

# MAINE STATE LEGISLATURE

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**LEGISLATIVE RECORD**

OF THE

**One Hundred And Sixteenth Legislature**

OF THE

**State Of Maine**

**VOLUME II**

**FIRST REGULAR SESSION**

**House of Representatives**  
May 17, 1993 to July 14, 1993

someone who facilitates where the investigations come from and how they are put through with the prosecutor for the prosecutor's use. I have also worked for defense attorneys. I do know that if this case had proceeded to a trial, the statements of the witnesses would have been available to the defense attorney to provide the adequate defense for his client. There would have been no redacting of personal information and there could be no attempt to not disclose this information. The statements to be used to prosecute this person would have to be made available in their full form for investigation, for cross-examination and for use to determine the motive of the witness, their access to the information that they provided, how reliable it would have been.

I don't understand and I don't know if you would understand how you could possibly prosecute as many cases as we do if everyone was assured that they would be a confidential informant. You could not proceed to trial if every single witness was promised that they would be a confidential informant, it doesn't work that way.

I ask you to consider that we have taken the steps necessary to protect the witnesses. We are going to redact the personal information out of it, we have made it very clear that this is related to one case, that it is in the public interest and the public interest is weighed by courts against an individual's interest in privacy. It has been done, the case law is set and when we discussed it, we discussed it in the terms of whether public interest outweighed the privacy interest. We drafted the language to protect the people and we took into consideration that you just can't possibly promise everyone confidential information, confidential informant status, if you are going to be working the case.

I hope you will vote with us to recede and concur.

The SPEAKER: A roll call has been ordered. The pending question before the House is the motion of Representative Bennett of Norway that the House recede and concur. Those in favor will vote yes; those opposed will vote no.

ROLL CALL NO. 226

YEA - Adams, Aikman, Anderson, Ault, Bailey, R.; Barth, Bennett, Birney, Bowers, Brennan, Bruno, Cameron, Campbell, Carr, Clukey, Cross, Dexter, Donnelly, Faircloth, Farnsworth, Farnum, Farren, Foss, Gould, R. A.; Gray, Greenlaw, Gwadosky, Heino, Hillock, Joy, Kilkelly, Kneeland, Kutasi, Lemke, Lemont, Libby James, Lindahl, Lipman, Look, Lord, MacBride, Marshall, Michael, Murphy, Nash, Nickerson, Norton, Ott, Pendexter, Pendleton, Plowman, Reed, G.; Reed, W.; Richardson, Robichaud, Rowe, Simoneau, Small, Spear, Stevens, A.; Taylor, Thompson, Townsend, E.; Tracy, Treat, True, Tufts, Wentworth, Whitcomb, Winn, Zirkilton.

NAY - Ahearne, Aliberti, Beam, Carleton, Caron, Carroll, Cashman, Cathcart, Chonko, Clark, Clement, Cloutier, Coles, Constantine, Cote, Daggett, DiPietro, Dore, Driscoll, Dutremble, L.; Erwin, Fitzpatrick, Gamache, Gean, Hale, Hatch, Heeschen, Hichborn, Hoggund, Holt, Hussey, Jacques, Jalbert, Johnson, Joseph, Kerr, Ketterer, Kontos, Larrivee, Marsh, Martin, H.; Melendy, Michaud, Mitchell, E.; Mitchell, J.; Morrison, O'Gara, Oliver, Paradis, P.; Pfeiffer, Pineau, Pinette, Plourde, Rand, Ricker, Rotondi, Rydell, Saxl, Simonds, Skoglund, Stevens,

K.; Strout, Sullivan, Swazey, Tardy, Townsend, G.; Townsend, L.; Vigue, Walker, Young, The Speaker.

ABSENT - Bailey, H.; Chase, Coffman, Libby Jack, Nadeau, Poulin, Pouliot, Ruhlin, Saint Onge.

Yes, 71; No, 71; Absent, 9; Paired, 0; Excused, 0.

71 having voted in the affirmative and 71 in the negative with 9 being absent, the motion to recede and concur did not prevail.

Subsequently, the House voted to Insist and ask for a Committee of Conference.

By unanimous consent, was ordered sent forthwith to the Senate.

The Chair laid before the House the following matter: Joint Order: (H.P. 1165) Ordered, the Senate concurring, that Bill, "An Act to Centralize Licensing for Retail Businesses," H.P. 399, L.D. 512, and all its accompanying papers, be recalled from the Governor's desk to the House which was tabled earlier in the day and later today assigned pending passage.

Subsequently, was passed and sent up for concurrence.

The Chair laid before the House the following matter: Joint Order: (H.P. 1166) Ordered, the Senate concurring, that "RESOLUTION, Proposing an Amendment to the Constitution of Maine Providing for the Direct Election of the Attorney General and the Secretary of State," H.P. 932, L.D. 1255, and all its accompanying papers, be recalled from the legislative files to the House, which was tabled earlier in the day and later today assigned pending passage.

On motion of Representative Bennett of Norway, tabled pending passage and later today assigned.

The Chair laid before the House the following matter: Joint Order: (H.P. 1166) Ordered, the Senate concurring, that "RESOLUTION, Proposing an Amendment to the Constitution of Maine Providing for the Direct Election of the Attorney General and the Secretary of State," H.P. 932, L.D. 1255, and all its accompanying papers, be recalled from the legislative files to the House.

Representative Bennett of Norway moved L.D. 1255 be tabled until later in today's session.

Representative Gwadosky of Fairfield requested a Division.

The SPEAKER: The Chair will order a vote. The pending question before the House is the motion of Representative Bennett of Norway that L.D. 1166 be tabled until later in today's session. Those in favor will vote yes; those opposed will vote no.

A vote of the House was taken.

Representative Gwadosky of Fairfield requested a roll call vote.

The SPEAKER: A roll call has been requested. For the Chair to order a roll call, it must have the expressed desire of more than one-fifth of the members present and voting. Those in favor will vote

yes; those opposed will vote no.

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

The SPEAKER: The pending question before the House is the motion of Representative Bennett of Norway that L.D. 1166 be tabled until later in today's session. Those in favor will vote yes; those opposed will vote no.

## ROLL CALL NO. 227

YEA - Adams, Aikman, Anderson, Ault, Bailey, R.; Barth, Bennett, Birney, Bowers, Bruno, Cameron, Campbell, Carleton, Carr, Clukey, Cross, Dexter, Donnelly, Dutremble, L.; Farnum, Farren, Foss, Gray, Greenlaw, Heino, Hillock, Joy, Kilkelly, Kneeland, Kutasi, Lemke, Lemont, Libby James, Lindahl, Lipman, Look, Lord, MacBride, Marsh, Marshall, Michael, Murphy, Mash, Nickerson, Norton, Ott, Pendexter, Pendleton, Plowman, Reed, G.; Reed, W.; Richardson, Robichaud, Rowe, Simoneau, Small, Spear, Stevens, A.; Strout, Taylor, Thompson, Tracy, True, Tufts, Whitcomb, Winn, Young, Zirnkilton.

NAY - Ahearne, Aliberti, Beam, Brennan, Caron, Carroll, Cashman, Cathcart, Chonko, Clark, Clement, Cloutier, Coles, Constantine, Cote, Daggett, DiPietro, Dore, Driscoll, Erwin, Faircloth, Farnsworth, Fitzpatrick, Gamache, Gean, Gould, R. A.; Gwadosky, Hale, Hatch, Heeschen, Hichborn, Hogle, Holt, Hussey, Jacques, Jalbert, Johnson, Joseph, Kerr, Ketterer, Kontos, Larrivee, Martin, H.; Melendy, Michaud, Mitchell, E.; Mitchell, J.; Morrison, O'Gara, Oliver, Paradis, P.; Pfeiffer, Pineau, Pinette, Plourde, Rand, Ricker, Rotondi, Rydell, Simonds, Skoglund, Stevens, K.; Sullivan, Swazey, Tardy, Townsend, E.; Townsend, G.; Townsend, L.; Treat, Vigue, Walker, Wentworth, The Speaker.

ABSENT - Bailey, H.; Chase, Coffman, Libby Jack, Nadeau, Poulin, Pouliot, Ruhlin, Saint Onge, Saxl.

Yes, 68; No, 73; Absent, 10; Paired, 0; Excused, 0.

68 having voted in the affirmative and 73 in the negative with 10 being absent, the motion to table until later in today's session did not prevail.

Representative Martin of Eagle Lake requested a roll call vote on passage.

The SPEAKER: A roll call has been requested. For the Chair to order a roll call, it must have the expressed desire of more than one-fifth of the members present and voting. Those in favor will vote yes; those opposed will vote no.

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

The SPEAKER: The Chair recognizes the Representative from Norway, Representative Bennett.

Representative BENNETT: Mr. Speaker, Friends and Colleagues of the House: Tonight at this early or late hour, as you shall choose, I am asking the House to recall from the files Representative Pat Paradis's initiative to popularly elect the Attorney General and the Secretary of State.

As many of you know, the State and Local Government Committee considered these ideas and reported "Ought to Pass" with strong majorities on three bills which I sponsored, which would have called for the popular election of the Attorney

General, the Secretary of State and the State Treasurer. The committee selected an approach which involved the approval of each of these three bills separately and it has come to my attention through this process that this approach that the committee selected perhaps was not the best and perhaps the wisdom of Representative Paradis in dealing with these issues by one bill and focusing on the two areas of primary concern, the Attorney General and the Secretary of State, was the correct one.

Another issue that arose during the debate was the issue of gubernatorial succession putting the Secretary of State first in line to succession in case of a vacancy in the office of Governor. These various differences caused these bills to suffer, what I consider and I think Representative Paradis and others consider perhaps, an untimely fate in this legislature.

The reason I present this Order is with the hope that this legislature can deal with these issues and deal with them together in perhaps a better way. If it is the will of the legislature to recommit these bills to the State and Local Government for further consideration after we adopt this Order, I think that may be a good approach. If it is the will of this legislature to accept an "Ought to Pass" Report instead of an "Ought Not to Pass", then perhaps we should do that.

Let me just take a few moments and explain the merit of retrieving Representative Paradis's bill from the files and reconsidering it. I think the pending motion should be adopted so that we could deal proactively with this bill and send it to the voters eventually this November.

This bill would call for the popular election of the Attorney General and the Secretary of State and it, I believe, would do so in a responsible way, drawing their terms to four years instead of the current two.

For me, these issues do not arise from the happenings of the past few months although I believe those events have heightened the interest, understanding, and support of these measures. In fact, the Secretary of State's own commission recommended that the office of the Secretary of State be popularly elected.

I have long supported these initiatives even prior to my first election. It was as a citizen not as a legislator that I testified before the State and Local Government Committee during the 114th Legislature in favor of popular election of these officers. So, I was very pleased this year to have seen these bills receive majority reports from the State and Local Government Committee. I am also pleased that leading democrats such as Representative Paradis, the Majority Whip of this body, have become champions to this reform.

I think it is unfortunate that we are dealing with this issue at this hour. I think it is unfortunate that we are dealing with several issues at this hour. I do not believe that we have the full light of public scrutiny before us. I think that is important for accountability. Accountability, I think, is the fundamental reason why we believe that these bills should pass.

In my view, accountability needs to follow a clear and distinct line back to the people and these executive positions of Attorney General and Secretary of State can recommend legislation, they have fundamental policy concerns and they also have a

unique relationship with the legislature. Frequently, these people have to rule on matters which pertain to legislators as individuals or the legislature in general. So, I believe that this bill should be recalled from the legislative files and I believe that we ought to give this a new consideration, these issues a fresh consideration in light of the method that was used to kill these bills earlier in the way of non-concurrence and Committee's of Conference.

So, I encourage you to please vote for passage of this legislation so we can give this issue another chance before the people of Maine and before this legislature so that it does not fail because of procedural issues which, frankly, are not a good reason for killing anything.

The SPEAKER: The Chair recognizes the Representative from Mount Desert, Representative Zirkilton.

Representative ZIRNKILTON: Mr. Speaker, Men and Women of the House: As Representative Bennett was just explaining to you, the last time this issue came up it was also late at night, although not this late and the Speaker had a novel idea, he suggested to us perhaps we could deal with this issue and several others by having a simple division and not debating them so we could get an idea of whether or not there was some sentiment on the part of the members of this body to go forward with these issues. Some survived, some didn't, and moved onto the other body and, of course, bounced back and forth several times under a series of motions and gavel raps. The end result was that we didn't have an opportunity to debate this bill, which is what is being requested here tonight. It is also unfortunate that the motion to table did not prevail because we again find ourselves here late at night asking for the opportunity to debate this bill and in some doubt as to whether we will be given that opportunity.

There are, right now, just three states in this nation where the Secretary of State is elected by the members of the legislature. There is only one state in this nation, which is of course Maine, where the Attorney General is chosen in this manner.

This issue is very near and dear to my heart and I will tell you why. Our current Secretary of State, Bill Diamond, defeated someone that I know well back in 1988 when he first went into office, that someone was me. What happened was, in order to give my party the opportunity to be represented, I offered myself as a candidate for Secretary of State knowing full well what the outcome would be. When the time came and the speeches to nominate someone were made, I sat up in that balcony up there, just over on that side, the Secretary of State sat over on the right side and as we were sitting there and the vote was being taken, the then Attorney General Tierney came down the aisle and laughingly said to Bill Diamond, "Gee Bill, are you nervous?" That didn't make me feel so good because I knew what was going to happen anyway and I really didn't need to have it rubbed in any more. I don't think that it serves the best interest of the members of this body or Maine people to have an election which is nothing more than a staged event, an election that looks like there is some question as to what the outcome will be when in fact there is no question as to what the guaranteed outcome will certainly be.

I also have some problems with the fact that the individual who will be responsible for supervising

the elections is in fact responsible to members of this body. I don't think that is right, I think that individual should be responsible to the people of this state. I also think the Attorney General should be responsible to the people of this state because there could and often are divisive ideas as to how that office should be handled.

I would ask that whether or not you intend to ultimately vote yes or no on this issue, that you give Representative Bennett the opportunity to debate a bill that was advanced by he, by my colleague on the other side of the aisle, Representative Paradis, and also by myself, both this term and years ago. We deserve to have that opportunity to debate this bill.

The SPEAKER: For the Record, the Record will show that this bill was never debated in this body and in fact was never before this body since it was unanimously killed by the committee. A letter was sent to the House, the matter was never before us for a vote, the letter was sent to this House on May 13th, unanimous "Ought Not to Pass" from the Committee on State and Local Government.

The Chair recognizes the Representative from Waterville, Representative Joseph.

Representative JOSEPH: Mr. Speaker, Men and Women of the House: Not to be repetitive, but the Speaker is correct.

However, we have voted on all three of the other bills and it was the decision of the Committee to deal with each one of these constitutional officers separately, as we did, and the Secretary of State bill, there were two amendments presented in this body and, yes, it was in non-concurrence with the other body. Therefore, I believe, that the process has been adhered to and those pieces of legislation dealing with the constitutional officers have been dealt with in this House.

I will not be voting to recall L.D. 1255 from the files for that reason and I urge you to vote with me.

The SPEAKER: The Chair recognizes the Representative from Augusta, Representative Paradis.

Representative PARADIS: Mr. Speaker, Ladies and Gentlemen of the House: At this very late hour, I am going to be very brief.

I concur with the remarks of the Representative from Waterville, Representative Joseph — the last thing that I would like to do on this very next day, the last day of the First Regular Session, is to have another bill committed to the State and Local Government Committee. I think they have done an outstanding job and I don't think they need another bill.

I want to thank my new best friend from Norway, Representative Bennett, for his remarks endorsing my bill. I appeared several times before that august committee and I don't think that my good friend voted for any of my bills until tonight, so I appreciate his consideration of this legislation.

I admit defeat on the bill. We had a fair hearing, the committee dealt with me and the others who presented similar bills in good fashion. I accept the defeat. It will come back in a couple of years, similar legislation, we will have another day. To do this at this late hour, I don't think is fair to the committee, so I urge you to vote against passage of the Joint Order.

The SPEAKER: The Chair recognizes the Representative from Waldo, Representative Whitcomb.

Representative WHITCOMB: Mr. Speaker, Men and Women of the House: Because many people in this body

feel that this issue was not handled in this body in a manner that allowed discussion, and I think the Representative from Norway tried to bring the bipartisan bill back before this body, I want to read into the Record some brief comments from the Special Commission on Election Reform in support of popular elections.

Recommendation #14, Popular Election of Secretary of State — "The Secretary of State should be popularly elected for a four year term. In recommending that the Secretary of State be popularly elected rather than selected by the legislature, the Commission notes that this recommendation does not result from any concern on the commission's part about the integrity, honesty or dedication of the present Secretary of State, his staff or their predecessors. Rather, the recommendation is intended solely to remove public perception of conflict of interest and any future possibility of conflict of interest in an election by the legislature of the official who is responsible for the supervision process by which legislators are elected."

The final comment that I feel is appropriate is, "It is now time for Maine's political leaders to demonstrate the same spirit of non-partisanship in concern for secure elections and honest government what a stake in these issues and recommendation transcends temporary political advantage that might be obtained by any one party from prolonged public disquiet about the integrity of the process."

What is at stake is the beginning of the process of reconstruction and rebuilding of the public's faith and that is the genesis behind this piece of legislation. It left this body without thorough public debate and that, I believe, was the honest attempt on the part of the Representative from Norway to bring it back before us. I urge you to support his effort.

The SPEAKER: The Chair recognizes the Representative from Portland, Representative Townsend.

Representative TOWNSEND: Mr. Speaker, I have a procedural question?

While I might be willing to consider recalling the measure and having a full debate, I assure you that if we were to debate it at this late hour, I would vote against it. Is it possible to recall it now without debating it now? Do we have to go through the full debate?

The SPEAKER: If the Order were to pass, it would also require a two-thirds vote of the other body. It is always possible to enact legislation in this body without debate but rarely is it done.

The Chair recognizes the Representative from Mount Desert, Representative Zirkilton.

Representative ZIRKILTON: Mr. Speaker, I would like to pose a question through the Chair.

To Representative Joseph of Waterville — as Chair of the good Committee on State and Local Government, I would ask you whether or not any bill to popularly elect the Secretary of State and the Attorney General emerged from that committee with a Majority "Ought to Pass" Report and whether or not those bills had an opportunity to be debated here on this floor?

The SPEAKER: Representative Zirkilton of Mount Desert has posed a question through the Chair to Representative Joseph of Waterville who may respond if she so desires.

The Chair recognizes that Representative.

Representative JOSEPH: Mr. Speaker, Men and

Women of the House: Ordinarily, I probably wouldn't respond to this type of question. However, the committee process is important, the legislative process is very important to me. If I recall, I will start with the latter question first. As I remember, and I could be wrong because I haven't checked the Legislative Record, I remember the Speaker, the presiding officer of this body, saying to the membership of this body, "if there is no objection, we will proceed in this manner" and that probably was not a direct quote. At that point, any person in this body could have objected to the process because it was evident that we needed two-thirds vote in each body in order to send this question out to the people of the State of Maine.

These bills came out as Divided Reports with a Majority "Ought to Pass" in all three, I believe, Treasurer, Secretary of State and Attorney General.

They were discussed in the committee and I must say to make the Record clear that the day they chose to separate those officers, one from another, and passed out three bills, that I was absent for business reasons. Therefore, that is exactly what has happened as I can recall it but I do not believe it is necessary to recall this particular bill where these questions have been decided by the full legislature.

The SPEAKER: The Chair recognizes the Representative from Norway, Representative Bennett.

Representative BENNETT: Mr. Speaker, Friends and Colleagues of the House: I, too, didn't wish to debate this at this hour and that is why I moved twice to table it to later today. It was the will of this body, some of whom have left, to hear this debate tonight. I also would have been happy to have debated this earlier during some of the considerable down time that we had earlier in today's session but it wasn't brought to the floor at that point either.

To make the Record perfectly clear regarding the committee debate, the Attorney General Bill did receive an 11 to 2 vote "Ought to Pass." The Secretary of State bill received a 10 to 3 vote "Ought to Pass." There was considerable support in committee, there was considerable support in this legislature, in this body, but it was disturbing to me that there was no debate on the floor. I think that debate on the floor, if you believe in a parliamentary process and you believe in a parliamentary system that we embrace here, then you have to accept the fact that debate can make a difference in voting. I think these issues are tremendously important and need to be debated and that is why I was disturbed when the Speaker did not hear my objection on sending a matter forthwith on the Secretary of State bill, when we debated that one earlier. That is why I thought these issues worthy enough and the Secretary of State's Commission thought it worthy enough and a majority, overwhelming majority, on the State and Local Government Committee thought it worthy enough that these bills be debated and considered again on the floor.

I would just like to add a couple of things, when the Federal Constitution was adopted 206 or so years ago, the vote of the people was so mistrusted that neither the United States Senators nor the President of the United States were directly elected. Instead, the indirect election of the President was provided for through the Electoral College and members of the United States Senate were indirectly elected by the state legislature in much the same way as Maine still

selects its constitutional officers. It wasn't until the progressive movement of the early 1900's that we achieved the popular election of U.S. Senators but it was by the late 1800's that most states were going to the model of popular election for Constitutional Officers such as the Secretary of State and the Attorney General.

I would like to just quote Lynn M. Ross from her publication "State Attorneys' General Powers and Responsibilities." She pointed out that "Most of the first state Constitutions specified that the legislature would choose the Attorney General. The concept of universal suffrage had not yet taken hold nor had the idea of direct election of many state officials. The Jacksonian era of the 1800's brought a new ethic to American government, the direct election of state officials became a rule." I believe it is the historical aberration in Maine that we missed these trends, and I believe that the fact that 43 states popularly elect the Attorney General and 38 states elect the Secretary of State, speaks to Maine's missing that trend.

I am concerned that in these trying times, and I have said this before on the floor, that we are witnessing the dismantling of the foundation of public trust on which a democracy is built. We are in a position in this legislature, whatever the hour of the day or night, we are in a position under the current system where we in state government are losing the respect and the faith of the people. I firmly believe that for our democracy to thrive and even survive, we need to regain the public's faith by giving the public our own faith and respect and that is why it is vital that issues such as these make it to the public for consideration in referendum.

Let us pass this bill, let us take it through the process and let us give it to the people to make the final decision in November.

The SPEAKER: A roll call has been ordered. The pending question before the House is passage of Joint Order (H.P. 1166), a 2/3 vote required. Those in favor will vote yes; those opposed will vote no.

ROLL CALL NO. 228

YEA - Aikman, Anderson, Ault, Bailey, R.; Barth, Bennett, Birney, Bowers, Brennan, Bruno, Cameron, Campbell, Carleton, Carr, Clukey, Cross, Dexter, Dutremble, L.; Farnum, Farren, Foss, Gray, Greenlaw, Heino, Hillock, Joy, Kneeland, Kutasi, Lemke, Lemont, Libby James, Lindahl, Lipman, Look, Lord, MacBride, Marshall, Michael, Murphy, Nash, Nickerson, Ott, Pendexter, Pendleton, Plourde, Plowman, Reed, G.; Reed, W.; Robichaud, Rowe, Simoneau, Small, Spear, Stevens, A.; Strout, Taylor, Thompson, Townsend, E.; Tracy, Treat, True, Tufts, Whitcomb, Young, Zirkilton.

NAY - Adams, Ahearne, Aliberti, Beam, Caron, Cashman, Cathcart, Chonko, Clark, Clement, Cloutier, Coles, Constantine, Cote, Daggett, DiPietro, Donnelly, Driscoll, Erwin, Faircloth, Farnsworth, Fitzpatrick, Gamache, Gean, Gould, R. A.; Gwadosky, Hale, Hatch, Heeschen, Hichborn, Hogle, Holt, Hussey, Jacques, Johnson, Joseph, Kerr, Ketterer, Kilkelly, Kontos, Larrivee, Marsh, Martin, H.; Melendy, Michaud, Mitchell, E.; Mitchell, J.; Morrison, O'Gara, Oliver, Paradis, P.; Pfeiffer, Pineau, Pinette, Rand, Richardson, Ricker, Rotondi, Rydell, Saxl, Simonds, Skoglund, Stevens, K.; Sullivan, Swazey, Tardy, Townsend, G.; Townsend, L.;

Vigue, Walker, Wentworth, The Speaker.

ABSENT - Bailey, H.; Carroll, Chase, Coffman, Dore, Jalbert, Libby Jack, Nadeau, Norton, Poulin, Pouliot, Ruhlin, Saint Onge, Winn.

Yes, 65; No, 72; Absent, 14; Paired, 0; Excused, 0.

65 having voted in the affirmative and 72 in the negative with 14 being absent, the motion did not prevail.

The following item appearing on Supplement No. 13 was taken up out of order by unanimous consent:

PASSED TO BE ENACTED

Emergency Measure

An Act Making Unified Appropriations and Allocations for the Expenditures of State Government, Highway Fund, and Changing Certain Provisions of the Law Necessary to the Proper Operation of State Government for the Fiscal Years Ending June 30, 1994 and June 30, 1995 (H.P. 409) (L.D. 522) (Governor's Bill) (C. "A" H-678)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 126 voted in favor of the same and 8 against and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

By unanimous consent, was ordered sent forthwith to the Senate.

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

On motion of Representative Cashman of Old Town, Recessed until twelve o'clock noon.

(After Recess-12:40 p.m.)

The House was called to order by the Speaker.

The following items appearing on Supplement No. 2 were taken up out of order by unanimous consent:

Committee of Conference

Report of the Committee of Conference on the disagreeing action of the two branches of the Legislature on: Bill "An Act to Reduce the Influence of Money in Elective Politics" (H.P. 1150) (L.D. 1550) have had the same under consideration and ask