senate, passed to be engrossed as amended by Senate Amendment "A" S-50)

Tabled — April 4, by Mr. MacPhail of Owls Head.

Pending — Further consideration.

On motion of Mr. MacPhail of Owls Head, the House voted to insist and join in a Committee of Conference.

The Speaker appointed the following Conferees on the part of the House:

Messrs. MACPHAIL of Owls Head
LEWIN of Augusta
RICHARDSON of
Stonington

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

Bill "An Act relating to Incurrigibles at Juvenile Training Centers" (H. P. 1104) (L. D. 1422)

Tabled — April 4, by Mr. Mills of Eastport.

Pending — Passage to be engrossed.

Mr. Vincent of Portland offered House Amendment "B" and moved its adoption.

House Amendment "B" (H-158) was read by the Clerk and adopted.

Thereupon, the Bill was passed to be engrossed as amended by House Amendment "B" and sent to the Senate.

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

An Act relating to Licensing of Ambulance Service, Vehicles and Personnel (S. P. 263) (L. D. 867) Tabled — April 4, by Mr. Martin of Eagle Lake.

Pending — Motion of Mr. Birt of East Millinocket to indefinitely postpone.

On motion of Mr. Martin of Eagle Lake, retabled pending the motion of Mr. Birt of East Millinocket to indefinitely postpone and specially assigned for tomorrow.

The SPEAKER: Under Orders of the Day, the Chair would express for the members of the House it is with pleasure that we, the members of the 104th House of Representatives, bid you all welcome and salute you on your return to the scene of your past accomplishments. It is only fitting that this day should be dedicated and set apart to pay homage and honor to those who have preceded us. We trust that your return today will recall pleasant memories of the past, and that the day will afford you great pleasure in renewing old acquaintances and renewing friendships.

The Chair at this time is delighted to recognize on the rostrum here with him to give him a little dignity and honor this morning, the Honorable Dana W. Childs of Portland, who served in the 102nd as Speaker in 1965 and '66. Dana Childs. (Applause, the members rising)

So there won't be any jealousy over recognition and so on, would you hold your applause until I introduce all of these people and then will you all unite with me in giving them the applause they deserve for their tenure and their service to the citizens of the State of Maine.

The Honorable Vinal G. Good of East Sebago who served in the 100th 1961 and '62 as our Speaker; the Honorable Joseph T. Edgar of Bar Harbor, the 99th Legislature in 1959 and '60 and the 98th Legislature in 1957 and '58. Also with us the Honorable Willis A. Trafton, the Presiding Officer of the 97th Legislature in 1955 and '56; and also with us this morning is the Honorable Roswell P. Bates of Bangor who was the Presiding Of-

ficer of the 96th in 1953 and '54; and the Honorable William S. Silsby of Aurora who was Speaker in the 95th in 1951 and '52; and the Honorable Nathaniel M. Haskell of Portland who served as Speaker in the 94th Legislature in 1949 and '50; and the Honorable John F. Ward of Millinocket, the 93th Legislature in 1947 and '48. And the Honorable George D. Varney of Kittery in the 90th session in 1941 and '42, and many of these former Speakers as you know have gone on to higher honors in becoming Judges and so forth. Would you all rise, gentlemen, and let this august body recognize you and give you the applause you so richly deserve? (Prolonged Applause, the audience rising.)

As has been customary with the Speaker, and I haven't discussed it with him, but I do make note here that the oldest Presiding Officer present with us this morning is the Honorable George D. Varney of Kittery, and I would ask the Honorable George D. Varney if he would please come to the podium and just say a word to this august body this morning, George.

The Honorable George D. Varney addressed the audience as follows:

Mr. VARNEY: I am sure that one of the most interesting and pleasant winters of my life was the winter of 1941 when I presided over this House. I have always felt that when I perhaps reached the age of retirement that I would like to return here for my winters. However, today as I look back and remember that in my time the only tools with which I had to control the House were number one, a voice which I could make reach all over this Hall, and number two, a large and loud gavel.

Sitting here today and watching the present Speaker pushing all these electrical buttons which you have given him, and which I assume he has control of so that he can shut you off if he has listened long enough, I doubt very much if I would be qualified to act as Presiding Officer of this body again. I do enjoy coming back.

I was asked by former Speaker Trafton how many members of

the House I recognized as having been members when I was the Presiding Officer and who are members today, and I notice just one, which is the gentleman from Perham, Mr. Bragdon. I wonder if there are any others. If there are, they have perhaps changed so in face that I didn't recognize them, and do I recognize the gentleman from Leeds, Mr. Buckley?

I assure you that it is a real pleasure to come back, and I expect to come again just as long as I am able. As you are well aware, I wasn't expecting to be called on today. In fact I didn't realize he said I was the oldest Speaker. He means the oldest in terms of service, not the oldest in years. (Applause)

SPEAKER KENNEDY: You have heard from a former Republican Speaker, and he says he is not the oldest in years, but certainly in terms of service, and I think it would be only appropriate, and I would like to call now on a member of the other Party who served in the 102nd as your Presiding Officer, and also the youngest Speaker — and I don't mean the youngest speaker merely in terms of service, but I think the youngest Speaker too here today, the Honorable Dana W. Childs. Will you just greet these people Dana?

The Honorable Dana W. Childs addressed the audience as follows:

Mr. CHILDS: Mr. Speaker and distinguished Members: I have a very distinct honor because I am both the youngest and oldest former Democratic Speaker. Let me say also that it is a great pleasure to be back here today as it has always been a pleasure to stand on this rostrum and I know that the other Speakers who stand here feel the same as I do, that every time you are up here you get a great feeling of satisfaction in knowing you are making an accomplishment to the State of Maine as all of you people do.

I want to thank you for the opportunity to address you for these very few moments. Thank you, Mr. Speaker. (Applause)

SPEAKER KENNEDY: There were many former Speakers that

were unable to attend, and I would just like to make comment as I have received reports from them.

George Barnes was the Speaker in 1945 and '46 from Aroostook County, and he writes me to the effect: "I have just returned from a two weeks vacation, the first in over two years, and the work load has piled up here in the office," to the point where it is not possible for him to attend. I must read you this last paragraph because I like this best: "Please also accept my congratulations on the fine way you are handling the House of Representatives. I hope you enjoy it as much as I did back in 1945." Naturally I would read that comment.

Also, one from a former Speaker who was beloved by all of you who remember him, and particularly the Clerks of the House of Representatives, it is from F. Ardine Richardson of Strong, and he writes to the Speaker: "I regret that it will not be possible for me to attend the 'Welcome Back Day' on April 8. I appreciate the cordial invitation and feel sure the event planned will add up to a most successful day."

I also have a communication from the Secretary of former Speaker Philbrick of Portland, and she writes that "Don W. Philbrick is in Florida and is not expected to return until April 10. Mr. Philbrick has always looked forward to 'Welcome Back Day' and will regret that he could not be present this year."

These are comments from former Speakers.

We are now going to be addressed by His Excellency, the Governor of the State of Maine, Kenneth M. Curtis, and will the Sergeant-at-Arms escort His Excellency to the rostrum.

Whereupon, the Honorable Kenneth M. Curtis, Governor, entered the Hall of the House of Representatives escorted by members of the Council, amid applause, the audience rising.

The SPEAKER: His Excellency, Kenneth M. Curtis.

GOVERNOR CURTIS: Thank you very much. Mr. Speaker and

Members of the 104th Legislature, Ladies and Gentlemen: It is certainly a pleasure for me as Governor to offer the traditional welcome to all of those former members of the Legislature, Executive Council and other Legislative posts that are back here today for this traditional celebration.

There is one thought I had for those of you who have served in the past and aren't here this particular session. I expect that many of you after you have left, have perhaps thought that maybe you were the forgotten people; that really when you go back home, not too many people remember the service that you rendered to your state, and I thought for you I might recount an experience that occurred in my office about two weeks ago. We had a telephone call and a gentleman on the other end of the line insisted that he wanted to speak to Governor Muskie. We tried to convince him that Governor Muskie was now in Washington, and he got very irritated and said: "Don't give me that run-around, put the Governor on right now." So for those of you who feel you are forgotten because you aren't here, I might say that some of us who are here aren't even known to exist. But I think the important thing perhaps here is the fact that maybe we are individually forgotten and maybe individually many people don't know that we do exist, but we are all a part of a very very great system in this Country of ours.

I think it is a real good opportunity also at gatherings such as this to perhaps view some of the great changes and the great similarities that the years have given to us. I expect we get so embroiled with the problems of today that we figure that none of these things ever existed really in the past, and that we are the only people that have ever been confronted with situations like this, and we wonder why we were chosen to have all of these problems. But there are a great number of similarities; the problems change in magnitude, but I guess a lot of them still remain and will

always be with us. It is very true that this session is experiencing things that no other session ever has, the magnitude of budgets, the magnitude of expenditures and inflation. It is true that we're discussing new types of ocean ports, we're discussing development of ports that will take large vessels we never even thought about a few years ago. It's true that we have an atomic power plant under construction in our State. It's true that we have exploration for oil going on off our shores; that we are developing an international jet airport in Bangor. It's true that one of our greatest problems is probably the regulation of snowmobiles which wasn't with us very many years ago.

I think that sometimes we wonder if perhaps there's been any real great changes over the years, but I think a lot of you can look with great pride to the creation of the School Administration Districts, the Vocational Technical Institutes, the consolidation of our higher education system, the construction of a limited access highway all the way from Kittery to the Canadian border, the fact that we have three new jet airports, the ski industry, new food processing plants, all done in recent years and much because of the efforts of the previous Members of the Legislature, which I think the most interesting of all, Mr. Speaker, the similarities which are remarkable to about a hundred years ago, the fact that the legislature a hundred years ago was embroiled in great controversy over taxes, over the budget, and over the holding of a fifty-year birthday party. So I guess times change, but thank God the system doesn't change. And I think whether we are presently here, or whether we've been privileged to serve at one time, that we can be very proud that we did participate, and we did have the brief opportunity to make a contribution to our system and to our way of life.

So I am very glad as Governor to welcome you all back on behalf of all Maine people, and to thank you very sincerely for the great efforts you expended in behalf of all Maine people. Thank you very

much. (Applause, the Members rising)

The SPEAKER: The Chair would ask the Chairman of the Welcome Back Day program to please come down to the well of the House to make the presentations for those who were here in earlier sessions, and the member who attended the most sessions of the Maine House, the Honorable Louise Lincoln who is the Chairman of this Committee and did a terrific job with the other lady members of the House, and I want to recognize their efforts at this time and express my deep appreciation to them for the many hours they devoted to this program. (Applause)

Whereupon, the Honorable Frank F. Pierce of Bucksport was presented with a gift for having served the most sessions, seven.

Whereupon, the Honorable Orin P. Dolloff of Standish, was presented a gift for being a Member in the earliest session, the 79th in the year 1919.

Thereupon, the Sergeant-at-Arms escorted Mr. Dolloff down to receive the gift amid applause, the members rising.

Mrs. LINCOLN of Bethel: For the people that are here, you might be interested to know that this book on Maine by W. Stuart Lee, is a book dedicated to Miss Edith Hary, and we thought that this was a very appropriate gift.

Whereupon, the Clerk called the roll of the previous sessions.

Mr. Jalbert of Lewiston was granted unanimous consent to briefly address the House.

Mr. JALBERT: Mr. Speaker and Members of the House: In checking back the records of the Legislature I find that on April 1, the measure Resolve Proposing an Amendment to the Constitution Providing for Annual Sessions was before this body for enactment. Some of us were confused. In any event, I asked the question twice, and my major reason for getting up is not to point to the fact that this was before the House, but merely to point, Mr. Speaker, and Members of the House and former Speakers and guests, the real esteem that we

should hold for our Speaker, when inside he knew that I was dead wrong and he was dead right and he said nothing about it. That's why we are having a good party for him this evening. (Applause)

The SPEAKER: The Chair is grateful to the gentleman for his remarks, and perhaps it was confusing because the presiding officer did reiterate over and over again that it failed final passage, which is the terminology for a resolve. The Chair did not say that it failed final enactment, because it was not in the form of a bill.

Mr. D'Alfonso of Portland was granted unanimous consent to address the House.

Mr. D'ALFONSO: Mr. Speaker and Ladies and Gentlemen of the Legislature: I have not the tendency to address myself to the membership of the Legislature, but there comes a time when the nature of a situation lends itself to a position of deep personal conviction. This situation is an engulfing desire to entreat this Legislature to resolve a legislative program and the financing thereof to the responsive needs of the state and its people. Please do not interpret my position in this instance as being officious or meddlesome. We are here assembled for a purpose which should, in its ultimate measure, transcend political differences and reward its decision to the best interests of the state and all its people. And please accept my words and thoughts not to be frivolous.

I commend the Governor and the Democratic leadership for its pursuit and tenacity to promote a legislative program for the people. I commend the Republican leadership for its commensurate position and responsibility. I commend the Appropriations Committee for its awesome task to resolve the reasonable budgetary needs of proposed programs benefiting the best economic interests of taxpaying people. I commend the Taxation Committee for its scrutiny and wary posture concerning existing and proposed tax programs. But my overwhelming concern is the image of this Legislature and its inherent purpose

and wisdom to act in the true and noble spirit of bi-partisanship to resolve with resolute decisiveness a programmed financial document that will ingratiate itself to the people and not to the political advantage of either Party.

I sincerely admire and trust not only the administration and its leadership, but also most sincerely the leadership of the Republican Party. The objective intelligence of the two political forces is too positive to reject their ability to join hands and ascend the political strife that too often consumes them. If this is not so, then we are foolhardy to call ourselves elected representatives of the people!

I, therefore, humbly suggest that a plenary conference of the administration and its leadership, the Legislature and its leadership, the Appropriations Committee, the Taxation Committee and representatives of State Government, local government, industry, business, education and labor be convened at the earliest moment possible to recommend to the 104th Legislature a budgeted program that will disquiet debate and difference and enlist the affirmative response of our entire membership with the people of the state being the happy benefactors.

This, I am sure, would be a noble act beyond description.

The SPEAKER: The Chair would be remiss if he did not recognize a gentleman who has served here a greater number of years probably than anyone, who was not recognized this morning because of the fact that he is presently a member of the Maine Legislature, and I am referring to that Honorable gentleman from Biddeford, the Honorable Napoleon Nadeau who has been here longer than any of us. Napoleon isn't present, but I do want to give him the recognition of his long tenure here in the Maine House. (Applause)

And now that it is Welcome Back Day, I would be remiss I am sure in my duties and in my position and responsibility in not recognizing the tremendous amount of work that was done by the former Clerks of the Maine House, Harvey

R. Pease of Wiscasset, who served I think sixteen terms as the Clerk of the Maine House, and Jerome Plante who served in the 102nd, because many legislators do not recognize the tremendous amount of effort that goes into this program. We have sessions anywhere from one hour to three hours a day, and at the last of the session it might extend into five, but when you consider the hours of work that the Clerks and their staff must accomplish, that we in our wisdom enact or kill the various measures that are before us, it is a tremendous task and I think that many of you members recognize the work and ability and the skills that go into the efforts of the

Clerks of the House and their staff, and I do wish that you would show your appreciation for the work that they have done in the last one hundred years or one hundred and fifty years that Maine has been a State. (Prolonged Applause, the audience rising)

The SPEAKER: It is just about lunch time, and a delightful lunch prepared by the Southern Maine Vocational Technical Institute is prepared for you on the second floor in the Hall of Flags.

On motion of Mr. Dudley of Enfield,

Adjourned until nine o'clock tomorrow morning.