

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Second
Legislature*

OF THE

STATE OF MAINE

1965

DAILY KENNEBEC JOURNAL
AUGUSTA, MAINE

HOUSE

Wednesday, January 13, 1965

The House met according to adjournment and was called to order by the Speaker.

Prayer by the Rev. Mr. Edward F. Allen of Augusta.

The journal of yesterday was read and approved.

Papers from the Senate

From the Senate: The following Communication: (S. P. 32)

January 5, 1965

Honorable Edwin H. Pert
Secretary, Senate Chamber
102nd Maine Legislature
State House
Augusta, Maine

Dear Mr. Pert:

Pursuant to a Joint Order, I am pleased to submit to you a study report by the Joint Interim Committee created by the 101st Legislature to study a third institution for housing and treatment of all offenders committed to state prison or correctional state institutions.

Respectfully,

(Signed) HARVEY JOHNSON
Senator Harvey Johnson
of Somerset, Chairman

Came from the Senate read and with accompanying report ordered placed on file.

In the House, the Communication was read and with accompanying report ordered placed on file in concurrence.

From the Senate: The following Communication: (S. P. 33)

January 5, 1965

Honorable Edwin H. Pert
Secretary, Senate Chamber
102nd Maine Legislature
State House
Augusta, Maine

Dear Mr. Pert:

Pursuant to a Joint Order, I am pleased to submit to you a study report by the Joint Interim Committee created by the 101st Legislature to study common law, legal immunities available as defense in

actions at law against certain non-profit and governmental entities.

Respectfully,

(Signed) JOSEPH CAMPBELL
Senator Joseph B. Campbell
of Kennebec

Chairman

Came from the Senate read and with accompanying report ordered placed on file.

In the House, the Communication was read and with accompanying report ordered placed on file in concurrence.

From the Senate: The following Communication: (S. P. 34)

December 29, 1964

To the Members
of the 102nd Legislature:

The Legislative Research Committee is pleased to submit this study on the feasibility of a State income tax as ordered by the 101st Legislature.

This report which was contractually studied for the Committee, under authority of the Legislature, contains the findings and recommendations of the Legislative Research Committee as developed by Dr. Alfred G. Buehler of the Wharton School of Finance, University of Pennsylvania.

The Committee sincerely hopes that the information herein contained will prove of benefit to the members of the Legislature and the people of the State of Maine.

Respectfully submitted,

DWIGHT A. BROWN
Chairman

Came from the Senate read and with accompanying report ordered placed on file.

In the House, the Communication was read and with accompanying report ordered placed on file in concurrence.

From the Senate: The following Communication: (S. P. 35)

DEPARTMENT OF STATE
STATE OF MAINE
AUGUSTA

January 6, 1965

To the Secretary of the Senate:

I transmit herewith the Constitution of the State of Maine arranged by the Chief Justice of the

Supreme Judicial Court, Honorable Robert B. Williamson.

(Signed) PAUL A. MacDONALD
Secretary of State

Came from the Senate read and with accompanying report referred to the Committee on Judiciary.

In the House, the Communication was read and with accompanying report referred to the Committee on Judiciary in concurrence.

Petitions, Bills and Resolves Requiring Reference

The following Bills and Resolves were received and, upon recommendation of the Committee on Reference of Bills, were referred to the following Committees:

Agriculture and Business Legislation Jointly Tabled and Assigned

Bill "An Act Repealing Milk Control Prices at the Retail Level" (H. P. 25) (Presented by Mrs. Carswell of Portland)

(Subsequently, on motion of Mr. Lane of Waterville, tabled pending reference and specially assigned for tomorrow.)

Agriculture

Bill "An Act relating to Length of Time for Controlled Atmosphere Storage of Apples" (H. P. 26) (Presented by Mr. Gilbert of Turner)

(Ordered Printed)

Bill "An Act relating to Application for Milk Dealers to Sell Milk" (H. P. 27) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

Appropriations and Financial Affairs

Bill "An Act Appropriating Monies for Sprinkler System at State Military and Naval Children's Home" (H. P. 28) (Presented by Mrs. Carswell of Portland)

(Ordered Printed)

Bill "An Act Appropriating Monies to Effectuate Compensation for Members of the State Police" (H. P. 29) (Presented by same member)

(Ordered Printed)

Bill "An Act Appropriating Monies to Provide for Night Pay Differentials for State Employees" (H. P. 30) (Presented by same member)

(Ordered Printed)

Bill "An Act Providing Funds for Municipal Building at Old Orchard Beach" (H. P. 31) (Presented by Mr. Danton of Old Orchard Beach)

(Ordered Printed)

Bill "An Act relating to Establishment and Operation of Regional Technical and Vocational Centers" (H. P. 32) (Presented by Mr. Jalbert of Lewiston)

Resolve Creating a Vocational Educational Institute in the Waterville Area of Kennebec County (H. P. 33) (Presented by Mr. Balduc of Waterville)

(Ordered Printed)

Resolve in favor of Reed Plantation for School Construction Aid (H. P. 34) (Presented by Mr. Storm of Sherman)

(Ordered Printed)

Sent up for concurrence.

Business Legislation

Bill "An Act to Incorporate Auto Loan & Finance Co. of Portland" (H. P. 35) (Presented by Mr. Edwards of Portland)

Bill "An Act relating to Maine Indemnity Company" (H. P. 36) (Presented by Mr. McKinnon of South Portland)

(Ordered Printed)

Sent up for concurrence.

Claims

Resolve to Reimburse William Cossette of Wiscasset for Truck Damage Incurred at Fort Edgecomb State Park (H. P. 37) (Presented by Mr. Buck of Southport)

(Ordered Printed)

Resolve in favor of Town of Dixmont for Certain Snow Removal (H. P. 38) (Presented by Mr. Carter of Etna)

(Ordered Printed)

Resolve in favor of Francis J. Boudreau, Jr., of Carmel for Damage by Highway Construction (H. P. 39) (Presented by same gentleman by request)

(Ordered Printed)

Resolve in favor of Daisy A. Reed of Millinocket for Injuries

Sustained at State Armory (H. P. 40) (Presented by Mr. Crommett of Millinocket)

(Ordered Printed)

Resolve in favor of Mahlon Dore of York for Well Damage by Highway Construction (H. P. 41) (Presented by Mr. Erwin of York)

(Ordered Printed)

Resolve to reimburse Clarence P. Christenson of Gardiner for Loss of Poultry (H. P. 42) (Presented by Mr. Hanson of Gardiner)

(Ordered Printed)

Resolve in favor of Town of Bancroft (H. P. 43) (Presented by Mr. Storm of Sherman)

(Ordered Printed)

Sent up for concurrence.

Education

Bill "An Act relating to Nasson College Charter" (H. P. 44) (Presented by Mr. Carroll of Limerick)

(Ordered Printed)

Bill "An Act relating to Transportation for Pupils to and from Schools" (H. P. 45) (Presented by Mr. Gilbert of Turner)

(Ordered Printed)

Bill "An Act relating to Attending Secondary School Outside of Residence" (H. P. 46) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act to Authorize the Town of Pownal to Form a School Administrative District" (H. P. 47) (Presented by Mr. Graham of Freeport)

(Ordered Printed)

Bill "An Act Authorizing the Municipalities of Cumberland and North Yarmouth to Form a School Administrative District" (H. P. 48) (Presented by Mr. Richardson of Cumberland)

(Ordered Printed)

Sent up for concurrence.

Election Laws

Bill "An Act Prohibiting the Marking of Absentee Ballots Before Certain Officials" (H. P. 49) (Presented by Mr. Haugen of South Portland)

(Ordered Printed)

Sent up for concurrence.

Health and Institutional Services

Bill "An Act Governing Schools of Barbering in State Juvenile Institutions" (H. P. 50) (Presented by Mr. Anderson of Orono)

(1,000 copies Ordered Printed)

Bill "An Act relating to Qualified Assistant Pharmacists" (H. P. 51) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act relating to Discharge of Children from the Boys Training Center and the Stevens Training Center" (H. P. 52) (Presented by Mrs. Carswell of Portland)

(Ordered Printed)

Bill "An Act relating to Inspection of County Jails" (H. P. 53) (Presented by same member)

(Ordered Printed)

Bill "An Act relating to Secondary Tuition for Children Committed to the Stevens Training Center" (H. P. 54) (Presented by same member)

(Ordered Printed)

Bill "An Act relating to Informal Admission of the Mentally Ill" (H. P. 55) (Presented by same member)

(Ordered Printed)

Bill "An Act relating to Educational Qualifications for Barbers" (H. P. 56) (Presented by Mr. Dumont of Augusta by request)

(Ordered Printed)

Bill "An Act relating to Certificates of Registration and Instructors' Licenses under Barber Law" (H. P. 57) (Presented by Mr. Hanson of Gardiner)

(Ordered Printed)

Sent up for concurrence.

Highways

Bill "An Act relating to Weight Tolerances of Vehicles Loaded with Farm Produce" (H. P. 58) (Presented by Mr. Bourgoin of Fort Kent)

Bill "An Act relating to Expenditures under Town Road Improvement Fund" (H. P. 59) (Presented by Mr. Carter of Etna)

(Ordered Printed)

Sent up for concurrence.

Tabled and Assigned

Bill "An Act relating to Tandem Axle Weights" (H. P. 60) (Presented by Mr. Gifford of Manchester)

(On motion of Mr. Gifford of Manchester, tabled pending reference and specially assigned for tomorrow.)

On motion of Mr. Lane of Waterville, the House voted to reconsider its action of earlier in the day on item one, Bill "An Act Repealing Milk Control Prices at the Retail Level," House Paper 25, whereby it was referred to the Committees on Agriculture and Business Legislation jointly and ordered printed. On further motion of the same gentleman, the Bill was tabled pending reference and specially assigned for tomorrow.

Inland Fisheries and Game

Bill "An Act Providing for Training in Safe Handling of Firearms by Certain Minors" (H. P. 61) (Presented by Mr. Bernard of Sanford)

(Ordered Printed)

Bill "An Act Repealing Time Limitation on Size of Salmon Taken from Waters of Aroostook County" (H. P. 62) (Presented by Mr. Bourgoin of Fort Kent)

(Ordered Printed)

Bill "An Act relating to Extending Hunting Season" (H. P. 63) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act Permitting Sunday Hunting in Unorganized Territory of Aroostook County" (H. P. 64) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act Providing for Open Season on Bull Moose" (H. P. 65) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act relating to Open Season on Muskrat in Portion of Cumberland County" (H. P. 66) (Presented by Mr. Harriman of Hollis by request)

(Ordered Printed)

Sent up for concurrence.

Judiciary

Bill "An Act relating to Seasonal Business on Sunday" (H. P. 67) (Presented by Mr. Bernard of Sanford)

(Ordered Printed)

Bill "An Act relating to Hospitalization for Mental Illness of Convicts in County Jails" (H. P. 68) (Presented by Mrs. Carswell of Portland)

(Ordered Printed)

Bill "An Act relating to Civil Rights of Persons Hospitalized for Mental Illness" (H. P. 69) (Presented by same member)

(Ordered Printed)

Sent up for concurrence.

Tabled and Assigned

Bill "An Act relating to the Display of Boat Numbers" (H. P. 70) (Presented by Mr. Cote of Lewiston)

(On motion of Mr. Dickinson of Mars Hill, tabled pending reference and specially assigned for tomorrow.)

Bill "An Act relating to Sale or Inhaling of Certain Glue Vapors" (H. P. 71) (Presented by Mr. Ross of Brownville)

(Ordered Printed)

Bill "An Act relating to Driver Education for Certain Motor Vehicle Operator Licensees" (H. P. 72) (Presented by Mrs. Ruby of Bangor)

(Ordered Printed)

Bill "An Act relating to Pedestrians on Ways after Dark" (H. P. 73) (Presented by same member)

(Ordered Printed)

Bill "An Act relating to Penalty for Driving Motor Vehicle While License Suspended or Revoked" (H. P. 74) (Presented by same member)

(Ordered Printed)

Sent up for concurrence.

Legal Affairs

Bill "An Act Providing Compensation for Members of Park Commission, School Committee and Police Commissioners of Town of Sanford" (H. P. 75) (Presented by Mr. Bernard of Sanford)

(Ordered Printed)

Bill "An Act Revising the Beano or Bingo Laws" (H. P. 76) (Presented by same gentleman)
(Ordered Printed)

Bill "An Act relating to Ex Officio Member of Board of Education of City of Bath" (H. P. 77) (Presented by Mr. Brewer of Bath)

(Ordered Printed)

Bill "An Act relating to Municipal Officers in City of Lewiston" (H. P. 78) (Presented by Mr. Bussiere of Lewiston)
(Ordered Printed)

Bill "An Act relating to Obstructing Personnel of Fire Departments in Their Duties" (H. P. 79) (Presented by Mr. Hunter of Durham)

(Ordered Printed)

Bill "An Act relating to Powers and Duties of School Committee of the City of Portland" (H. P. 80) (Presented by Mrs. Kilroy of Portland)

(Ordered Printed)

Bill "An Act to Annex Hungry Island to Town of Waldoboro, Lincoln County" (H. P. 81) (Presented by Mr. Waltz of Waldoboro)

(Ordered Printed)

Sent up for concurrence.

Public Utilities

Bill "An Act Changing the Time of the Annual Meeting of Kittery Water District" (H. P. 82) (Presented by Mr. Avery of Kittery)

Bill "An Act relating to Snowplows on Railroads" (H. P. 83) (Presented by Mrs. Carswell of Portland)

(Ordered Printed)

Sent up for concurrence.

Tabled and Assigned

Bill "An Act Permitting Livermore Falls Water District to Take Water from Tilton Pond, Kennebec County" (H. P. 84) (Presented by Mr. Gilbert of Turner)

(On motion of Mr. Sahagian of Belgrade, tabled pending reference and specially assigned for tomorrow.)

Bill "An Act Ratifying Lease Given by the State to Portland Pipe Line Corporation" (H. P.

85) (Presented by Mr. Haugen of South Portland)

(Ordered Printed)

Bill "An Act to Clarify the Liability for Damages and the Eminent Domain in the Procedure of the Brunswick Sewer District" (H. P. 86) (Presented by Mr. Lowery of Brunswick)

(Ordered Printed)

Bill "An Act relating to the Bonded Indebtedness and Stock Structure of Island Falls Water Company" (H. P. 87) (Presented by Mr. Storm of Sherman)

(Ordered Printed)

Sent up for concurrence.

Retirements and Pensions

Bill "An Act Increasing Retirement Benefits under State Retirement System" (H. P. 88) (Presented by Mr. Anderson of Orono)
(Order Printed)

Bill "An Act relating to Pensions for Certain Retired Teachers" (H. P. 89) (Presented by Mrs. Carswell of Portland)
(Ordered Printed)

Bill "An Act to Increase Pensions of Elderly Teachers" (H. P. 90) (Presented by same member)
(Ordered Printed)

Bill "An Act Increasing Pensions for Certain Retired Superintendents" (H. P. 91) (Presented by Mr. Prince of Harpswell)
(Ordered Printed)

Resolve Providing for Pension for Mrs. Mary Belanger of Caribou (H. P. 92) (Presented by Mr. Doyle of Caribou)
(Ordered Printed)

Sent up for concurrence.

Sea and Shore Fisheries

Bill "An Act Regulating the Digging of Clams in Wells, York County" (H. P. 93) (Presented by Mr. Bernard of Sanford)
(Ordered Printed)

Bill "An Act relating to License for Sardine Packers" (H. P. 94) (Presented by Mr. Mills of Eastport)

(Ordered Printed)

Bill "An Act Repealing the Law Regulating the Canning of Her-

ring" (H. P. 95) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

State Government

Bill "An Act Extending Eastern Daylight Time for Entire Year and Providing for Atlantic Time from April to October" (H. P. 96) (Presented by Mr. Anderson of Orono by request)

(Ordered Printed)

Bill "An Act Providing for Photographs of Persons under Twenty-five Years of Age on Motor Vehicle Operators' Licenses" (H. P. 97) (Presented by Mr. Bernard of Sanford)

(Ordered Printed)

Bill "An Act to Create an Alternate Member to Serve on the State Probation and Parole Board" (H. P. 98) (Presented by Mrs. Carswell of Portland)

(Ordered Printed)

Bill "An Act to Create a Department of Rehabilitation" (H. P. 99) (Presented by same member)

(Ordered Printed)

Sent up for concurrence.

Tabled and Assigned

Bill "An Act relating to Itemized Statements Filed by and Identification Badges for Legislative Counsel and Agents" (H. P. 100) (Presented by Mr. Crommett of Millinocket)

(On motion of Mr. Dickinson of Mars Hill, tabled pending reference and specially assigned for tomorrow.)

Bill "An Act relating to Persons Sixty-five Years of Age Taking Examination for Motor Vehicle Driver's License" (H. P. 101) (Presented by Mrs. Ruby of Bangor)

(Ordered Printed)

Sent up for concurrence.

Taxation

Bill "An Act relating to Sweepstake Races and Allocating Proceeds for Educational Purposes" (H. P. 102) (Presented by Mr. Dumont of Augusta)

(Ordered Printed)

Sent up for concurrence.

Towns and Counties

Bill "An Act Increasing Salary of Judge of Probate of Sagadahoc County" (H. P. 103) (Presented by Mr. Brewer of Bath)

(Ordered Printed)

Bill "An Act relating to Application of Federal Social Security to Firemen" (H. P. 104) (Presented by Mr. Crommett of Millinocket)

(Ordered Printed)

Bill "An Act relating to Appointment and Duties of Fire Department Officers as Forest Fire Wardens" (H. P. 105) (Presented by Mr. Hunter of Durham)

(Ordered Printed)

Bill "An Act relating to Fire Department Officers as Fire Wardens" (H. P. 106) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

On motion of the gentlewoman from Bethel, Mrs. Lincoln, House Rule 25 was suspended for the remainder of today's session in order to permit smoking.

Transportation

Bill "An Act relating to the Transportation of Refrigerated Products" (H. P. 107) (Presented by Mrs. Carswell of Portland)

(Ordered Printed)

Sent up for concurrence.

Tabled and Assigned

Bill "An Act relating to Inspection of Certain Farm Trucks" (H. P. 108) (Presented by Mr. Gilbert of Turner)

(On motion of Mr. Dickinson of Mars Hill, tabled pending reference and specially assigned for tomorrow.)

Orders

Mr. Levesque of Madawaska presented the following Order and moved its passage:

ORDERED, the Senate concurring, that Joint Rule 19B be amended by striking out the third paragraph of said Joint Rule and inserting in place thereof the following:

"The Clerk of the House shall cause Joint Rules 19A and 19B

to be published in all daily papers in the State at least twice monthly for the two months immediately preceding the convening of the Legislature in regular session and Joint Rule 19B at least twice during January prior to the 3rd Friday of the month." (H. P. 109)

The Order received passage and was sent up for concurrence.

Tabled

Mr. Jalbert of Lewiston presented the following Order:

ORDERED, the Senate concurring, that the Legislative Finance Officer be authorized to approve the expenses of his office and accounts for payment.

(On motion of Mr. Jalbert of Lewiston, tabled pending passage and ordered reproduced.)

The following paper from the Senate was taken up out of order by unanimous consent:

The following Order:

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 one hundred and sixty dollars (\$160) fortnightly, according to lists certified to the State Controller by the Secretary of the Senate and Clerk of the House, respectively; and that the final payrolls bear the approval of the Joint Standing Committee on Appropriations and Financial Affairs (S. P. 52)

Came from the Senate read and passed.

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

Mr. Kennedy of Milbridge presented the following Order and moved its passage:

ORDERED, the Senate concurring, that the Joint Rules be amended by adding thereto a new Rule 19-E, to read as follows:

"19-E. With the approval of the Committee on Reference of Bills, a bill or resolve may be presented jointly by not more than 2 members of the same branch." (H. P. 110)

The SPEAKER: The Chair recognizes the gentleman from Madawaska, Mr. Levesque.

Mr. LEVESQUE: Mr. Speaker, Ladies and Gentlemen: I think probably this morning, I must say this, for the gentleman from Milbridge, Mr. Kennedy, there will be many moments during the next few months that the gentleman from Milbridge and I will be very much in disagreement, but I think this morning that I wholeheartedly support this order that was presented this morning, to change the rules to be able to have sponsored joint legislation, for the simple reason, that in this day and age where everything is going from an economic point of view to save the people of the State of Maine a goodly sum of money, and again, for the simple reason of a minority group and a majority group being able to agree on a sponsor of some certain legislation. This will save time, this will save money, and this will make I think for a better non-partisan government as far as a lot of introduction of bills before this Legislature.

The numerous bills that have been duplicated or that could be duplicated during this session, or any other session for that matter, I think should receive the unanimous support of this House, because I think this is one of the better orders presented to this House that will save time, money, and will possibly promote harmony by having sponsorship of joint legislation, and to the gentleman from Milbridge, Mr. Kennedy, I wholeheartedly support this joint order.

The SPEAKER: The Chair recognizes the gentleman from Old Town, Mr. Binnette.

Mr. BINNETTE: Mr. Speaker, Ladies and Gentlemen, Members of the 102nd Legislature: I most heartily agree with my colleague, the distinguished gentleman from Madawaska, Mr. Levesque, relative to the merits of this type of legislation, as this cooperation would be most beneficial to all the citizens of this State. It is my estimation that it would be a forward

step toward a better and speedier Legislature. It would remove many duplications which take up lots of our time. Taking the words of our great Emancipator, I believe that this would be more like a government of the people, for the people and by the people. Thank you.

The SPEAKER: The Chair recognizes the gentleman from Lewiston, Mr. Jalbert.

Mr. JALBERT: Mr. Speaker and Members of the House: I certainly agree with this procedure. I would, however, like to ask a question; one other thing that it will do, if one would want to seek the sponsorship from some member of the unmentionable body, it would certainly add a little steam to his program.

The question I want to ask from any member of the leadership or the sponsor of the order is: What happens, assuming now that bills have already gone through the mill, what happens if one would care to pick up a sponsor to the measure that he has put in?

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, asks a question through the Chair of any member who may care to answer.

The Chair recognizes the gentleman from Madawaska, Mr. Levesque.

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen: I think what has already gone by would be almost impossible to ratify, but I think from now on in any legislation that you see has been introduced, and with a single sponsor, and there are umpteen dozen bills in the Legislative Research Office that are still to be drawn, and the possibility of being able to co-sponsor bills that are not printed now. Those that are gone, I don't think we can do too much about it. But I think the leadership in the other branch and the leadership in this branch are unanimously in accord with this order, starting with the new bills that are now being drafted, that this would probably eliminate some of the duplications.

Thereupon, the Order received passage and was sent up for concurrence.

The SPEAKER: The Chair recognizes the gentleman from Cape Elizabeth, Mr. Berry.

Mr. BERRY: Mr. Speaker, merely for inserting it in the record, I move that we reconsider our action whereby the order of the gentleman from Lewiston, Mr. Jalbert, was tabled pending reproduction, so that the Clerk may read the order, and then I would hope that it would be retabled.

The SPEAKER: The Chair would state that a matter which has been tabled cannot be reconsidered, but the Chair would request that the Clerk read the order that the gentleman from Lewiston, Mr. Jalbert, tabled, which is the order, the Senate concurring, that the Legislative Finance Officer be authorized to approve the expenses of his office and accounts for payment; and the Chair would request the Clerk to read this order.

Thereupon, the Order was read by the Clerk.

On motion of Mr. Levesque of Madawaska, it was

ORDERED, that use of the hall of the House be granted to the Maine Highway Safety Committee on Saturday, January 23, 1965; and

BE IT FURTHER ORDERED, that use of the hall of the House be granted to the Maine State Bar Association on Thursday afternoon, January 14, 1965.

Orders of the Day

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

Bill "An Act Providing a Bond Issue in the Amount of One Million Two Hundred and One Thousand Dollars for a Vocational Educational Institute in Penobscot County." (H. P. 4) (L. D. 4)

Tabled — January 12, by Mr. Jalbert of Lewiston.

Pending — Reference.

The SPEAKER: The Chair recognizes the gentleman from Lewiston, Mr. Jalbert.

Mr. JALBERT: Mr. Speaker and Members of the House: As I explained yesterday, I have checked this out with the members of the leadership of both parties and also with the sponsors of the bills. I feel very strongly that the easiest way for us to really stay here at a late date is to not refer bills to what I consider their proper committees, and all these bills would eventually wind up before the Appropriations Committee anyway.

I shall make a motion therefore that all these bills that I have referred to, I hope the same motion will pertain insofar as all these matters I have tabled, other than the item 6, which is the Aroostook County Fund thing, which is properly referred to the Committee on Towns and Counties. For reasons as explained yesterday, I now move that this item be referred to the Committee on Appropriations and Financial Affairs.

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, moves this matter be referred to the Committee on Appropriations and Financial Affairs.

The Chair recognizes the gentleman from Bath, Mr. Ross.

Mr. ROSS: Mr. Speaker and Members of the House: I sincerely concur with the gentleman from Lewiston, Mr. Jalbert. If we refer financial matters to our various and sundry standing committees, it will be most difficult to correlate our overall necessary expenditures. And certainly our entire financial picture is complicated enough without our purposefully beclouding the issue. I only regret that the purpose for these tabling motions last week were not explained for the benefit of the new members. I believe that our actions at times are confusing to many persons here; I know that they were to me ten years ago. And in this respect, I humbly suggest that the minority leadership might institute schools for any interested person, of either party, on such subjects as procedure, the budget document, the mechanics of legislation and so forth. This has been done in the past under the sponsorship of the majority party as a bi-partisan

service, and it has proved of considerable value and I think that it might again be worthy of merit. Thank you.

The SPEAKER: The question before the House is the motion of the gentleman from Lewiston, Mr. Jalbert, that this item one be referred to the Committee on Appropriations and Financial Affairs, ordered printed and sent up for concurrence. Is this the pleasure of the House?

The motion prevailed.

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

Resolve Appropriating Funds for Operating Expenses at Maine Vocational Educational Institute in Penobscot County. (H. P. 3) (L. D. 3)

Tabled—January 12, by Mr. Jalbert of Lewiston.

Pending—Reference.

On motion of Mr. Jalbert of Lewiston, the Resolve was referred to the Committee on Appropriations and Financial Affairs, ordered printed, and sent up for concurrence.

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

Bill "An Act Appropriating Community Care Funds to Boys Training Center." (H. P. 14) (L. D. 14)

Tabled—January 12, by Mr. Jalbert of Lewiston.

Pending—Reference.

On motion of Mr. Jalbert of Lewiston, the Bill was referred to the Committee on Appropriations and Financial Affairs, ordered printed, and sent up for concurrence.

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

Bill "An Act to Authorize General Fund Bond Issue in Amount of Four Hundred and Fifteen Thousand Dollars for Vocational Educational Building at the Boys Training Center." (H. P. 15) (L. D. 15)

Tabled—January 12, by Mr. Jalbert of Lewiston.

Pending—Reference.

On motion of Mr. Jalbert of Lewiston, the Bill was referred to the Committee on Appropriations and Financial Affairs, ordered printed, and sent up for concurrence.

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

Bill "An Act relating to Death Benefits for Members of the State Police." (H. P. 13) (L. D. 13)

Tabled—January 12, by Mr. Birt of East Millinocket.

Pending—Reference.

On motion of Mr. Birt of East Millinocket, the Bill was referred to the Committee on Appropriations and Financial Affairs, ordered printed, and sent up for concurrence.

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

Bill "An Act relating to Expending Aroostook County Funds for Ricker College." (H. P. 2) (L. D. 2)

Tabled—January 12, by Mr. Jalbert of Lewiston.

Pending—Reference.

On motion of Mr. Jalbert of Lewiston, the Bill was referred to the Committee on Towns and Counties, ordered printed, and sent up for concurrence.

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

Bill "An Act to Provide Funds for Expansion of Vending Stand Program for the Blind." (H. P. 10) (L. D. 10)

Tabled—January 12, by Mr. Jalbert of Lewiston.

Pending—Reference.

On motion of Mr. Jalbert of Lewiston, the Bill was referred to the Committee on Appropriations and Financial Affairs, ordered printed, and sent up for concurrence.

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

Bill "An Act to Permit Sunday Hunting." (S. P. 17) In Senate — Referred to Committee on Legal Affairs.

Tabled—January 12, by Mr. Levesque of Madawaska.

Pending—Motion of Mr. Bourgoin of Fort Kent to reconsider reference.

The SPEAKER: The question before the House is the motion of the gentleman from Fort Kent, Mr. Bourgoin, that the House reconsider its action whereby this matter was referred to the Committee on Legal Affairs.

The Chair recognizes the gentleman from Madawaska, Mr. Levesque.

Mr. LEVESQUE: Mr. Speaker, I move this Bill be referred to the Committee on Inland Fisheries and Game.

The SPEAKER: The gentleman from Madawaska, Mr. Levesque, moves this matter be referred to the Committee on Inland Fisheries and Game in non-concurrence, in this the pleasure of the House?

The motion prevailed.

(Off Record Discussion)

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

HOUSE JOINT ORDER relative to Clerk of House preparing a list of all Bills and Resolves to be heard during following Legislative Week.

Tabled—January 12, by Mr. Levesque of Madawaska.

Pending—Passage.

The SPEAKER: The Chair recognizes the gentleman from Cape Elizabeth, Mr. Berry.

Mr. BERRY: Mr. Speaker and Members of the House: With the first week of the session behind us, I believe a sincere tribute is due to the new leadership of the House, to the new members of the House, to the new Clerk of the House and his staff. Certainly we have seen a determined effort to speed up this session, a goal to which we all subscribe. This acceleration, however, must not be confused with undue haste, and while the Republican Party

shares the desire of the Democratic House leadership to achieve this early adjournment, we Republicans would deplore a repetition of this week's hasty scheduling of committee hearings, when some bills for hearings were not printed.

Certainly our first obligation is to the people we represent. We all agree an orderly process of public hearings is the cornerstone of the legislative process. I can find nothing on record that would substantiate a course of action similar to the action we have taken this week in the announcement of a number of public hearings. Specifically I am speaking to the legislative notices featured in Maine newspapers on Monday, which announced public hearings on Wednesday, January 13, 1965, relating to bills that had not been made available to the public as late as four o'clock on Monday, January 11. Let us remember our public hearings are democracy in action; minority views, majority views, even the lone resident of the State of Maine, may be heard. He cannot be heard directly on the floor of this House, he cannot be heard on the floor of the other body, he cannot be heard in political caucus. But, Mr. Speaker and Members of the House, he can be heard at our public legislative hearings, and this is his right.

Let us make progress as rapidly as we may, but let us be mindful that such progress shall always consider the rights and prerogatives of the residents of the State of Maine. I understand that arrangements have been made so that notices of public hearings which are called for in this order will be made available on the last legislative day of each week for hearings to be held the subsequent week. Mr. Speaker, I withdraw this order.

The SPEAKER: The Chair understands that the gentleman from Cape Elizabeth, Mr. Berry, withdraws his order, which request is granted.

We are proceeding under Orders of the Day.

The gentleman from Lewiston, Mr. Jalbert, was granted unani-

mous consent to briefly address the House.

Mr. JALBERT: Mr. Speaker and Members of the House: I have been asked by a few new members why I presented an order and moved that it be tabled, and I stated that it be tabled pending reproduction.

I think many of you who served with me over the years, know that I don't like to table matters too often. I am mindful that every time you table a bill, that the printing of it alone runs about a dollar and a half a day, and I think that sometimes there have been in the past, matters tabled for as much as two months before they would be taken off the table.

The purpose and the reason that I tabled my order, which was read by the Clerk, justifiably, was because I wanted it to be reproduced so that after you have a chance to read it and digest it, it would be explained to you as it should be, and certainly I am not reproaching anybody, and if I was going to reproach anyone, I would think twice before I would reproach the leadership of both parties, and certainly the individuals concerned from a personal standpoint. I just feel very strongly that any significant order—I don't think anything that I might act as Chairman of that great Committee on Absenteeism should necessarily be tabled pending—I finally made it after twenty years—pending reproduction, but seriously, I think that all of these matters that, as I stated, are significant, should be tabled, so that we can digest them and discuss them.

I think that we pushed through two orders today that were very, very important, and I can remember arguing those very same orders for quite a length of time over the last few sessions. That is the reason why I tabled it, and I think the same procedure should hold from here on in.

The gentleman from Cape Elizabeth, Mr. Berry, was granted unanimous consent to briefly address the House.

Mr. BERRY: Mr. Speaker and Members of the House: I would subscribe one hundred per cent to the viewpoint of the gentleman from Lewiston, Mr. Jalbert. I believe that these significant orders to which he refers to, are something that should be in writing. In this spirit, I would move, Mr. Speaker, that we reconsider our action where we passed the order of the gentleman from Milbridge, Mr. Kennedy, proposing joint sponsorship of bills, and if this is reconsidered, I would then move that it be tabled pending reproduction.

The SPEAKER: The gentleman from Cape Elizabeth, Mr. Berry, moves that the House reconsider its action whereby House Paper 110, the order presented by the gentleman from Milbridge, Mr. Kennedy, was passed.

The Chair recognizes the gentleman from Milbridge, Mr. Kennedy.

Mr. KENNEDY: Mr. Speaker and Members of the House: Relative to the reconsideration of our action whereby this order was passed, I can sympathize with the gentleman from Cape Elizabeth, Mr. Berry, but inasmuch as this is not a momentous thing of changing the rules, and it is a bipartisan sponsored situation, I would urge that we not reconsider our action, because if we do, and this is tabled, it is going to delay our procedure of co-sponsorship of bills. But you must search your conscience in your

voting as to whether this should be reconsidered.

The SPEAKER: The Chair recognizes the gentleman from Cape Elizabeth, Mr. Berry.

Mr. BERRY: Mr. Speaker, I withdraw my motion.

The SPEAKER: The gentleman from Cape Elizabeth, Mr. Berry, withdraws his motion.

The Clerk read the notices.

The SPEAKER: We are proceeding under Orders of the Day.

The gentleman from Madawaska, Mr. Levesque, was granted unanimous consent to address the House.

Mr. LEVESQUE: Mr. Speaker and Members of the House: I would like to bring to the attention of the members of this House that there are some important organizational meetings of the different committees on this blue sheet that was passed out this morning.

Also, to take notice that there is a deadline of this coming Friday, January 15 for the filing of special and private bills; they should be in the Office of the Legislative Research by Friday at 1:00 o'clock, so I would like each member to take notice of their organizational meetings of the different committees.

On motion of Mr. Levesque of Madawaska,

Adjourned until ten o'clock tomorrow morning.