

MAINE STATE LEGISLATURE

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House Legislative Record
of the
One Hundred and Eighteenth Legislature
of the
State of Maine

Volume III

Second Regular Session

March 19, 1998 - March 31, 1998

Second Special Session

April 1, 1998 - April 8, 1998

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that it makes when a good gas cap is opened. The second sound is a sound that your engine is going to make when you turn the key if the diagnostics don't work. That is it. For otherwise reasonable people that stand around and argue about a ghost from several years ago is ludicrous, idiotic, with all due respect mom. What this is about is thumbing our noses at the federal government. To many people, I think, that is a sport. Well, folks, if you want sport, you ought to join a horseshoe league. This is public policy and if you can't join the horseshoe league maybe there is a place for you at Ruby Ridge or Waco or someplace like that. This is really a situation where we should be taking the money and run.

The SPEAKER: The Chair would advise the Representative to restrain himself and address the issue.

Representative O'NEIL: There is \$100 million gun being pointed at our heads. When I say take the money and run, I mean that they are really offering us \$100 million way out that is very easy. I agree with the Representative Lemke that this doesn't have a whole lot of teeth in it, but that is no reason to not do something about it. This is the reasonable way to do it. The alternative is, as I understand it, is to get something that could be an equivalent to what we had as CarTest. With all due respect to you folks and to my mom, let's get off of this CarTest thing and talk about the issue at hand. Thank you.

The SPEAKER: A roll call has been ordered. The pending question before the House is Recede and Concur. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 630

YEA - Bagley, Baker, Berry RL, Bolduc, Bouffard, Brennan, Brooks, Bryant, Bull, Chartrand, Chizmar, Colwell, Cowger, Davidson, Desmond, Dunlap, Etnier, Farnsworth, Fisher, Frechette, Fuller, Gagne, Gagnon, Gamache, Green, Hatch, Jabar, Jones KW, Kane, Kontos, LaVerdiere, Lemaire, Lindahl, Mailhot, McKee, Mitchell JE, Morgan, Muse, O'Neil, Perry, Pieh, Povich, Powers, Quint, Richard, Rowe, Samson, Saxl JW, Saxl MV, Shannon, Shiah, Sirois, Stevens, Tessier, Thompson, Townsend, Tripp, Tuttle, Volenik, Watson, Winn, Wright, Madam Speaker.

NAY - Ahearn, Barth, Belanger DJ, Belanger IG, Berry DP, Bigl, Bodwell, Bragdon, Bruno, Buck, Bumps, Cameron, Campbell, Carleton, Chick, Cianchette, Clark, Clukey, Cross, Dexter, Donnelly, Driscoll, Fisk, Foster, Gerry, Gieringer, Goodwin, Gooley, Jones SL, Jones SA, Joy, Joyce, Joyner, Kasprzak, Kerr, Kneeland, Labrecque, Lane, Layton, Lemke, Lemont, MacDougall, Mack, Madore, Marvin, Mayo, McAlevey, McElroy, Meres, Murphy, Nass, Nickerson, O'Brien, O'Neal, Ott, Peavey, Pendleton, Perkins, Pinkham RG, Pinkham WD, Plowman, Rines, Sanborn, Savage, Skoglund, Snowe-Mello, Spear, Stanley, Stedman, Tobin, Treadwell, True, Usher, Vedral, Vigue, Waterhouse, Wheeler EM, Wheeler GJ, Winglass, Winsor.

ABSENT - Bunker, Dutremble, Honey, Lovett, Paul, Poulin, Taylor, Underwood.

Yes, 63; No, 80; Absent, 8; Excused, 0.

63 having voted in the affirmative and 80 voted in the negative, with 8 being absent, the motion to **RECEDE AND CONCUR FAILED**.

On motion of Representative WHEELER of Bridgewater, the House voted to **ADHERE**.

**ENACTORS
Acts**

An Act to Protect Students of Barbering, Cosmetology and Other Proprietary Schools

(S.P. 727) (L.D. 1969)
(S. "A" S-701 to C. "A" S-565; H. "A" H-1153)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed, **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate. **ORDERED SENT FORTHWITH**.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

The Chair laid before the House the following item which was **TABLED** earlier in today's session:

An Act to Preserve the State House and to Renovate State Facilities

(H.P. 1631) (L.D. 2259)
(C. "A" H-939; S. "B" S-708)

Which was **TABLED** by Representative KONTOS of Windham pending **PASSAGE TO BE ENACTED**.

On motion of Representative KERR of Old Orchard Beach, the House **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED**.

The same Representative **PRESENTED House Amendment "B" (H-1160)**, which was **READ** by the Clerk.

The SPEAKER: The Chair recognizes the Representative from Old Orchard Beach, Representative Kerr.

Representative KERR: Madam Speaker, Men and Women of the House. The amendment that is before you changes the statutory requirement of a two-thirds vote of the Legislature to a simple majority of the Legislature to approve actions of the Government Facilities Authority. For those of you that were unaware, the two-thirds vote was put in place to replicate a general obligation bond. You and I know that these are general obligation bonds. There has been a significant amount of differences of opinion to the use of this approach. As you know, when we passed LD 1950 there was a Section Part DD that I would like to read to you. The Maine Government Facilities Authority pursuant to the Maine Revised Statute Title 4, Section 1606, Subsections 1 and 2, "The Maine Government Facilities Authority is authorized to issue securities in its own name in the amount of \$5.5 million for the purpose of paying the cost of court house projects or parts of projects in Lewiston, Springvale and other locations designed by the Maine Government Facilities Authority." By having that two-thirds vote in the budget document that was passed, the rating agencies look at that two-thirds vote as a requirement. This will cost the state a greater percentage to borrow the money.

The second piece of this amendment deals with the state controller to transfer the first \$19.3 million of general fund revenue surplus at the close of the fiscal year, which is June 30 in 97-98 to the reserve fund for State House preservation and maintenance. Using today's surplus, as I speak, even beyond the two revenue projections, there is an excess of \$60 million. If you take that \$60 million as if it were June 30th today, \$30 million of that would go into the Rainy Day Fund. As you know, under statute, 50 percent of the surplus goes in the Rainy Day Fund. Of that 50 percent, as I said, \$30 million goes to the Rainy Day Fund and \$19.3 million would first be taken out. That would go toward the House preservation and maintenance. The remainder would go into the Rainy Day Fund. That would be the \$10.7 million. On the other side of the ledger you would look at the remaining \$30 million and as we know, 50 percent of that goes into the Retirement Allowance Fund, which would be \$15

million. We passed legislation to deal with the troopers. There is a fiscal note on that bill of \$2.8 million. The \$2.8 million would be paid first. The remainder would go into the Retirement Allowance Fund. The other \$15 million would be put in unappropriated surplus. That is what this amendment does. I think that it is important if we eliminate the two-third vote required because we did pass a document that authorizes the Judicial Branch of government to expend \$5.5 million. I would urge your support of this amendment. Thank you.

The SPEAKER: The Chair recognizes the Representative from Buxton, Representative Vedral.

Representative VEDRAL: Madam Speaker, Men and Women of the House. I urge you to defeat the question before us. This amendment is riddled with problems. If you take a look at it, it is HP 1160, Section 3 transfers some funds at the conclusion of the fiscal year we are in. As far as I know according to the state's constitution, Article 4, Section 16, acts of the Legislature don't take effect for 90 days after the adjournment of the session in which they were enacted. That makes me wonder how we are managing to transfer these funds to be expended before the bill would actually take effect.

Also, I see that we are trying to reduce the requirement of a vote on a bond issue from two-thirds to a majority vote. In the Constitution, again, it says that the Legislature may not loan out the credit of the state indirectly or directly. It also can't create any debts or liabilities on behalf of the state. Again, indirectly or directly, without a two-thirds vote of the Legislature, both bodies, and without a vote of the people. A simple majority of the people. If we look at parliamentary law, which is part of all our common law, we see the legislative body is prohibited from delegating its authority to some other authority or committee. The power of the legislative body to enact legislation to do any act requiring the use of discretion cannot be delegated to a minority, committee, officers, members or to any other body. This is pretty clear. It is so clear that it is mentioned in many other places in our parliamentary law, part of our common law. Where duties or responsibilities are imposed on a public body as on the State Legislature, that body is bound to exercise those duties and responsibilities and cannot divest itself of them by delegation to others. Not only are we delegating the authority to others, but we are also limiting our power as a Legislature that we must live up to according to the Constitution and our oath of office. That oath is to make sure that any direct or indirect debts of the state are voted on and approved by two-thirds of both bodies. Here we are with an amendment to reduce that to just a simple majority.

I would hope that you would consider these facts and vote against the pending motion because it does weaken our authority as a Legislature and go against our oath of office. Please vote against the motion.

The SPEAKER: The Chair recognizes the Representative from Old Orchard Beach, Representative Kerr.

Representative KERR: Madam Speaker, Men and Women of the House. I respectfully disagree with my fellow colleague who just spoke. I don't think that this amendment is riddled with anything. I think it is pretty simple and clear cut. For those of us who have been here, this is nothing unusual. We have done it before. When he makes reference to Section 3, as we all know, the books aren't closed until the middle of July at the best. At the end of the month we would appropriate the money if, in fact, there was a surplus. If there was no surplus that would exceed \$40 million because that is what you would need, then, in fact, we would go ahead and continue with the legislation the way it is drafted to deal with the Maine Government Facilities Authority. Let's not forget that in 1980 when the Legislature first established the Maine Court Facilities Authority, this process was done all

the time. You never needed a two-thirds vote. This is not to circumvent a bond. We are not dealing with a bond. This bill, dealing with the Maine Government Facilities Authority was passed a year ago. We are not putting up as we would a general obligation bond, the good faith and credit of the state. We are not dealing with, like the turnpike, dealing with a dedicated source of funds to fund a revenue bond. This is separate and distinct. There is nothing wrong with this amendment. I was looking for another option so that, in fact, the resources that would become available, if, in fact, there would be a surplus that we would just take the funds out of the General Fund.

The other fact that we did pass legislation dealing with the Maine Court Authority to authorize up to \$5.5 million that if, in fact, the bond agencies looked at the legislation the way it was passed and there wasn't a two-thirds vote requirement, the conditions that the rating agency would place on us, they would charge us more. I say more for the cost of those bonds. Again, I would urge your support of this pending legislation.

The SPEAKER: The Chair recognizes the Representative from Augusta, Representative O'Brien.

Representative O'BRIEN: Madam Speaker, Men and Women of the House. I know I will be corrected if I am wrong, but from what I remember, I was a cosponsor of the bill that formed the Governmental Authorities Facility last year. At least I was supportive of it and I believe I was a cosponsor and I am also cosponsor of the bill before us to preserve the State House and renovate the state facilities. However, I sat this aside. I have thrown away most of the amendments that came across our desks in the last few days. This one I set aside because it did pique my interest. It does concern me. In my humble view, we are pledging our state facilities. This is like a bond. Why, when we supported this last year to form the Governmental Authorities Facility, I was sold on the idea that it would have to be two-thirds. That is a good safeguard. All of a sudden with one amendment in the very last hours of our session it is going in to strip it all away. I feel very, very uncomfortable with this. It may have happened in the past, but that doesn't ease my discomfort one bit. Thank you.

The SPEAKER: The Chair recognizes the Representative from China, Representative Bumps.

Representative BUMPS: Madam Speaker, Men and Women of the House. Some of you might remember that when LD 2259 first came to the floor several weeks ago, I spoke quite strongly in opposition to the bill primarily because as a member of the State and Local Government Committee, I felt that if there were improvements to this complex, it should have had a hearing before the committee.

Secondly, as a cosponsor of the original Governmental Facilities Authority Legislation, I felt that the department had a responsibility to inform at least those legislators about their intent for making improvements to this building. You can imagine after that floor debate I was quickly quarantined in the hallway by the deputy commissioner and commissioner for the Department of Administrative and Financial Services. They made clear to me their support for the bill and the details of the project. Quite frankly, when the bill came here this afternoon I was prepared to vote in support of it. I was going to be proud in support of the improvements that were to be made to these facilities. Suddenly this amendment, (H-1160), comes before us and in very quick motion attempts to change a very serious policy decision that was made during the last session. That policy was to require that two-thirds vote be required of any capitol improvement project undertaken by the Governmental Facilities Authority. Here, this afternoon, in just minutes before dinner in an amendment that you have seen only briefly, you are being asked

to make a significant policy deviation from a decision that was made, contemplated and debated hours upon hours upon hours in the State and Local Government Committee and then subsequently on the floor of this chamber in the last session. While I wanted to support the bill this afternoon, I find myself in yet another difficult position of being forced to vote against the bill because a significant policy decision, significant policy deviation, if you will, is being created by this amendment. Thank you.

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

Representative SAXL: Madam Speaker, Men and Women of the House. The problem with a two-thirds vote, again, as in my good friend from Buxton's favorite manual, Mason's Manual, we operate by the rules of this in the House. In Section 512, which discusses two-thirds vote, Section 6, it says and I quote, "A deliberative body cannot by its own act or rule require a two-thirds vote to take any action where the Constitution of controlling authority requires only a majority vote. To require a two-thirds vote, for example, to take an action would be to give to any number of more than one-third of the members the power to defeat the action that amounts to a delegation of the powers of the body to a minority."

The problem is that this statute that we have on the books conflicts with our own rules in this chamber. In order to conform with rules of this chamber, we need to make this technical change. It already has been done. We have voted for the Government Facilities Authority and utilized it with the 50 percent vote. As the good Representative from Old Orchard Beach has discussed with you, the fact that our law conflicts with our rules means that the bond banks have trouble determining what the appropriate rate of interest is. If we want to keep the rate of interest as low as possible, obviously, our rules and our law should be in conformance. The Rules of the House and in the tradition of this body, the Rules of the House supersede any other. That is the reason behind this amendment. It is not underhanded. It is straight forward. It is well within Masons and I urge you to support the pending motion.

The SPEAKER: The Chair recognizes the Representative from Buxton, Representative Vedral.

Representative VEDRAL: Madam Speaker, Men and Women of the House. I am starting to enjoy this. There is one rule that we hold more dear than Mason's Manual and that is our Constitution. That is the reason we have the request for a solemn occasion. Setting that aside, another thing that we have done often in here is especially when it comes round to 9:00 is we look at Section 284 of Mason's Manual and we have suspension of rules by implication. I have a document in front of me that says last year we passed into law a two-thirds approval. Therefore, the action of the body, which was in violation of the parliamentary rules is acceptable as a suspension of the rules by implication and since we have suspended that rule, Section 512, therefore does not apply. Thank you.

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

Representative WINSOR: Madam Speaker, May I pose a question through the Chair?

The SPEAKER: The Representative may pose his question.

Representative WINSOR: Madam Speaker, Men and Women of the House. A question to the chairman of the Appropriations Committee if possible. The question is, by looking at this it appears that \$19,000,283 will be transferred from available surpluses at the end of the fiscal year. The question specifically is, how does that leave the \$4 that is anticipated in the budget to be transferred or be used by the University of Maine for research and development? Is that the

same pot of money? Is it possible that the university will not get its money if this money is transferred?

The SPEAKER: The Representative from Norway, Representative Winsor has posed a question through the Chair to anyone who may care to respond. The Chair recognizes the Representative from Old Orchard Beach, Representative Kerr.

Representative KERR: Madam Speaker, Men and Women of the House. One is from lapsed balances. This comes from surplus.

The SPEAKER: The Chair recognizes the Representative from Saco, Representative Kane.

Representative KANE: Madam Speaker, Ladies and Gentlemen of the House. I hope we are not still reading the various rule books while this building falls in around us. It seems to me that in all of the debate no one has raised questions about the validity of the need to do the repairs. Everyone of us has agreed and we have certainly heard from the folks back home the need to repair the people's house. What we are concerned about today as we talked about the bond issue was the question of adding more bond debt and the major resistance to that argument, the proposal this afternoon, was the threat of a building bond debt and going beyond our means to support it way out in the future. It seems to me that the only thing that the good Representative from Old Orchard has done is attempted to help us solve the problem that we all agree needs to be solved, but to do it a manner without incurring long-term obligation, thereby, using some anticipated surplus funds if they are available to apply them to the good cause we all agree on. I can't see what we are all arguing about and why we can't just agree to use funds that may be available to solve the problem and accomplish the objective that we all seem to agree is worthwhile. Thank you Madam Speaker.

The Chair ordered a division on the motion to **ADOPT House Amendment "B" (H-1160)**.

The SPEAKER: The Chair recognizes the Representative from Presque Isle, Representative Donnelly.

Representative DONNELLY: Madam Speaker, Men and Women of the House. It is interesting to probably make a couple of points. One, Maine law does overrule our House Rules. Statutes are superlative. The Constitution is superlative to that. Second, there is part of this amendment that I like. I like the idea that we are not going to go out and borrow, with or without the people's authority, the \$19 million to fix this House. The parts that are concerning is what you do beyond that. This body set a threshold since we were not going to go to the people for that borrowing and indirectly obligate them. I don't want to rehash the arguments of the debates of earlier in the day, but since we are not going to go to them for their permission to borrow on their behalf to fix their building, we ought to at least set a threshold that is higher than just a simple majority. The good part about this and I don't want to sit down without having made that is my concern of earlier of pledging the people's house as collateral for a loan. At least this building will not be offered up as far as I can read the amendment. Only the building across our parking lot will be. Still it is a serious implication as a banker in my other life. I like good sound collateral. It sounds like good sound collateral. There is no revenue stream other than the taxpayers. The good part about this is it takes it out and the bad part is it lowers the threshold for the overall borrowing. It lowers that which binds us to seriously considering something and making sure it is the absolute right way of obligating the people of the State of Maine before we do it.

The SPEAKER: The Chair recognizes the Representative from Wells, Representative Carleton.

Representative CARLETON: Madam Speaker, Men and Women of the House. I, too, sat up straight in my seat at the

suggestion that House Rules overrule state law. Beyond that, I think one of the things that we haven't really explicitly discussed is that there is a policy reason for requiring a two-thirds vote on bond issues. After all, it is a vote that obligates payment over a long period of time. There is a reason why the Constitution requires a two-thirds vote on bond issues. It seems to me that we are discussing the details of all of this without getting into the policy reasons. The policy reason is that when we borrow long-term, we ought to have more than a simple majority. Whether you agree with the various constitutional arguments raised by the Representative from Buxton or not, it seems to me that the policy is still there. The policy is that when you borrow long-term, a lot of money to pay back over a long period of time, you ought to have more than a majority vote. I hope that you will vote against adoption of House Amendment "B."

Representative DONNELLY of Presque Isle **REQUESTED** a roll call on the motion to **ADOPT House Amendment "B" (H-1160)**.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The **SPEAKER**: The Chair recognizes the Representative from Kennebunk, Representative Murphy.

Representative MURPHY: Madam Speaker, Men and Women of the House. I would hope that we would all take a deep breath. I think listening to the debate on the floor that there was a growing consensus that not moving toward bonding, but doing it out of any potential surplus has a lot of support in this body. I think what is causing the problem is the change from a two-thirds to majority, which really doesn't have anything to do with renovating this House, a House that we want to improve and prevent from falling into decay. I would hope that we could reject this amendment, after that someone would table this bill until the good Representative from Old Orchard Beach could come back with the same amendment without that change from two-thirds to majority, then I think we can get on with renovating this House.

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Adoption of House Amendment "B" (H-116). All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 631

YEA - Ahearne, Bagley, Baker, Berry RL, Bolduc, Bouffard, Brennan, Brooks, Bryant, Bull, Bunker, Chartrand, Clark, Colwell, Cowger, Davidson, Desmond, Driscoll, Dunlap, Etnier, Farnsworth, Fisher, Frechette, Fuller, Gagne, Gagnon, Gamache, Green, Hatch, Jabar, Jones KW, Jones SL, Kane, Kerr, Kontos, LaVerdiere, Lemaire, Lemke, Mailhot, McKee, Mitchell JE, Morgan, Muse, O'Neal, O'Neil, Perry, Pieh, Povich, Powers, Quint, Richard, Rowe, Samson, Sanborn, Saxl JW, Saxl MV, Shannon, Shiah, Sirois, Stanley, Stevens, Tessier, Thompson, Townsend, Tripp, Tuttle, Usher, Vigue, Volenik, Watson, Wright, Madam Speaker.

NAY - Barth, Belanger DJ, Belanger IG, Berry DP, Bigl, Bodwell, Bragdon, Bruno, Buck, Bumps, Cameron, Campbell, Carleton, Chick, Chizmar, Cianchette, Clukey, Cross, Dexter, Donnelly, Foster, Gerry, Gieringer, Goodwin, Gooley, Jones SA, Joy, Joyce, Joyner, Kasprzak, Kneeland, Labrecque, Lane, Layton, Lemont, Lindahl, MacDougall, Mack, Madore, Marvin, Mayo, McAlevey, McElroy, Meres, Murphy, Nass, Nickerson, O'Brien, Ott, Peavey, Pendleton, Perkins, Pinkham RG, Pinkham WD, Plowman, Rines, Savage, Skoglund, Snowe-Mello, Spear, Stedman, Tobin, Treadwell, True, Vedral, Waterhouse, Wheeler GJ, Winglass, Winn, Winsor.

ABSENT - Dutremble, Fisk, Honey, Lovett, Paul, Poulin, Taylor, Underwood, Wheeler EM.

Yes, 72; No, 70; Absent, 9; Excused, 0.

72 having voted in the affirmative and 70 voted in the negative, with 9 being absent, **House Amendment "B" (H-1160)** was **ADOPTED**.

The Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-939), Senate Amendment "B" (S-708) and House Amendment "B" (H-1160) in NON-CONCURRENCE** and sent up for concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

The House recessed until 8:30 p.m.

(After Recess)

The House was called to order by the Speaker.

ENACTORS

Acts

An Act to Facilitate Delegation of the Federal Waste Discharge Permitting Program

(H.P. 1291) (L.D. 1836)

(S. "A" S-705 to C. "A" H-910)

Was reported by the Committee on **Engrossed Bills** as truly and strictly engrossed.

On motion of Representative MURPHY of Kennebunk, was **SET ASIDE**.

The same Representative **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Enactment. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 632

YEA - Bagley, Baker, Belanger DJ, Belanger IG, Berry RL, Bigl, Bolduc, Bouffard, Brennan, Brooks, Bryant, Bull, Bumps, Bunker, Cameron, Chartrand, Chick, Chizmar, Cianchette, Colwell, Cowger, Davidson, Desmond, Donnelly, Dunlap, Etnier, Farnsworth, Fisher, Frechette, Fuller, Gagne, Gagnon, Gamache, Gieringer, Gooley, Green, Hatch, Jabar, Jones KW, Kane, Kerr, Kontos, LaVerdiere, Lemaire, Lemke, Madore, Mailhot, Marvin, McKee, Mitchell JE, Morgan, Muse, Nass, O'Neil, Ott, Peavey, Pendleton, Perkins, Pieh, Povich, Powers, Richard, Rowe, Samson, Saxl JW, Saxl MV, Shannon, Shiah, Skoglund, Stevens, Tessier, Thompson, Townsend, Tripp, True, Tuttle, Usher, Volenik, Watson, Wheeler GJ, Winglass, Wright, Madam Speaker.

NAY - Ahearne, Barth, Berry DP, Bodwell, Bragdon, Bruno, Buck, Campbell, Carleton, Clark, Clukey, Cross, Dexter, Driscoll, Foster, Gerry, Goodwin, Jones SL, Jones SA, Joy, Joyce, Joyner, Kasprzak, Kneeland, Labrecque, Lane, Layton, Lindahl, MacDougall, Mack, Mayo, McAlevey, McElroy, Meres, Murphy, Nickerson, O'Neal, Pinkham RG, Pinkham WD, Plowman, Poulin, Rines, Sanborn, Savage, Sirois, Snowe-Mello, Spear, Stanley, Stedman, Tobin, Treadwell, Vedral, Waterhouse, Wheeler EM, Winsor.

ABSENT - Dutremble, Fisk, Honey, Lemont, Lovett, O'Brien, Paul, Perry, Quint, Taylor, Underwood, Vigue, Winn.