

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Sixth
Legislature*

OF THE

STATE OF MAINE

Volume III

June 6, 1973 to July 3, 1973

Index

KENNEBEC JOURNAL
AUGUSTA, MAINE

On motion of Mr. Birt of East Millinocket,

Recessed until 2:15 in the afternoon.

**After Recess
2:15 P.M.**

The House was called to order by the Speaker.

Supplement No. 3 was taken up out of order by unanimous consent.

**Papers from the Senate
Report of Committee
Ought to Pass**

Committee on Judiciary on Bill "An Act to Correct Errors and Inconsistencies in the Public Laws" (S. P. 554) (L. D. 1883) reporting "Ought to pass" in new draft (S. P. 678) (L. D. 2044) (Emergency) under same title.

Came from the Senate with the bill passed to be engrossed as amended by Senate Amendment "A" (S-256), Senate Amendment "B" (S-258), Senate Amendment "C" (S-261), Senate Amendment "D" (S-262), Senate Amendment "F" (S-267), Senate Amendment "G" (S-270), and Senate Amendment "K" (S-280).

In the House, the Report was read and accepted in concurrence and the Bill read once. Senate Amendment "A" (S-256) was read by the Clerk and adopted in concurrence. Senate Amendment "B" (S-258) was read by the Clerk and adopted in concurrence. Senate Amendment "C" (S-261) was read by the Clerk.

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

Mr. SPROUL: Mr. Speaker and Ladies and Gentlemen of the House: You may remember that on June 1 I brought to your attention the Honeywell Computer contract which had been handled by Commissioner Maurice Williams, and that David Smith, the Director of Central Computer Services had told us that he was personally involved in the Nebraska computer negotiations as a consultant. That day I was accused of all sorts of things from my friends and you were assured of what a great saving deal it was for the State of Maine. So let me relay to you what has happened in Nebras-

ka as a result of David Smith's consulting and holding out our great State of Maine contract with Honeywell, as an example.

Would you believe the head of the Department of Administrative Services in Nebraska has been removed from office for his participation with Honeywell? Well, that is the word from Nebraska.

Today, I wish to bring another item, something else to your attention in which Augusta has no interest whatsoever so perhaps my credibility will not be questioned quite so severely.

This amendment "C" to L. D. 2044 on page 2 replaces the Commissioner of Finance and Administration as a member of the Commissioners of the Maine Municipal Bond Bank.

Firstly, let me ask you members of the 105th if you know of any errors or inconsistencies in the statute that you passed in the 1972 special session when you assigned the duty to the Commissioner of Finance and Administration? If not, why shouldn't this change be accomplished by regular statute after due hearings rather than in this bill?

Secondly, I am sure you will agree that Commissioner Williams has had the statutory duty imposed by the legislature to perform this duty from the effective date last fall until now. Would you believe that Commissioner Williams has not attended a meeting since November 8, 1972, and that he has refused to attend the last seven meetings? As I understand it the bond bank expects to sell nearly \$11 million of their first bond issue within the next few days, and they had to do this without the wisdom and expertise of Commissioner Williams because he has refused to perform his statutory duty for more than seven months after he had taken an oath confirming that he would perform the duties of his office. Can you give me a better example of non-feasance of duty?

Plainly, I wish you would refer to the proof of June 25th, where in that other body it states, "Apparently Maurice Williams no longer wishes to serve as a Commissioner on the board." Now how

does that grab you, really? Isn't that impressive, ladies and gentlemen?

I am just wondering if anyone here thinks the legislature should take any part in our state government, or if it passes a law whether or not our bureaucrats should pay any attention to it or just ignore it and do as they please.

I will be glad to leave it up to your good judgment and especially to you veterans who passed the law.

Thereupon, Senate Amendment "C" was adopted in concurrence. Senate Amendment "D" (S-262) was read by the Clerk and adopted in concurrence. Senate Amendment "F" (S-267) was read by the Clerk and adopted in concurrence. Senate Amendment "G" (S-270) was read by the Clerk and adopted in concurrence. Senate Amendment "K" (S-280) was read by the Clerk and adopted in concurrence.

Under suspension of the rules, the Bill was read the second time. The Bill was passed to be engrossed as amended and sent to the Senate.

By unanimous consent, ordered sent forthwith to the Senate.

Supplement No. 4 was taken up out of order by unanimous consent.

Non-Concurrent Matters

Bill "An Act Relating to Legislative Services Under State Retirement System" (H. P. 49) (L. D. 56) which was enacted in the House on June 6.

Came from the Senate with the Bill indefinitely postponed in non-concurrence.

In the House: The House voted to recede and concur.

Bill "An Act to Establish a Bureau of Property Taxation Within the Department of Finance and Administration" (S. P. 56) (L. D. 163) which was enacted in the House on March 21.

Came from the Senate with the Bill indefinitely postponed in non-concurrence.

In the House: The House voted to recede and concur.

Bill "An Act to Authorize Satellite Centers for Vocational Educa-

tion" (H. P. 176) (L. D. 218) which was enacted in the House on March 6.

Came from the Senate with the Bill indefinitely postponed in non-concurrence.

In the House: The House voted to recede and concur.

Resolve Providing Funds for Cerebral Palsy Centers (S. P. 102) (L. D. 247) which was enacted in the House on March 6.

Came from the Senate with the Resolve indefinitely postponed in non-concurrence.

In the House: The House voted to recede and concur.

Bill "An Act Relating to Vocational Education" (H. P. 239) (L. D. 320) which the House enacted on March 6.

Came from the Senate with the Bill indefinitely postponed.

In the House: The House voted to recede and concur.

Bill "An Act Providing for Field Examiner for Election Division of the Department of the Secretary of State" (S. P. 151) (L. D. 385) (S. "A" S-30) which was enacted in the House on March 21.

Came from the Senate with the Bill indefinitely postponed in non-concurrence.

In the House: The House voted to recede and concur.

Bill "An Act Providing Funds for the Maine Higher Education Council" (S. P. 168) (L. D. 423) which was enacted in the House on February 27.

Came from the Senate with the Bill indefinitely postponed in non-concurrence.

In the House: The House voted to recede and concur.

Bill "An Act Exempting Gas for Cooking and Heating in Homes from Sales Tax" (H. P. 379) (L. D. 508) (H. "A" H-501) which was enacted in the House on June 11.

Came from the Senate with the Bill indefinitely postponed in non-concurrence.

In the House: The House voted to recede and concur.