

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

One Hundred and Sixth

Legislature

OF THE

STATE OF MAINE

1973

KENNEBEC JOURNAL
AUGUSTA, MAINE

Tabled — February 22, by Mr. Simpson of Standish.

Pending — Indefinite Postponement.

On motion of Mr. Simpson of Standish, retabled pending indefinite postponement and specially assigned for Wednesday, February 28.

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

Bill "An Act Relating to Possession of Firearm During Open Season on Deer after Deer Registered" (H. P. 159) (L. D. 201)

Tabled — February 23, by Mr. Henley of Norway.

Pending — Motion of Mr. Trumbull of Fryeburg to recede and concur.

On motion of Mr. Simpson of Standish, retabled pending the motion of Mr. Trumbull of Fryeburg to recede and concur and specially assigned for Wednesday, February 28.

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

Bill "An Act Relating to Physician Assistants" (H. P. 829)

Tabled — February 23, by Mr. Henley of Norway.

Pending — Reference.

On motion of Mr. Henley of Norway, referred to the Committee on Judiciary, ordered printed and sent up for concurrence.

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

Joint Order relative to Special Legislative Committee to Welcome Home Returning Prisoners of War (S. P. 334)

Tabled — February 23, by Mr. Birt of East Millinocket.

Pending — Passage.

On motion of Mr. Birt of East Millinocket, retabled pending passage and specially assigned for Wednesday, February 28.

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

Bill "An Act to Authorize the State Housing Authority to Adopt a State Building Code" (H. P. 813)

Tabled — February 23, by Mr. Emery of Rockland.

Pending — Reference.

The SPEAKER: The Chair recognizes the gentleman from Rockland, Mr. Emery.

Mr. EMERY: Mr. Speaker, I now move that this matter be referred to the Committee on Legal Affairs, ordered printed and sent up for concurrence.

The SPEAKER: The gentleman from Rockland, Mr. Emery, moves this matter be referred to the Committee on Legal Affairs, ordered printed and sent up for concurrence.

The SPEAKER: The Chair recognizes the gentleman from Sabattus, Mr. Cooney.

Mr. COONEY: Mr. Speaker and Ladies and Gentlemen of the House: This particular measure, or a similar measure, was heard by the State Government Committee two years ago and this was assigned by Reference of Bills to State Government this year and I think that is where we ought to send it.

On motion of Mr. Martin of Eagle Lake, tabled pending the motion of Mr. Emery of Rockland to refer to the Committee on Legal Affairs and tomorrow assigned.

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

Mr. JALBERT: Mr. Speaker and Members of the House: First I would like to apologize for taking up the time of the House when I could have done it Friday, but I was called away unexpectedly during the remarks of the gentleman from Augusta, Mr. Bustin, for whom I have a personal friendship and for whom I have a great deal of respect. And I hate to take exception concerning the remarks he made insofar as the remarks of one of the members of the unmentionable branch concerning OEO.

Now in my opinion the writing of the letter and the bringing forth to the attention the fact that these petitions concerning the Maine Public Authority were in the process of being circulated and

while I am speaking of the Maine Power Authority I might state that I signed such a petition and if it goes to a referendum I shall vote for it. I have been and will be a proponent of Maine Public Power. But by the same token, politically, all of my life I have attempted to go according to the rules.

The OEO is a federally funded agency. I am very familiar with the so-called Hatch Act. I know what a thin line can be drawn between violation and non-violation of the Hatch Act. I can tell you, Mr. Speaker and Members of the House, that I even know how the Hatch Act came into being. It was simply because a senator from New Mexico by the name of Hatch and a senator from New Mexico by the name of Chavez just couldn't seem to get the power that they wanted to wherein it concerned itself with patronage. And before the Hatch Act, the patronage, as far as Washington was concerned, seeped itself through the governor's offices of the various states. And I think if one cares to look back a little bit in history, why it wasn't necessarily overwhelmingly Democratic — Republican governors that we had throughout the state.

This created quite a hubbub in the halls of Congress. In any event we wound up with this bill. My own entree into this measure solely is because I called the member of the OEO family from my area. He was very disturbed. He admitted very freely that a letter had been written to him. He claimed that he had a family to support. He claimed at the time, as the head of OEO in our area claimed publicly on Saturday morning, that such actions as this could bring about the end of a program which was already shaky. I think the action in writing this

letter of Mr. Ervin Sperry who is head of the OEO was unfortunate and for my money way out of line. There has got to come a time sometimes when you have got to agree with one and disagree with the other whether he be or not be a member of your party and had I been alerted of the situation before the first member who attacked Mr. Sperry's action did, I might have been the one to do it first.

For my money I have been a member of this body for a great many semesters. I have never asked anybody to sign a petition of mine who participated in any area or any agency where federal funds were derived from and it comes pretty close to being a member of my family. As a matter of fact, no car that I own or am part owner of such as sitting in the jump seat and having the privilege to ride in it once in awhile does it show my legislative plate at any time because of the fact that I would not want to place anybody in jeopardy as far as federal loans are concerned.

My remarks, I repeat, are not aimed at Mr. Bustin of Augusta in any way, shape or manner. I am aware that I have immunity on the floor of this House when I make remarks concerning an individual. I tried the other day to talk to him but he whizzed by me, I am speaking of Mr. Sperry. I intend to make my remarks to him when I see him but I think they are uncalled for and I hope there won't be any repetition of them and I think the remark that took him to task and the gentleman was perfectly in order when he did so.

On motion of Mr. Birt of East Millinocket,

Adjourned until nine o'clock tomorrow morning.