

LEGISLATIVE RECORD

OF THE

One Hundred and Ninth Legislature

OF THE

STATE OF MAINE

Volume I

FIRST REGULAR SESSION

January 3, 1979 to May 4, 1979

HOUSE

Wednesday, January 3, 1979 In convention of the members-elect of the One Hundred and Ninth Legislature.

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 Ninth Legislature assembled in the Hall of the House and were called to order by Edwin H. Pert of Georgetown, Clerk of the House of the One Hundred and Eighth Legislature.

Prayer was then offered by Father Joel Roger Cyr of St. Thomas Aquinas Church, Madawaska.

Father CYR: In God we trust. We place ourselves in Your presence to begin a new legislative year. We are gathered as representatives of the people of Maine in a spirit of decision and revision. We recognize our need for You, all-powerful and all-knowing God. We need your gift of discernment to know the tree of life and the tree of knowledge of good and evil. We need your gift of wisdom to understand the truths we hold to be self-evident, that all men are created equal, that all men are endowed by the Creator with certain unalienable rights, that among these rights are life. liberty, and the pursuit of happiness. We need your gift of science to create the world that was good, to fashion a people to be one body.

All purposeful God, it is to You we look for a common goal in life Oh Devine Planner, it is from You we seek a plan to build a Kingdom. We praise You and we glorify You. Oh Lord, Our God, for the many good gifts You endowed us with.

We, the people of Maine, pray for you, our legislators. Whatever you do, whether in speech or in action, do it in the name of the Lord. Clothe yourselves with mercy, with kindness, humility, neatness, and patience. But above all, put on love which binds the rest together and makes them perfect.

We bless you with this ancient blessing that Aaron and his sons blessed the Israelites: "May Yahweh bless you and keep you; may Yahweh let his face shine on you and be gracious to you. May Yahweh uncover his face to you and bring you peace." Amen.

The members-elect stood at attention during the playing of the National Anthem by the Madawaska 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 Eighth 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 Ninth Legislature, as appears by the report submitted to the Governor under date of November 27, 1978.

District 1 - Darryl N. Brown, Livermore Falls; District 2 - Glen W. Torrey, Poland; District 3 - James E. Tierney, Lisbon; District 4(1) - Joyce E. Lewis, Auburn; District 4(2) — Stephen T. Hughes, Auburn; District 4(3) — Alfred L. Brodeur, Auburn; District 4(4) - John M. Michael, Auburn; District 5 -J. P. Normand LaPlante, Sabattus; District 6(1) - John W. Simon, Lewiston; District 6(2) - Louis Jalbert, Lewiston; District 6(3) -George F. Call, Lewiston; District 6(4) - Gregory G. Nadeau, Lewiston; District 6(5) Georgette B. Berube, Lewiston; District 6(6) Emile Jacques, Lewiston; District 7 — Richard F. McKean, Limestone; District 8 - A. Forrest Nelson, New Sweden; District 9 -Philip F. Peterson, Caribou; District 10-Kenneth L. Matthews, Caribou; District 11 - Mary

H. MacBride, Presque Isle; District 12 -Bruce Roope, Presque Isle; District 13 - Paul Violette, Van Buren; District 14 - John L. Martin, Eagle Lake; District 15 - Robert James Barry, Fort Kent; District 16 - Edward A. McHenry, Madawaska; District 17 – Luman P. Mahany, Easton; District 18 – Carl W. Smith, Sr., Mars Hill; District 19 - Frank Peltier, Houlton; District 20 - Leonard R. Lougee, Island Falls; District 21(1) - Edith S. Beaulieu, Portland; District 21(2) - David H. Brenerman, Portland; District 21(3) - Laurence E. Connolly, Jr., Portland; District 21(4) – Merle Nelson, Portland; District 21(5) – Harlan Baker, Portland; District 21(6) – Joseph C. Brannigan, Portland; District 21(7) Andrew J. Doukas, Portland; District 21(8) George Vincent, Portland; District 21(9) -Nancy Hill Payne, Portland; District 21(10) – John J. Joyce, Portland; District 22 – Sherry F. Huber, Falmouth; District 23 - G. William Diamond, Windham; District 24 - Porter D. Leighton, Harrison; District 25 - William J. Garsoe, Cumberland; District 26 - Marian E. Gowen, Standish; District 27 – Merton D. Fillmore, Freeport; District 28 - Patrick T. Jackson, Jr., Yarmouth, District 29 - Gordon F. Cunningham, New Gloucester; District 30 -Ada K. Brown, Gorham; District 31(1) -Robert Carrier, Westbrook; District 31(2) -Stanley E. Laffin, Westbrook; District 32 -Sharon B. Benoit, South Portland; District 33 Linwood M. Higgins, Scarborough; District
 34 — Nancy N. Masterton, Cape Elizabeth;
 District 35(1) — Robert S. Howe, South Portland; District 35(2) - Peter A. Cloutier, South Portland; District 35(3) - Edward J. Kane, South Portland; District 36 — Richard G. Morton, Farmington; District 37 — Sidney D. Maxwell, Jay; District 38 — Edward L. Dexter, Kingfield; District 39 — John H. Rollins, Dixfield; District 40 – Walter L. Bunker, Gouldsboro; District 41 – James A. Silsby, El-lsworth; District 42 – Eugene L. Churchill, Orland; District 43 – Meredith E. Bourdeaux, Mount Desert; District 44 - Hugh W. Bowden, Brooklin; District 45 – Catharine L. Damren, Belgrade; District 46 – Leland C. Davis, Jr., Monmouth; District 47 - Charles G. Dow, West Gardiner; District 48 – W. David Del-lert, Gardiner; District 49 – Polly R. Reeves, Pittston; District 50 - Elizabeth H. Mitchell, Vassalboro; District 51(1) - Daniel B. Hickey, Augusta; District 51(2) — Patrick E. Paradis, Augusta; District 51(3) — Sylvia V. Lund, Augusta; District 52(1) - Paul A. Boudreau, Waterville; District 52(2) — Judy C. Kany, Waterville; District 52(3) — Paul F. Jacques, Waterville; District 53 - Donald V. Carter, Winslow; District 54 - Guy I. Hunter, Benton; District 55 - Marjorie C. Hutchings, Lincolnville; District 56 - Bonnie Post, Owls Head; District 57 - Arthur M. Sprowl, Hope; District 58 - Wayne C. Gray, Rockland; District 59 -Gary W. Fowlie, Rockland; District 60 - Charlotte Z. Sewall, Newcastle; District 61 - Rufus E. Stetson, Jr., Wiscasset; District 62 -- William B. Blodgett, Waldoboro; District 63 -Karen Lee Brown, Bethel; District 64 - Laurence L. Kiesman, Fryeburg; District 65 -Jacob J. Immonen, West Paris; District 66 -R. Donald Twitchell, Norway; District 67 – Kenneth C. Brown, Mexico; District 68 – Albert Theriault, Rumford; District 69 – Weston R. Sherburne, Dexter; District 70 – Sandra K. Prescott, Hampden, District 71 – David S. Marshall, Millinocket; District 72 – Walter A. Birt. East Millinocket: District 73 -Harold R. Cox, Brewer; District 74 – John M. Norris II, Brewer; District 75 – James W. Reeves, Newport; District 76–Röbert A. Mac-Eachern, Lincoln; District 77 – Richard S. Davies, Orono; District 78 – Katharine J. Gavett, Orono; District 79 – Michael D. Pear-son, Old Town; District 80 – Stephen R. Gould, Old Town; District 81 - Donald A. Strout, Corinth; District 82 – James T. Dudley, Enfield; District 83(1) – Edward C. Kelleher, Bangor;

District 83(2) - Swift Tarbell, Bangor; District 83(3) — Frank M. Carter, Bangor; Dis-trict 83(4) — Angela Z. Aloupis, Bangor; District 83(5) - Robert Soulas, Bangor; District 84 — Stephanie Locke, Sebec; District 85 — John E. Masterman, Milo; District 86 — Donald M. Hall, Sangerville; District 87 – J. David Leonard, Woolwich; District 88 – Lorraine N. Chonko, Topsham; District 89 -Courtney E. Stover, West Bath; District 90 ~ Mary E. Small, Bath; District 91(1) - Antoinette C. Martin, Brunswick; District 91(2) Anne J. Bachrach, Brunswick; District 92 -Jasper S. Wyman, Pittsfield; District 93 Alton W. Whittemore, Skowhegan; District 94 - Dan A. Gwadosky, Fairfield; District 95 -James P. Elias, Madison; District 96 – Ber-nard H. Austin, Bingham; District 97 – Lionel H. Conary, Oakland; District 98 — Lloyd G. Drinkwater, Belfast; District 99 — Gary L. - Gary L. Lowe, Winterport; District 100 - Kenneth E. Tozier, Jr., Unity; District 101 - A. Harold Fenlason, Danforth; District 102 – Robert J. Gillis, Jr., Calais; District 103 – Harry L. Vose, Eastport; District 104 – Norman W. Nelson, Roque Bluffs; District 105 – Judith H. Curtis, Milbridge; District 106 – Neil Rolde, York; District 107 – Cecil O. Lancaster, Kittery; District 108 — Orland G. McPherson, Eliot; District 109 — Warren F. Studley, Berwick; District 110 – Alberta M. Wentworth, Wells; District 111 – James K. McMahon, Kennebunk; District 112 - Frank P. Wood, Sanford; District 113(1) — John L. Tuttle, Jr., Sanford; District 113(2) — David S. Paul, Sanford; District 114 - Harold L. Hanson, Kennebunkport; District 115(1) - Dennis L. Dutremble, Biddeford; District 115(2) - GuyMarcel Lizotte, Biddeford; District 115(3) Lucien A. Dutremble, Biddeford; District 116 — George A. Carroll, Limerick; District 117 — John McSweeney, Old Orchard Beach; District 117 118 – Phillip P. Berry, Buxton; District 119 – Barry J. Hobbins, Saco; IN TESTIMONY WHEREOF I have caused the Seal of the State to be herewith affixed at Augusta this third day of January, 1979.

(Signed) MARKHAM L. GARTLEY

Secretary of State

The Communication was read and ordered placed on file.

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

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

On motion by Mrs. Bachrach of Brunswick. Mr. Jalbert of Lewiston, Mr. Hall of Sangerville, Mrs. Curtis of Milbridge, Mrs. Reeves of Pittston, Mr. Gillis of Calais, Mr. Leonard of Woolwich, Mrs. Wentworth of Wells were appointed a Committee to wait upon the Governor and inform him that a quorum of the members of the House of Representatives-elect had assembled in the Hall of the House of Representatives and requested his attendance to administer to them the oaths required by the Constitution to qualify them to enter upon the discharge of their official duties.

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

Whereupon, His Excellency, the Honorable James B. Longley, entered and administered to the members-elect and they subscribed the oaths required by the Constitution to qualify them to discharge their official duties.

GOVERNOR LONGLEY: Again. my congratulations. One of the most rewarding experiences of my tenure as Governor of the State of Maine has been the opportunity to administer the oath of public office to men and women like you, to members of the judiciary, members of important posts in government and men and women who have stepped forward, often at personal sacrifice, to serve the citizens of Maine. Therefore, let me commend each of you for your willingness to try to help Maine and its people by your willingness to accept legislative involvement and responsibility.

In my inaugural address four years ago last evening. I said that Maine had to be headed in a direction that would bring her people a quality of life without forcing them to sacrifice the things that have made the state unique in both spirit and beauty.

With the deep realization that no one individual designs the avenues of history, I stand before you today with the hope and prayer that I have at least used my brief time of service to keep Maine on that course toward a quality of life for its people, I do believe, thanks to many of you, that Maine is on the right course. With the help and support of the 107th and

108th Legislatures and many other people from inside state government and from the private sector. I feel we have succeeded in instilling within Maine State Government an attitude of fiscal responsibility balanced with humanitarianism. With their help we have absorbed the deficits we inherited, created surpluses which have been returned to the people in the form of tax relief and belief in their government, and have left a balance for this new Legislature and the new Governor to begin their work, on behalf of the people of Maine

I also said in my inaugural address four years ago that Maine was embarking on a unique experiment in government, with an Independent Governor, a Republican Senate and a Democratic House. I said the eyes of the nation could very well be on Maine to see how we handled this unique experiment. I submit now, four years later, that we handled it ex-ceedingly well and I will compare Maine's accomplishments during that time period with those of any state in the nation or any legislative-executive period in the history of the state. albeit we had occasional disagreement yet the periods of cooperation and caring together showed results in areas such as

(1) Passing the first major tax reduction in the history of the state.

(2) Working to support the Attorney General, Joe Brennan, in what has been referred to as the most serious problem to face Maine since we separated from Massachusetts in 1820. The Indian Land Case.

(3) Or, the legislature supporting this Independent Governor's programs for people . . . in which we met and improved human services as well as balanced this humanitarianism

with fiscal responsibility to: (A) Provide what I am told is an all-time im-

provement in aid and programs for the elderly.

(B) Substantially improved services for the retarded and mental health community and absorbed seed money programs of community mental health agencies introduced by the federal government and abandoned in support by the federal government.

(C) Instituted a more involved and caring approach to those in our institutions and the pardon, parole and commutation process in recognizing that these human beings are deserving of more consideration.

The results indicate that the experiment of a Republican Senate, Democratic House and Independent Governor worked, not because of the efforts of one individual or the efforts of one or more parties, but it worked because when the chips were down each came together and placed the best interests of the people of Maine first and their own differences second. For example. I believe the officials of Pratt and Whitney Aircraft, one of the world's largest and most reputable firms, had to be impressed when they were asked to locate in Maine by the Republican Senate President, Joe Sewall, who took time from his busy schedule, who were

asked to locate in Maine by the Democratic House Speaker, John Martin, by the Governorelect as well. This firm and others as well have also had the knowledge that these elements also came together to absorb deficits, curb government spending and to provide tax relief to the people of this state, and to create a positive climate for industrial development

The experiment did not always work quietly. There were disagreements and there were challenges, but in the final analysis I came to the conclusion that the time people should be concerned about government is when everyone is agreeing and when everything is very quiet. Democracy, I submit, was designed for challenge. It is the difference between open and free discussions in town halls and state houses and the quiet trooping of faceless, expressionless masses to unknown destinies, such as we see in some nations of the world where disagreements, at least in the open, do not take place.

The 109th Legislature and the new administration in the Executive Branch now embarks on its own experiment in government. How well it serves the people of this state, I feel, will be measured in large degree by the openness and debate and, yes, the disagreement which will compose the sounds of democracy coming from the State House in Augusta

On behalf of the people of Maine this Independent Governor asks you and challenges you, Republicans and Democrats, as well as Independents, to do everything possible to help the new Governor, Joe Brennan, be the best governor in the history of this state.

I have confidence that there exists in this body and the new administration the desire, the talent and the dedication to serve the people of Maine and to serve them well. My very best wishes to each of you and to Governor Brennan and his administration in that regard

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

On motion of Mr. Hughes of Auburn.

Mr. Tierney of Lisbon Falls, Mr. Diamond of Windham, Mr. Pearson of Old Town, Mr. Jalbert of Lewiston, Mrs. Post of Owl's Head, Mr. Smith of Mars Hill, Mr. McPherson of Eliot were appointed a committee to receive, sort and count votes for the Speaker.

The CLERK: The Chair recognizes the gen-tleman from Farmington, Mr. Morton. Mr. MORTON: At this time, I wish to place

in nomination the name of a colleague who is, first of all, a politician. I use that word in its very highest sense. An attempt is frequently made, sometimes clumsily, to malign that word, but I would remind all of you that this great country has survived and this great state has progressed because dedicated people serving as politicians have contributed so much. Remember, politicians do not survive in totalitarian states.

My nominee is a veteran legislator, a skilled negotiator, a proven leader and one of the fairest and most decent guys that I know.

Mr. Chairman, I wish to place in nomination as a candidate for Speaker of the Maine House of Representatives of the 109th Legislature the leader of House Republicans, Garsoe of Cumberland. William J.

The CLERK: The Chair recognizes the gen-tleman from Cumberland, Mr. Garsoe.

Mr. GARSOE: Mr. Chairman, Ladies and Gentlemen of the House: I couldn't be more honored to be put forth as I have just been by my good friend from Farmington. When you realize that I consider it a rare honor even to sit in this House, to be nominated for its Speaker does me more than I deserve. But I must decline, and I would like to share with you very briefly my reasons. One is that when you get to be my age, if you don't have patience, you don't have anything, and I am a patient man. The numbers this year indicated to me that we

should have a Democrat Speaker. The numbers in two years may indicate something else, at which time we will be singing a different song. In fact, our song is going to be "Our Day Will Come.

Having disposed of myself in that manner and believing that it would be in the best interest of the House if the majority party in the legislature always elect the Speaker for the continuity, for the peace of mind, for the proper conduct of the people's business. I think it is imperative that we note this. I am pleased to note this, I don't think it needs any label as creating a precedent. I think this is the way it always has been and I hope it is the way it always will be. So I, with thanks, decline that nomination

I would like to move on now, Mr. Chairman, if I may, to place in nomination a gentleman who will be our next Speaker. I don't think I need to dwell on the tactical excellence of the gentleman from Eagle Lake as he discharges his duties in this body. That has been demon-strated to us so many times that it is almost redundant to mention it. He certainly is qualified in the technical operation of this body

Over the last few weeks I have been getting to know John Martin much more on a personal basis than I had before. Now, we are a minority, albeit a substantial minority, and when the occasion demands, we are going to be the loyal opposition and we will come on very strong and very nasty and do our best to carry the day. We promise you that; I think it is our duty. But I think John Martin and I have worked out an arrangement on committee assignments and committee dispositions that treats us in a reasonable and fair manner, given the numbers that we have here today.

So, John, it is a real honor for me to place in nomination, Mr. Chairman, the name of John L. Martin, the gentleman from Eagle Lake, for Speaker of the House of Representatives of the 109th Legislature

The CLERK: The Chair recognizes the gen-

Mr. TIERNEY: Mr. Chair recognizes the gen-tleman from Lisbon Falls, Mr. Tierney. Mr. TIERNEY: Mr. Chairman, Men and Women of the 109th Legislature: Ninety-five years ago, Congressman Thomas Brackett Reed, a Republican from Maine's First Congressional District, was elected to Speaker of the House of the United States of America. At that time, he characterized that position as one which embodies the tradition, the honor and the very dignity of representative government itself. That characterization is as true today for the office of the Speaker of the House of this body as it was at that time for the Speaker of the House of the United States.

As we bend our collective efforts in the next two years to fashion programs and policies which serve all of the people of Maine. I feel that we, too, should elect an individual to the Speaker of the House who embodies the traditions and the honor and the dignity of government. For that reason, ladies and gentlemen, I am proud to second the nomination of the gentleman from Eagle Lake, Mr. Martin.

At this point, Mr. Tarbell of Bangor moved that nominations cease and further moved that the Committee cast one vote for the House for John L. Martin.

Whereupon, the Committee cast one vote for the House for John L. Martin and he was thereupon elected Speaker of the House. Mr. Garsoe of Cumberland escorted the

Speaker of the rostrum amid applause, the

members rising. Speaker MARTIN: Ladies and Gen-tlemen: First, let me thank the gentleman from Cumberland, Mr. Garsoe, and the gentleman from Lisbon Falls, Mr. Tierney, for their kind remarks.

Once again I am honored to be standing before the House of Representatives as your Speaker. I pledge to you to do my best in conducting the business of this honorable body during the coming two years. To those of you

who are returning, I know that you share strong feelings for this body, both for the individuals who sit here and for what it represents.

The next two years will be critical ones for the State of Maine. We must come to grips with some very serious problems — state em-ployees, tax reform, deferred maintenance, the rising costs of medical care among them.

In light of the close division of parties in both branches, it becomes even more imperative this year that we work together in the spirit of mutual trust and cooperation. To do less would be an abrogation of our responsibility to the people who elected us. We cannot afford the sharp and open conflict that has characterized some previous legislative bodies nor the atmosphere of distrust which has prevailed. I do not say we should always agree, because democracy is not served by consensus but rather by compromise. I do say we should share and should deal with each other and the problems which confront us in an honest and open manner.

For myself, I pledge to preside over this House with firmness but with fairness. If we can put the interests of all the people before our own personal or political ambitions, if we can try to do what is right rather than what is expedient, then we will have earned the trust and confidence of the citizens of this state. I believe we are reasonable men and women who can work together while respecting our differences

Although there are times when we may get carried away with our own self-importance, we must remember most of all that we are only temporary tenants of this House.

It has been said that nothing is so constant as change. I believe that Thomas Jefferson, in 1781. expressed this best when he said, "can one generation bind another and all others in succession forever?

I think not.

The Creator has made the earth for the living, not the dead.

A generation may bind itself as long as its majority continues in life;

When that has disappeared, another majority is in place.

holding all the powers their predecessors once held, and may change their laws and institutions to suit themselves, nothing then is unchangeable.

But the inherent and inalienable rights of man.

On motion of Mr. Leonard of Woolwich, Mr. Blodgett of Waldoboro, Mr. Jacques of Lewiston, Ms. Brown of Gorham, Mrs. Kany of Waterville, Mr. Drinkwater of Belfast, Mr. Soulas of Bangor, Mrs. Masterton of Cape Elizabeth were appointed a Committee to receive, sort and count votes for Clerk of the House.

The SPEAKER: The Chair recognizes the gentleman from Cumberland, Mr. Garsoe. Mr. GARSOE: Mr. Speaker, I place in nomi-nation for Clerk of the House the name of Edwin H. Pert of Georgetown. I don't believe any extended remarks are necessary to extol this gentleman's qualifications before this body, he has served us well; at times, Ed, I think a little too well, but it is a real pleasure to submit your name.

Mr. Blodgett of Waldoboro seconded the motion and moved that the nominations cease. The Committee cast one vote for the House for Edwin H. Pert, and he was thereupon elect-

ed Clerk of the House.

On motion of Mr. Maxwell of Jay,

Mr. Hobbins of Saco, Mrs. Chonko of Topsham. Mr. Brenerman of Portland, Mr. Wyman of Pittsfield, Mr. Marshall of Millinocket, Mr. Norris of Brewer, Ms. Small of Bath were appointed a committee to receive, sort and count votes for Assistant Clerk of the House

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

Mr. TARBELL: Mr. Speaker, Ladies and Gentlemen of the House: I now move that the name of Deborah Bedard Wood of Springvale be placed in nomination for Assistant Clerk of the House

I think all of us have come to know and love Debbie very much over the past couple of years. It is quite a pleasure for me to place her name into nomination to serve us again for the 109th Legislature.

Mrs. Mitchell of Vassalboro seconded the nomination and that nominations cease

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

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

Subsequently, Mrs. Prescott reported that the Clerk, Assistant Clerk, and Speaker had subscribed to the necessary oaths of office to qualify them to enter upon the discharge of their duties.

Thereupon, Edwin H. Pert, Clerk, Deborah Bedard Wood, Assistant Clerk, and John L. Martin, Speaker, appeared and entered upon the discharge of their official duties.

On motion of Mr. Violette of Van Buren,

Mr. LaPlante of Sabattus, Mr. MacEachern of Lincoln, Mr. Joyce of Portland, Mr. Doukas of Portland, Mr. Sprowl of Hope, Mr. Peltier of Houlton, Ms. Brown of Bethel were appointed a Committee to notify the Governor of the organization of the House by the election of Honorable John L. Martin as Speaker, Mr. Edwin H. Pert as Clerk and Mrs. Deborah Bedard Wood as Assistant Clerk and was ready to transact such business as might come before it.

Subsequently, Mr. LaPlante reported that the Committee had delivered the message with which it was charged.

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

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

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

At this point, a message came from the Senate, borne by Senator Katz of Kennebec, proposing a Convention of both branches of the Legislature to be held at four o'clock in the afternoon in the Hall of the House for the purpose of electing a Secretary of State pursuant to Article V, Part Third, Section 1, of the Constitution of the State of Maine and for the purpose of electing a State Treasurer pursuant to Article V, Part Fourth, Section 1 of the Constitution of the State of Maine.

Thereupon, the House voted to concur in the proposal for a Joint Convention to be held at four o'clock in the afternoon, and the Speaker appoined Mr. Tierney of Lisbon Falls to convey that message to the Senate.

Subsequently, Mr. Tierney reported that he had delivered the message with which he was charged.

(Off Record Remarks)

On motion of Mr. Tierney of Lisbon Falls, it was ordered that the traditional order of business be dispensed with and that the House

transact the business before it until such rules are adoped by this body.

The following Communication: (H. P. 10) State of Maine

DEPARTMENT OF INDIAN AFFAIRS Augusta, Maine

January 2, 1979

Clerk of the House

State House

Augusta, Maine 04333 Dear Mr. Pert:

Ed Pert

This is to notify you that the Legislature Representatives from the Penobscot and Passamaquoddy Reservations are as follows

Timothy Love - Penobscot Tribe

Reuben Cleaves — Passamaquoddy Tribe Sincerely.

(Signed:) CHARLES W. RHYNARD Commissioner

Department of Indian Affairs

The Communication was read and ordered placed on file and sent up for concurrence.

The SPEAKER: The Chair would assign Seat 152 to the Representative of the Penobscot Tribe, Mr. Love, and would assign Seat 129 to the Representative of the Passamaquoddy Tribe, Mr. Cleaves.

The Chair would welcome them with us in this body. (Applause)

The following Communication: STATE OF MAINE

Office of the Secretary of State

Augusta. Maine

January 3, 1979 To the Speaker of the House of Representa-

tives:

In compliance with the Constitution and laws of the State of Maine. I have the honor to herewith transmit the returns of the votes cast for Representatives to the Legislature in the several cities, towns and plantations in the State of Maine at the General Election held on November 7, 1978.

Respectfully. (Signed) MARKHAM L. GARTLEY

Secretary of State The Communication was read and with ac-

Companying papers ordered placed on file. District 1: Darryl N. Brown, Livermore Falls – 1,001; Charles C. Coolidge, Leeds 352; Scott H. King, Livermore – 233; Erwin M.
 Szawłowski, Livermore Falls – 721.
 District 2: Paul A. Fournier, Mechanic Falls

461; Edward R. Heath, Mechanic Falls -837; Glen W. Torrey, Poland - 1.558, Others -

District 3: James E. Tierney. Lisbon - 2.076. Others -5

- District 4(1): Ross A. Green, Auburn -1,-191, Joyce E. Lewis, Auburn - 1,316.
- District 4(2): George L. Boyce, Auburn 1,404; Stephen T. Hughes, Auburn 1,464 District 4(3): Alfred L. Brodeur, Auburn –
- 1.333; Others -

1.333; Others - 1 District 4(4): John M. Michael, Auburn -1,580; David C. Young, Auburn - 889 District 5: J. P. Normand LaPlante. Sabat-tus - 1,767; Frank Wood Sr., Sabattus - 1.144

- District 6(1): John W. Simon, Lewiston -1,-
- 729 District 6(2): Louis Jalbert, Lewiston -
- 1,298; John Telow, Lewiston 1.194
- District 6(3): George F. Call. Lewiston 1,341; Maria D. Robinson, Lewiston --
- District 6(4): Gregory G. Nadeau, Lewiston 1,336

District 6(5): Georgette B. Berube, Lewiston 2.758

District 6(6): Emile Jacques, Lewiston -2,-042

District 7: Richard E. McKean, Limestone 490; Others - 5

- District 8: A. Forrest Nelson, New Sweden -566: Others
 - District 9: William McGary, Caribou 619:

Philip F. Peterson, Caribou - 992

4

- District 10: Kenneth L, Matthews, Caribou -1,062: Quentin M. McCubrey, Caribou - 519
- District 11: Robert V. Akeley, Presque Isle 609: Mary H. MacBride, Presque Isle --
- 609; Mary H. MacLine, 1
 1,211; Others 1
 District 12: Donald J. Gardner, Presque Isle
 620; Bruce Roope, Presque Isle 919
 District 13: Paul E. Violette, Van Buren -
- 1.629: Others -3District 14: John L. Martin, Eagle Lake -
- 1,485; William K. Savary, Sr., Ashland 347 District 15: Robert James Barry, Fort Kent - 1,392; Reginald C. Plourde, Fort Kent - 1,-
- 046 District 16: Edward A. McHenry, Madawas-
- ka 1,576 District 17: Edward F. X. Lyden, Fort
- Fairfield 802; Luman P. Mahany, Easton 1.388
- District 18: John R. Kingman, Smyrna -304; Carl W. Smith, Sr., Mars Hill - 1,535
- District 19: Frank Peltier, Houlton 1,654 District 20: Leonard R. Lougee, Island Falls - 1,078; Laurel E. McNelly, Dyer Brook —
- 790; Others 3 District 21(1): Edith S. Beaulieu, Portland -
- 943: Hiram Otis Noyes, Jr., Portland 110; Mary H. Rafferty, Portland 892 District 21(2): David H. Brenerman, Port-
- land 896
- District 21(3): Laurence E. Connolly, Jr.,
- Portland 1,055 District 21(4): Ralph W. E. Giles, Portland - 798; Merle Nelson, Portland — 1,650 District 21(5): Harlan Baker, Portland —
- 903: James W. Jordan, Portland 435
- District 21(6): Joseph C. Brannigan, Portland - 1,423; Seth W. Cowan, Portland - 1,267
- District 21(7): Andrew J. Doukas, Portland 1,305; Mary McKeough Karatsanos, Portland - 1.236
- District 21(8): Herbert A. Hanson, Jr., Portland - 1,101; George Vincent, Portland -- 1.275 District 21(9): Edward F. Gorham, Portland
- 765; Nancy Hill Payne, Portland –
 Dean Stockton Stevens, Portland 429 966;
- District 21(10): John J. Joyce, Portland 2,-104
- District 22: S. Bruce Fossett, Falmouth 902: Sherry F. Huber, Falmouth 2,326
- District 23: Carole L. Bean, Windham 633; G. William Diamond, Windham 2,441
- District 24: Porter D. Leighton, Harrison 1,958; Judith E. McAllister, Bridgton 1,670 District 25: William G.
- José: Judith E. McAllister, Bridgton 1,670
 District 25: William J. Garsoe, Cumberland
 2,081; Helen Johnson, Harpswell 1,364
 District 26: Marian E. Gowen, Standish —
 1,660; Rodney P. Link, Standish 1,316;
- Others -4
- District 27: Leland John Arris, Jr., Freeport 1,481: Merton D. Fillmore, Freeport 1.598: Others - 5
- District 28: Dana L. Clockedile, Yarmouth -1,158; Patrick T. Jackson, Jr., Yarmouth - 2,-241
- District 29: Gordon F. Cunninghanm, New Gloucester - 2,036; Michael H. Gibbs, Gray -
- 1.024; Others -1District 30: Ada K. Brown, Gorham - 2,006; Linwood Graffam, Gorham (Write-in) — 308;
- Others 15
- District 31(1): J. Robert Carrier, Westbrook - 1,529; Harold W. Hickey, Westbrook — 1,059 District 31(2): Stanley E. Laffin, Westbrook
- 1,359; Paul E. LeConte, Westbrook 831 District 32: Sharon B. Benoit, South Portland
- 1.525; Ann F. Griffin, Scarborough 1.357; Others -
- District 33: Linwood M. Higgins, Scarborough – 2,406 District 34: Nancy N. Masterton, Cape Eliza-
- beth 3.025
- District 35(1): Robert S. Howe, South Portland - 1.771
- District 35(2): Peter A. Cloutier, South Portland — 1,430; Samuel A. Hinds, South Portland — 1,022

District 35(3): Edward J. Kane, South Portland - 1,247; James G. Lano, South Portland -1.005

- District 36: Richard G. Morton, Farmington 1.990: Others - 4
- 1,990; Others 4
 District 37: Sidney D. Maxwell, Jay 1,888
 District 38: Edward L. Dexter, Kingfield —
 1,201; Harlan E. Doak, Rangeley 727; Roswell E. Dyar, Strong 617; Others 1
 District 39: Linda Maxwell, Temple 1,007;
 John H. Rollins, Disfield 1,313
 District 40: Peoplet E. Pagard Res Harbar

- District 40: Ronald E. Beard, Bar Harbor 1,229; Walter L. Bunker, Gouldsboro 1,575
- District 41: Harvey E. DeVane, Ellsworth -1,049; Steven E. Joy, Ellsworth - 211; James A. Silsby, Ellsworth -1,612
- District 42: Eugene L. Churchill, Orland 1,935; Audbur J. Drake, Bucksport 898
- District 43: Meredith E. Bourdeaux, Mount Desert 1,567; Ethel M. Haskell, Mount Desert 1,423; Others 2
- District 44: Hugh W. Bowden, Brooklin 1,629; Lawrence P. Greenlaw, Jr., Stonington
- 1,375 District 45: Catharine L. Damren, Belgrade
- 2,003; David S. Fogg, Fayette 1,338 District 46: Leland C. Davis, Jr., Monmouth 1,637; Carroll R. McGary, Winthrop 1,250
- District 47: Charles G. Dow, West Gardiner 1,689; Justine E. Marks, West Gardiner 1,-
- 182
- District 48: W. David Dellert, Gardiner 1,322; Irving B. Faunce, Gardiner 1,014; Others -5
- District 49: Polly R. Reeves, Pittston -1,438; Robert G. Stubbs, Hallowell - 1,133
- District 50: Robert M. Healey, Sidney 1,001; Elizabeth H. Mitchell, Vassalboro -- 1 -748
- District 51(1): Daniel B. Hickey, Augusta -1,409; Others -
- District 51(2): Patrick E. Paradis, Augusta
- 1,911; Others 4 District 51(3): Sylvia V. Lund, Augusta
- 1,572; Donald E. Nichols, Augusta 1,341; Others -
- District 52(1): Paul A. Boudreau, Waterville – 1,455; Ernest J. Cinq-Mars, Waterville – 819
 District 52(2): Don G. Harris, Waterville –
 541; Judy C. Kany; Waterville – 1,566
- District 52(3): Henry A. Gagnon, Waterville 598; Paul F. Jacques, Waterville 1,287 District 53: Donald V. Carter, Winslow -
- 1,981; Others -13District 54: Ronald I. Bagley, Albion - 903;
- Guy I. Hunter, Benton 1,716; Others 2 District 55: Marjorie C. Hutchings, Lincoln-
- ville 1,762; Franklin A. Peters, Searsmont -929: Others
- District 56: Bonnie Post, Owls Head 2,593: Others -2
- District 57: Steven C. Peterson, Camden 1,172; Arthur M. Sprowl, Hope 2,062; Others
- District 58: Jeffrey P. Evangelos, Warren 1,050; Wayne C. Gray, Rockland 1,156 District 59: Gary W. Fowlie, Rockland 992; Willard D. Pease, Rockland 783
- District 60: Charlotte Z. Sewall, Newcastle 2,949; Others - 6
- District 61: Robert O. Lenna, Whitefield -1,433 — Rufus E. Stetson, Jr., Wiscasset — 1,-
- District 62: William B. Blodgett, Waldoboro 1,829; Carroll M. Hanna, Bristol - 1,642
- District 63: Karen Lee Brown, Bethel 1,646; H. Paul McGuire, Bethel District 64: Laurence L. Kiesman, Fryeburg 1,399; Gary C. Wilfong, Stow 1,281 District 65: Jacob J. Immonen, West Paris –
- 2,069; Others -- 8
- District 66: William H. Stack, Norway 775; R. Donald Twitchell, Norway - 1,617
- District 67: Kenneth C. Brown, Mexico -
- 1,350; Irene Hutchinson, Mexico 571 District 68: Alphonse J. Geronda, Rumford - 990; Albert Theriault, Rumford - 1,497 District 69: Joseph R. Baldwin, Garland -

- 371; Edward F. LaFountain, Dexter 777; Weston R. Sherburne, Dexter - 1,101 District 70: Daniel F. Pagliarulo, Dixmont -
- 778: Sandra K. Prescott, Hampden 1.844
 District 71: Herbert E. Clark, Millinocket –
 1.116; David S. Marshall, Millinocket 1.304
 District 72: Walter A. Birt, East Millinocket
- District 12. watter A. Birt, Bast Birthouter, 1,328; Evelyn Henry LeBlanc. East Milli-nocket 645; Others 1 District 73: Harold R. Cox, Brewer 1,477; Julio DeSanctis III, Orrington 981; John I.
- Kilby, Brewer 372
- District 74: John M. Norris II, Brewer -2,135; Others — 3 District 75: Lorenzo J. Daigle, Hermon —
- 744; Michael E. Dauphinee, Hermon 373;
- James W. Reeves, Newport -1,425; Others
- District 76: Peter Briola, Lincoln 797;
- Robert A. MacEachern, Lincoln 1,249 District 77: Richard S. Davies, Orono –734; Stuart James Georgitis, Orono - 597
- District 78: Katharine J. Gavett, Orono -1,866; James B. Wagner, Orono - 1,448
- District 79: Michael D. Pearson, Old Town -1,801; Donald P. Ross, Old Town - 596; Others
- District 80: Stephen R. Gould, Old Town -1.894: Others -3

2,096; Others -

1,248

358

Others -

1,839; Others -9

1,734; Others - 4

1,803; Others -2

1,635; Others -

Others -1

dosky, Fairfield - 1,158

- District 81: Fern P. Cummings, Edinburg -687; Donald A. Strout, Corinth - 1,645; Others
- District 82: James T. Dudley, Enfield -
- 1,567; Others 8
 District 83(1): Paul J. Hansen, Bangor 532; Edward C. Kelleher, Bangor 1,057
 District 83(2): David C. Smith, Bangor 874; Swift Tarbell, Bangor 1,557
 District 92(3): Frank Carter Bangor -
- District 83(3): Frank M. Carter, Bangor -533; Russell B. Christensen, Bangor – 494 District 83(4): Angela Z. Aloupis, Bangor

District 84: Stephanie Locke, Sebec - 1,604; Joseph L. A. Morin, Guilford – 1.237 District 85: John E. Masterman, Milo –

District 86: Donald M. Hall, Sangerville -

District 87: S. Parker Crosby, Georgetown -

910; J. David Leonard, Woolwich — 1,720
 District 88: Andrews B. Campbell, Bowdoin-

District 89: William J. Hennessev, West Bath - 739; Courtney E. Stover, West Bath - 1,089 District 90: Richard Alan Quimby II. Bath – 183; Mary E. Small, Bath – 1,254; Kathie S. Weibel, Bath – 981

District 91(1): Antoinette C. Martin, Bruns-

wick — 1,823; Others — 3 District 91)2): Anne J. Bachrach, Brunswick

- 1,329; Sandra Morrell, Brunswick – 1,067 District 92: Jasper S. Wyman, Pittsfield –

District 93: C. Everett Dam, Skowhegan – 1,147; Alton W. Whittemore, Skowhegan – 1.-

District 94: John F. Barnett, Fairfield - 425;

Clifford T. Clark, Fairfield – 669; Dan A. Gwa-

District 95: James P. Elias, Madison – 1,773; Lyle C. Smith, Norridgewock – 652:

District 96: Bernard H. Austin, Bingham -

1,439; Harvey A. Smith, Jackman – 841 District 97: Lionel H. Conary, Oakland – 1,476; Robert J. Garland, Anson – 1,279 District 98: Lloyd G. Drinkwater. Belfast –

District 99: Gary L. Lowe, Winterport —
 1,452; David W. Whitehouse, Searsport — 1.131
 District 100: Kenneth E. Tozier, Jr., Unity —

District 101: A. Harold Fenlason, Danforth ---

1,040; Albion D. Goodwin, Pembroke - 820;

ham - 1,043; Lorraine N. Chonko, Topsham

1,398; Patricia M. Stevens, Bangor – 1,110 District 83(5): Charles F. Proctor, Bangor -

1,019; Robert Soulas, Bangor -1,072

- 4

District 102: Robert J. Gillis, Jr., Calais -1,574

District 103: Warren L. Cates, Jr., Eastport 909: Harry L. Vose, Eastport - 1,117
 District 104: Norman W. Nelson, Roques
 Bluff - 1,565; James E. Rier, Machias - 1,014

District 105: Judith H. Curtis, Milbridge – 1,448; Leroy E. Harrington, Cherryfield – 1,-359

District 106: R. Bruce Pelton, York -1,067; Niel Rolde, York - 2,195

District 107: Cecil O. Lancaster, Kittery -1 068

- District 108: Robert W. Fisher, Eliot 872;
- Orland G. McPherson, Eliot 1,354 District 109: Warren F. Studley, Berwick 1,397; Richard H. Webber, South Berwick –

1.038: Others -1

District 110: Peter Kellman, North Berwick - 580; William Spiller, Wells - 604; Alberta M. Wentworth, Wells - 1,673

District 111: James K. McMahon, Kennebunk - 2,684; Robert Mongue, Kennebunk (Write-in) - 52

District 112: Joseph E. DeHart, Sr., Lebanon - 968; Frank P. Wood, Sanford — 1,365 District 113(1): John L. Tuttle, Jr., Sanford

-2.026; Others -1

District 113(2): Joan Lucca, Sanford - 523; David S. Paul, Sanford — 1,713 District 114: Harold L. Hanson, Kennebunk-

port - 2,344; Margaret W. O'Neill, Biddeford

1.521 District 115(1): Dennis L. Dutremble, Bidde-

ford - 1.667 District 115(2): Guy Marcel Lizotte, Bidde-

ford -2.171District 115(3): Lucien A. Dutremble, Biddeford - 1.777

District 116: George A. Carroll, Limerick -

1.805; Frank E. Ring, Jr., Newfield – 1,246 District 117: John McSweeney, Old Orchard Beach – 2,446: Others – 9 District 118: Philip P. Berry, Buxton –

2,822; Others -- 3

District 119: Barry J. Hobbins, Saco - 2,205; Others - 6

The following Communication: STATE OF MAINE DEPARTMENT OF STATE

Augusta, Maine

January 3, 1979 To the President of the Senate and to the Speaker of the House

of Representatives of the One Hundred and Ninth

Legislature of the State of Maine:

In compliance with the Constitution and laws of the State of Maine. I have the honor to herewith transmit the returns of the votes cast for Governor in the several cities, towns and plantations in the State of Maine at the General Election held on November 7, 1978, as sub-mitted by the appropriate officials of the municipalities involved immediately following said election.

Respectfully,

(Signed) MARKHAM L. GARTLEY Secretary of State

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

The following Communication: DEPARTMENT OF BUSINESS REGULATION State Office Building

Augusta, Maine December 28, 1978 TO MEMBERS OF THE ONE HUNDRED AND NINTH HOUSE Gentlemen Gentlemen

It is with pleasure that as Commissioner of the Department of Business Regulation I transmit the following report pertaining to a study of the costs and benefits accruing to the State if a self-insurance plan were instituted for state employees and their dependents. This action has been taken to fulfill the Joint Resolution contained in Chapter 75 of the resolves of 1978.

At this time I wish to thank the members of the committee who assisted in making this report possible.

Respectfully submitted, (Signed)ALFRED W. PERKINS Commissioner

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

The following Communication: State of Maine Department of Educational and Cultural Services Augusta, Maine

November 29, 1978

TO: Members of the 109th Legislature Bureau of the Budget

FROM: H. Sawin Millett, Jr., Commissioner SUBJECT: Enclosed Notification of Actual Education Costs for 1977-78

Maine Statutes require that the Legislature and the Bureau of the Budget be notified of the "actual education costs" for the base year 1977-78. The attached statement provides the information as defined.

This particular listing of expenditures itemizes specific program costs by subject, including both State and local costs. Items in the list are not exclusive and, therefore, totals of costs have to be approached cautiously. The total of Items A through G represents local expenditures from State and local sources for the basic education allocation. Items H through M are duplicative in that they represent State monies sent to the locals to support the basic education programs. Items N and O are separate amounts expended by the locals to support their programs.

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

The following Communication: State of Maine DEPARTMENT OF EDUCATIONAL

AND CULTURAL SERVICES

Augusta

December 14, 1978

TO: Otto W. Siebert, State Budget Officer FROM: H. Sawin Millett, Jr., Commissioner **RE:** Certification of Education Funding Levels, 1979-80

Pursuant to the provisions of 20 MRSA, sec tion 4745, I am required to certify annually, prior to December 15, to the Bureau of the Budget my recommendation for the funding levels for each of the program categories in the School Finance Act for the following fiscal year. My recommendation is also required to carry with it the approval of the State Board of Education.

The figures in the column headed "Allocation" on the attached exhibit represent my certification. These recommended funding levels have received the approval of the State Board of Education at its meeting of December 13, 1978.

I wish to call to your attention the fact that these funding levels are being certified in accordance with present law notwithstanding the fact that statutory changes affecting the basis for funding education costs for FY 1980 may be approved during the session of the 109th Legislture.

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

The following Communication: State of Maine One Hundred and Eighth Legislature COMMITTEE ON LIQUOR CONTROL July 31, 1978

Rep. John L. Martin Chairman Legislative Council

c o The Speaker's Office

State House Augusta, Maine 04333

Dear Representative Martin:

Per order of the Legislative Council of June 14. 1978. directing a subcommittee of the Liquor Control Committee to study the issue of the closing of State Liquor Stores, we herein enclose the final report of the subcommittee.

Respectfully submitted, (Signed) Senator RALPH M. LOVELL (Signed) Representative

SIDNEY D. MAXWELL

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

The following Communication:

State of Maine

One Hundred and Eighth Legislature COMMITTEE ON STATE GOVERNMENT October 31, 1978

Legislative Council

108th Legislature

State House

Augusta, Maine 04333

Members of the Council:

In accordance with H. P. 2004, an Order directing the Committee on State Government to study the feasibility of establishing a State Department of Housing and Community Development, we enclose the final report of the Committee.

Sincerely. (Signed) Senator DONALD COLLINS, Senate

Chairman (Signed) Representative PETER CURRAN, House Chairman

The Communication was read and with ac-

companying papers ordered placed on file.

The following Communication:

December 5, 1978 Representative John L. Martin, Chairman

Legislative Council

State House

Augusta, Maine 04333

Dear Speaker Martin:

Enclosed is the final report of the Joint Select Committee on Property Taxation of Public Utilities. The Select Committee has fulfilled its obligation as directed by Study Order. H. P. 2325.

Respectfully submitted,

(Signed) Representative EDWARD C. KELLEHER

Committee Chairman

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

The SPEAKER: The Chair would note the presence in the Hall of the House the gentlewoman from Newcastle, Mrs. Sewall, the gentlewoman from Lincolnville, Mrs. Hutchings. and the gentlewoman from Auburn, Mrs. Lewis, who were not present for the swearing in

The Chair would ask the Sergeant-at-Arms. accompanied by the gentleman from Bangor. Mr. Tarbell, to escort them to the Governor's Office for the swearing in. Is it the pleasure of the House that these three people be escorted to the Governor's Office for the swearing in? It is a vote.

Subsequently, Mr. Tarbell reported he had discharged the duty with which he was charged and that the three members-elect subscribed the oaths required by the Constitution to qual-

ify them to discharge their official duties. Whereupon, Mrs. Sewall of Newcastle was assigned to Seat 109; Mrs. Lewis of Auburn to Seat 110; Mrs. Hutchings of Lincolnville to Seat

87. The Chair further assigned the seats in which the members were seated as their seats for the legislative session.

On motion of Mr. Tierney of Lisbon Falls, it was

ORDERED, that the rules of the House of the One Hundred and Eighth Legislature, as amended, be the rules of the House of the One Hundred and Ninth Legislature.

On motion of Mr. Tierney of Lisbon, the following Joint Order: (H. P. 12) ORDERED, the Senate concurring, that the

Joint Rules of the One Hundred and Eighth Legislature, as amended, be the Joint Rules of this Legislature, with the exception of the following:

Joint Rule 13 is repealed and the following enacted in its place:

13. Joint Standing Committees. There shall be no more than 19 Joint Standing Committees which shall be appointed as follows at the commencement of the first regular session, viz:

On Aging, Retirement and Veterans **On Agriculture**

- **On Appropriations and Financial Affairs**
- **On Audit and Program Review On Business Legislation**

On Education

On Election Laws

On Energy and Natural Resources

On Fisheries and Wildlife

On Health and Institutional Services

On Judiciary

On Labor

On Legal Affairs

- **On Local and County Government**
- **On Marine Resources**
- **On Public Utilities**
- **On State Government**
- **On Taxation**
- **On Transportation**

Membership. Each of these committees shall consist of no more than three on the part of the Senate and no more than ten on the part of the House. The first named Senate member shall be the Senate chairman. The first named House member shall be the House chairman. The Senate chairman shall preside and in his absence, the House chairman shall preside and, thereafter, as the need may arise, the chairmanship shall alternate between the members from each House in order of their appointment to the committee. These commit-tees may report by bill or otherwise.

Further amend the Joint Rules by repealing Joint Rule 20 and inserting in its place the fol-

lowing: 20. Ought not to pass reports. Any bill or resolve, which bears an ought not to pass nota-tion signed either by all or by all but one of the members of the committee to which it has been referred, shall upon notification of such action to both Houses be placed in the legislative files. No further action shall be taken following such disposition unless such bill or resolve is recalled for reconsideration by a vote of two-thirds of both Houses; and be it further ORDERED, that the Director of Legislative

Research is authorized to provide a nonsub-stantive recodification of the Joint Rules for official use and publication.

The Order was read.

The SPEAKER: The Chair recognizes the gentleman from Lisbon Falls, Mr. Tierney. Mr. TIERNEY: Mr. Speaker, Men and Women of the House: We are presenting for your consideration this afternoon the proposed Joint Rules under which the 109th Legislature will operate. These rules, of course, will have to be adopted by both branches of the Legis-lature. They contain several significant

changes from last session and I urge you all to consider them and when I am done speaking, I am going to ask my good friend from Cumberland, Mr. Garsoe, to table these rules for one legislative day to give you all ample opportuni-ty to review them before we ask you to take a vote

The first significant change you will find is the deletion of three legislative committees – the Joint Standing Committees on Human Resources, Energy and Liquor Control. You will find further, on the second page of Supplement No. 3, a proposed rule statement, which is the current tradition, as to the number of individuals who will serve on a committee. This places a maximum size on any joint standing committee not a minimum size. So, the maximum any committee would have would be 10 members of the House and 3 members of the Senate, which you will recall from an Attorney General's ruling last session, if you were here, does conform to the necessary proportional require-ments of Maine's Constitution regarding confirmation purposes.

You will also notice a new Section 20, which I understand is the more controversial of the rule changes, which would simply say that in order to void a bill being automatically killed it would take two votes as opposed to one vote, a suggestion made to leadership by the President of the Senate and, at this point at least, supported by us.

That is basically the explanation. I suggest you review these rules plus the rules which the 108th operated under and try to digest them and think about them and we will be able to take these up tomorrow, and then I think the good gentleman from Cumberland, Mr. Garsoe, will make the appropriate motion.

Thereupon, on motion of Mr. Garsoe of Cumberland, tabled pending passage and tomorrow assigned.

On motion of Mr. Jalbert of Lewiston, the following Joint Order: (H. P. 11) ORDERED, the Senate concurring, that the

Speaker of the House is authorized, at his discretion, to permit radio or sound television film or live television, or any two or three of these communication media, in the hall of the House of Representatives while the House is in session, or during joint conventions of the Legislature.

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

On motion of Mr. Tierney of Lisbon Falls, it was

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

On motion of Mr. Wood of Sanford, it was ORDERED, that the Clerk of the House be authorized and directed to furnish each member of the House with a copy of the Advance Journal of the House, said copy to be on the desk of each member at the opening of each daily session.

On motion of Mr. Hickey of Augusta, it was ORDERED, that the Clerk of the House be authorized to invite the clergymen of Augusta, Hallowell and Gardiner to officiate as Chaplains of the House, or to invite clergymen from other areas of the State as requested by any member of the House, and be it further

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

On motion of Mr. Davies of Orono, it was ORDERED, that each member of the House be furnished with one daily newspaper published in the State.

On motion of Mr. Tierney of Lisbon Falls, it was

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

ORDERED, that the Clerk of the House in-clude in his payroll of House officers all research assistants so employed, provided the aggregate salary of all research assistants employed by the Speaker of the House does not exceed \$300 per week and the aggregate salary of all research assistants appointed by the Minority Floor Leader does not exceed \$300 per week.

On motion of Mr. Kelleher of Bangor, it was ORDERED, That Norma Morrisette of Au-gusta 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 Mrs. Mitchell of Vassalboro, it was

ORDERED, that 5 Clerk-stenographers be employed to provide stenographic and clerical assistance to the Members of the House. Such Clerk-stenographers shall be selected, 3 by the Speaker of the House of Representatives and 2 by the Minority Leader; and be it further

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

On motion of Mr. Carroll of Limerick, it was ORDERED, that the remaining subordinate officers of the House to 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 Mrs. Martin of Brunswick, it was

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

(Off Record Remarks)

The following Joint Order: (S. P. 23)

ORDERED, the House concurring, that the returns of votes for the Governor, given in the several cities, towns and plantations of the State for the political years 1979, 1980, 1981 and 1982, be referred to a Joint Select Committee of seven on the part of the Senate, with such as the House may join.

Came from the Senate, read and with accompanying papers referred to the Committee on Gubernatorial Vote.

In the House, the Order was read and passed and with accompanying papers referred to the Committee on Gubernatorial Vote.

(Off Record Remarks)

On motion of Mr. Nelson of Rogues Bluff, Recessed until 3:50 in the afternoon.

After Recess

The House was called to order by the Speaker.

Papers from the Senate

The following Joint Order: (S. P. 10) ORDERED, the House concurring, that 3,500 copies of the Governor's Message be printed.

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

The following Joint Order: (S. P. 12) ORDERED, the House concurring, that there be 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 600 copies of the same. The Legislative Information Officer shall mail a copy of the Regis-ter to each member and officer of the Legislature and the State Law and Legislative Reference Library shall receive such number of copies as may be required.

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

The following Joint Order: (S. P. 13) ORDERED, the House concurring, that the Clerk of the House and the Secretary of the Senate be authorized to furnish 100 15¢ postage stamps for each member of the House and Senate for the purpose of distributing various reports of the Department 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. 14)

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, respec-tively, and deliver the same to the State Controller for processing and payment, in the manner and form recommended by the Joint Interim Committee of the 101st Legislature created to study and report on a method of implementing the administration of the provision of law relating to the mileage and expenses for members of the Legislature; and be it further

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

Came from the Senate read and passed.

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

(Off Record Remarks)

The following Joint Order: (S. P. 15) ORDERED, the House concurring that tele-phone 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 Compa-

ny 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 ser-vice by a member of the Senate or a member of the House, respectively, temporarily suspend or terminate the privilege of said telephone service to that member.

Came from the Senate read and passed.

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

The following Joint Order (S. P. 16) ORDERED, the House concurring, that there be paid to the members of the Senate and House as advances on account of compensation established by statute, the amount of Three Hundred and Sixty Dollars (\$360) bi-weekly, 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 Joint Order: (S. P. 17) 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. 18)

ORDERED, the House concurring, that the Secretary of the Senate be authorized to furnish to the Superintendent of Public Printing, postage on all correspondence relative to advertising committee hearings during the pre-sent session, same to be charged to legislative expense

Came from the Senate read and passed.

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

The following Joint Order: (S. P. 19) ORDERED, the House concurring, that three hundred twenty-five (325) copies of the Legislative Record for the session of 1979 be printed, one copy for each of the members of the Senate, House of Representatives, the Secretary of the Senate and Clerk of the House, and the remainder to be deposited with the State Law Librarian for exchange and library use; and be it further

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

Came from the Senate read and passed. In the House, the Order was read and passed

in concurrence.

The following Joint Order: (S. P. 20) ORDERED, the House concurring, that any Town or City Clerk or Board of County Commissioners may, upon written request to the Document Clerk receive without charge, copies of all printed bills, so that there may be available to the public during the legislative session a complete and convenient file of all printed bills.

Came from the Senate read and passed. In the House, the order was read and passed in concurrence.

The following Joint Order: (S. P. 21)

ORDERED, the House concurring, that the rooms in the State House and State Office Building used by the One Hundred and Eighth Legislature as hearing rooms be reserved for hearing rooms for the One Hundred and Ninth 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. 22) 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.

On motion of Mr. Tierney of Lisbon Falls, it was

ORDERED, that the Clerk of the House, with the approval of the Speaker of the House, purchase such services, supplies and equipment as may be needed to carry on the business of the House.

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

(Off Record Remarks)

On motion of Mr. Brown of Mexico. Recessed until the sound of the gong.

After Recess

7:45 P.M. The House was called to order by the Speaker.

At this point, the Speaker appointed the following members to the Joint Select Committee on Gubernatorial Vote on the part of the House:

Mrs.	BEAULIEU of Portland
Mr.	PARADIS of Augusta
Mr.	ELIAS of Madison
Mr.	DOUKAS of Portland
Mr.	PELTIER of Houlton
Mrs.	HUBER of Falmouth
Ms.	SMALL of Bath

(Off Record Remarks)

On motion of Mr. Garsoe of Cumberland. Recessed until the sound of the gong.

After Recess 9:15 P.M.

The House was called to order by the Speaker.

(Off Record Remarks)

On motion of Mr. Kelleher of Bangor, Recessed until 11:30 o'clock tomorrow morning