

# 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 27, 1965

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

Prayer by the Rev. Mr. Howard O. Hough of Falmouth.

In the absence of the Speaker the House was called to order by the Clerk, Jerome G. Plante.

In accordance with the rules, the House proceeded to choose a Speaker, pro tempore and the following committee was appointed to receive, sort and count votes.

Messrs. BOISSONNEAU

of Westbrook  
BISHOP of Presque Isle  
MILLS of Eastport  
WHITTIER of Farmington  
BALDIC of Waterville  
HAMMOND of Paris

Mrs. BAKER of Orrington

On motion of Mr. Levesque of Madawaska, the Committee was instructed to cast one ballot for Honorable David J. Kennedy of Milbridge, to serve as Speaker pro tempore.

Whole number of votes cast 1  
David J. Kennedy had 1

He was subsequently declared elected and assumed the Chair of the Speaker.

The journal of yesterday was read and approved.

**Papers from the Senate**

From the Senate: The following Communication: (S. P. 169)

STATE OF MAINE  
Bureau of Public Improvements  
Augusta

January 25, 1965

To the Senate and House of Representatives of the One Hundred and Second Legislature

In accordance with the provisions of Title 5, Section 1742, Revised Statutes (1964) of Maine, we are submitting herewith the "Request for Capital Improve-

ments" for the fiscal years 1966-67.

Respectfully,

(Signed)

NIRAN C. BATES  
Niran C. Bates  
State Director of  
Public Improvements.

Came from the Senate read and with accompanying papers ordered placed on file in concurrence.

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

From the Senate:  
Bill "An Act Establishing a State Board of Pesticides Control" (S. P. 139) (L. D. 380)

Came from the Senate referred to the Committee on Agriculture.

In the House, referred to the Committee on Agriculture in concurrence.

From the Senate:  
Bill "An Act Providing Moneys for National Legislative Conference to be Held in Maine in 1966" (S. P. 37) (L. D. 377)

Resolve for Development of Park Facilities on Warren Island (S. P. 140) (L. D. 381)

Resolve Appropriating Money for Cottage Renovations at Boys Training Center (S. P. 141) (L. D. 382)

Came from the Senate referred to the Committee on Appropriations and Financial Affairs.

In the House, referred to the Committee on Appropriations and Financial Affairs in concurrence.

From the Senate:  
Resolve to Reimburse Richard Robinson of Robbinston for Damage by Highway Construction (S. P. 142) (L. D. 383)

Resolve to Reimburse Hotel Rumford for Additional Payment for Hotel Liquor License (S. P. 143) (L. D. 384)

Resolve to Reimburse Hotel Harris, Rumford, for Additional Payment for Hotel Liquor License (S. P. 144) (L. D. 385)

Came from the Senate referred to the Committee on Claims.

In the House, referred to the Committee on Claims in concurrence.

From the Senate:

Bill "An Act to Reconstitute School Administrative District No. 34" (S. P. 145) (L. D. 386)

Came from the Senate referred to the Committee on Education.

In the House, referred to the Committee on Education in concurrence.

From the Senate:

Bill "An Act Appropriating Monies for Construction of a Road for Elliottsville Plantation" (S. P. 146) (L. D. 387)

Came from the Senate referred to the Committee on Highways.

In the House, referred to the Committee on Highways in concurrence.

From the Senate:

Resolve Opening Cold Stream Pond, Penobscot County, to Ice Fishing (S. P. 147) (L. D. 388)

Came from the Senate referred to the Committee on Inland Fisheries and Game.

In the House, referred to the Committee on Inland Fisheries and Game in concurrence.

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

The SPEAKER pro tem: The Chair would interrupt just for a moment to recognize the presence in the balcony of eighty-four pupils from the Central School of Monmouth, accompanied by Kenneth Ward and their teachers, and Mr. Cottrell, their principal.

These young folks are the special guests of Representative Reta E. Baker of Winthrop.

On behalf of the House, the Chair extends to you young people a warm welcome, and we trust that you will enjoy the proceedings here this morning. Will you please stand and be recognized, and Mrs. Baker, will you stand please. (Applause)

From the Senate:

Bill "An Act Increasing Sala-

ries of Judges of the District Court" (S. P. 55) (L. D. 378)

Bill "An Act relating to Election of Directors of Corporations" (S. P. 116) (L. D. 379)

Bill "An Act relating to Definition of Kidnapping" (S. P. 149) (L. D. 390)

Resolve to Reimburse Raymond A. Cote of Augusta for Expenses not Compensated by Department of Economic Development (S. P. 148) (L. D. 389)

Resolve Authorizing the Estate of Frank E. Lemli, Formerly of The Forks, Maine, to Sue the State of Maine (S. P. 150) (L. D. 391)

Came from the Senate referred to the Committee on Judiciary.

In the House, referred to the Committee on Judiciary in concurrence.

Bill "An Act to Incorporate the Blood Donor Service Program of Maine" (S. P. 151) (L. D. 382)

Came from the Senate referred to the Committee on Legal Affairs.

In the House, referred to the Committee on Legal Affairs in concurrence.

From the Senate:

Bill "An Act to Permit Legislative Service as Credit for Members of State Retirement System" (S. P. 152) (L. D. 393)

Came from the Senate referred to the Committee on Retirements and Pensions.

In the House, referred to the Committee on Retirements and Pensions in concurrence.

### Tabled and Assigned

From the Senate:

Resolve Proposing an Amendment to the Constitution to Lower the Voting Age to Eighteen Years (S. P. 153) (L. D. 394)

Came from the Senate referred to the Committee on State Government.

In the House:

The SPEAKER pro tem: The Chair recognizes the gentleman from Lewiston, Mr. Bussiere.

Mr. BUSSIERE: Item 19, I really believe that this bill should be referred to the Committee on Election Laws.

The SPEAKER: Does the gentleman make that motion? (no response)

Is it then the pleasure of the House that this Bill be referred to the Committee on State Government in concurrence?

On motion of Mr. Levesque of Madawaska, tabled pending reference in concurrence and specially assigned for tomorrow.

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From the Senate:

Bill "An Act relating to Weight of 3-Axle Trucks" (S. P. 155) (L. D. 395)

Came from the Senate referred to the Committee on Transportation.

In the House, referred to the Committee on Transportation in concurrence.

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From the Senate:

Bill "An Act to Provide for Establishment of a Veterans Memorial Cemetery" (S. P. 157) (L. D. 397)

Resolve Designating U. S. Route No. 2 as the 43rd Infantry Division Memorial Highway (S. P. 156) (L. D. 396)

Came from the Senate referred to the Committee on Veterans and Military Affairs.

In the House, referred to the Committee on Veterans and Military Affairs in concurrence.

### Senate Reports of Committees Ought Not to Pass

Report of the Committee on Legal Affairs reporting "Ought not to pass" on Bill "An Act relating to Board of Registration in City of Bangor" (S. P. 19) (L. D. 31)

Report of the Committee on State Government reporting same on Bill "An Act Creating an Official State Anthem" (S. P. 23) (L. D. 35)

Came from the Senate read and accepted.

In the House, Reports read and accepted in concurrence.

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### Messages and Documents

The following Communication:

#### STATE OF MAINE SUPREME JUDICIAL COURT

January 26, 1965

Honorable Jerome G. Plante  
Clerk, House of Representatives  
State House  
Augusta, Maine

Dear Mr. Plante:

There are enclosed the Answers of the Justices to the Questions of January 14, 1965, relating to the contest for a seat in the House by Herbert E. Ryan of Brooks who contests the seating of John A. Burwell of Unity, together with the four original ballots submitted to the Justices.

Respectfully yours,

(Signed)

ROBERT B. WILLIAMSON

## ANSWERS OF THE JUSTICES

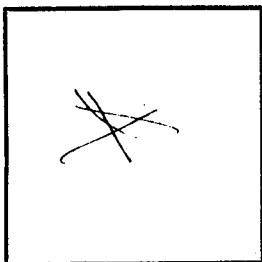
To the Honorable House of Representatives of the State of Maine:

In compliance with the provisions of Section 3 of Article VI of the Constitution of Maine, we, the undersigned Justices of the Supreme Judicial Court, have the honor to submit the following answers to the questions propounded on January 14, 1965.

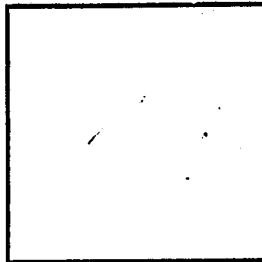
QUESTION NO. I: "Is ballot No. 1 a valid ballot?"

ANSWER: This ballot bears a symbol in the Republican Party square, and two portions of a line in the Democratic Party square, which portions could have been opposite ends of a single line partially erased or each an outside end of crossing lines partially erased as shown by a photostatic copy below.

TO VOTE A STRAIGHT  
TICKET MARK A CROSS (X)  
OR A CHECK MARK (V)  
WITHIN THIS SQUARE



TO VOTE A STRAIGHT  
TICKET MARK A CROSS (X)  
OR A CHECK MARK (V)  
WITHIN THIS SQUARE



IF YOU DO NOT VOTE A STRAIGHT TICKET, MAKE A CROSS (X) OR A CHECK MARK (V) IN THE SQUARE AT THE RIGHT OF THE NOMINEE FOR WHOM YOU WISH TO VOTE. FOLLOW DIRECTIONS AS TO THE NUMBER OF NOMINEES TO BE ELECTED TO EACH OFFICE. YOU MAY VOTE FOR A PERSON WHOSE NAME DOES NOT APPEAR ON THE BALLOT BY WRITING IT IN THE PROPER BLANK SPACE AND MARKING A CROSS (X) OR A CHECK MARK (V) IN THE PROPER SQUARE AT THE RIGHT. DO NOT ERASE NAMES.

REPUBLICAN

DEMOCRATIC

Challenge to the validity of this ballot must rest upon either (a) a faulty symbol manifesting the intent of the voter, or (b) that the symbol used is a distinguishing mark.

The statute (R. S. 1954 Chapter 3-A, § 88) Title 21, § 922 M.R.S. provides that "a voter shall mark his ballot at the general election with a (X) or a check mark (V) according to the following provisions: \* \* \*

The statute (R. S. Chapter 3-A, § 1) Title 21, § 1 subsection 9, defines a "distinguishing mark" as "a mark on a ballot of a type or in a place not specifically permitted by this chapter, indicating the apparent intent of the voter to make his ballot distinguishable." This statute has incorporated the holdings of prior case law.

In *Murray v. Waite* 113 Me. 485, 488 it was held that a ballot having a cross "with an extra line entering into it" was valid.

"The plain intendment of the statute seems to be that all ballots marked with a cross in the square at the head of the column shall be counted, if the intention of the voter can be ascertained, no matter whatever other casual, accidental, mistaken or unnecessary marks the voter may have placed upon the ballot, provided the same are not deemed to have been fraudulently made." *Libby v. English* 110 Me. 449, 455, followed in *Murray, supra*.

In *Opinion of the Justices* 124 Me. 490, ballots were under examination where the cross on the square bore an additional mark or marks in, through or across it and the court said:

"We think all these should be counted. They are all crosses and more, and the more did not vitiate the cross. In the absence of any evidence of intentional fraud in making them as distinguishing marks, they are not to be rejected."

The fact that a cross is irregular, does not of itself vitiate the ballot. *Frothingham v. Woodside* 122 Me. 525, 535.

In so far as the symbol is a cross, though modified, this ballot is valid.

As to its characteristic as a distinguishing mark, our law was declared in *Bartlett v. McIntire* 108 Me. 161, when the court said:

"After a careful consideration of the subject in view of the purpose of the law and the sacredness of the right of franchise, we are of opinion that before a ballot is rejected because of an alleged distinguishing mark, we should be satisfied from an inspection of the ballot itself, which is the only evidence before us, of three things:

"First, that the mark is in fact a distinguishing mark, that is a mark or device of such a character as to distinguish this ballot from others.

"Second, that it was made intentionally and not accidentally.

"Third, that it was intended to be a distinguishing mark. In other words we think no ballot should be rejected on the ground of bearing a distinguishing mark unless it is such a one as fairly imports, upon its face, design and a dishonest purpose.

"A mark upon a ballot may be a distinguishing mark in fact, and yet be of such a character as to show that it was accidentally made, or even that it was intentionally made, but for some other purpose than a distinguishing mark, because a distinguishing mark in fact is not necessarily a distinguishing mark in law."

As to the remnants of a symbol in the Democratic Party square, the erasure, if any there were, without breaking the paper does not make the ballot a mutilated ballot. *Murray, supra*, at 488. Within the Democratic Party square on this ballot is the appearance of a single line intended as part of a cross, with a change of mind or discovery of mind or discovery of a mistake on the part of the voter, and an attempt to erase the line followed with an "emphasized" cross in the

Republican Party square. Applying the principles reviewed above, Ballot No. 1 is a valid ballot.

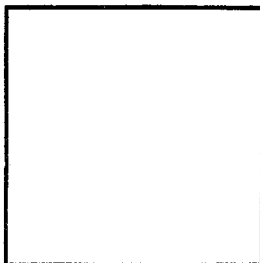
QUESTION NO. II: "If the answer to question No. I is in the affirmative, for whom should the ballot be counted?"

ANSWER: Ballot No. 1 should be counted for John A. Burwell.

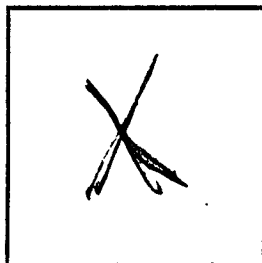
QUESTION NO. III: "Is ballot No. 2 a valid ballot?"

ANSWER: Ballot No. 2 bears a symbol in the Democratic Party square and a short line in the square after the names of the candidates for President and Vice President of the United States, as shown by a photostatic copy below.

TO VOTE A STRAIGHT  
TICKET MARK A CROSS (X)  
OR A CHECK MARK (✓)  
WITHIN THIS SQUARE



TO VOTE A STRAIGHT  
TICKET MARK A CROSS (X)  
OR A CHECK MARK (✓)  
WITHIN THIS SQUARE



IF YOU DO NOT VOTE A STRAIGHT TICKET, MAKE A CROSS (X) OR A CHECK MARK (✓) IN THE SQUARE AT THE RIGHT OF THE NOMINEE FOR WHOM YOU WISH TO VOTE. FOLLOW DIRECTIONS AS TO THE NUMBER OF NOMINEES TO BE ELECTED TO EACH OFFICE. YOU MAY VOTE FOR A PERSON WHOSE NAME DOES NOT APPEAR ON THE BALLOT BY WRITING IT IN THE PROPER BLANK SPACE AND MARKING A CROSS (X) OR A CHECK MARK (✓) IN THE PROPER SQUARE AT THE RIGHT. DO NOT ERASE NAMES.

<p><b>REPUBLICAN</b></p> <hr/> <p>For President and Vice President of the United States</p> <p>GOLDWATER and MILLER <input type="checkbox"/></p>	<p><b>DEMOCRATIC</b></p> <hr/> <p>For President and Vice President of the United States</p> <p>JOHNSON and HUMPHREY <input checked="" type="checkbox"/></p>
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The symbol qualifies as a cross. The intent of the elector to vote a straight ticket is clear. The small line in the square after the names of the Presidential and Vice Presidential candidates neither adds nor detracts from the clearly expressed intent and does not justify a conclusion that it is a distinguishing mark in law. Applying the principles expressed in answer to Question No. I, Question No. III is answered in the affirmative.

QUESTION NO. IV: "If the answer to question No. III is in the affirmative, for whom should the ballot be counted?"

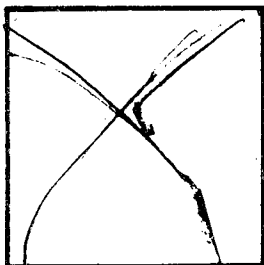
ANSWER: Ballot No. 2 should be counted for Herbert E. Ryan.

QUESTION NO. V: "Is ballot No. 3 a valid ballot?"

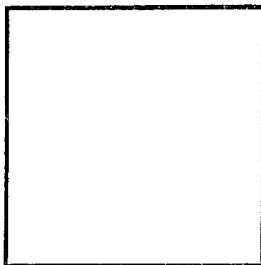
ANSWER: Ballot No. 3 has a symbol in the Republican Party square as shown by photostatic copy below.



TO VOTE A STRAIGHT  
TICKET MARK A CROSS (X)  
OR A CHECK MARK (V)  
WITHIN THIS SQUARE



TO VOTE A STRAIGHT  
TICKET MARK A CROSS (X)  
OR A CHECK MARK (V)  
WITHIN THIS SQUARE



IF YOU DO NOT VOTE A STRAIGHT TICKET, MAKE A CROSS (X) OR A CHECK MARK (V) IN THE SQUARE AT THE RIGHT OF THE NOMINEE FOR WHOM YOU WISH TO VOTE. FOLLOW DIRECTIONS AS TO THE NUMBER OF NOMINEES TO BE ELECTED TO EACH OFFICE. YOU MAY VOTE FOR A PERSON WHOSE NAME DOES NOT APPEAR ON THE BALLOT BY WRITING IT IN THE PROPER BLANK SPACE AND MARKING A CROSS (X) OR A CHECK MARK (V) IN THE PROPER SQUARE AT THE RIGHT. DO NOT ERASE NAMES.

REPUBLICAN

DEMOCRATIC

In addition to the symbol in the Republican Party square, crosses are placed in each square after the names of the several candidates including the name of John A. Burwell. The symbol in the party square is an acceptable cross to indicate the voter's intention to vote a straight ticket, and the additional crosses after the name of each candidate in the party column must be interpreted either as an act of the elector to make his intent doubly clear or as a "distinguishing mark".

"The general rule regarding the validity of ballots which are properly marked by crosses, yet contain an additional mark, is that where the additional marks are not intended to distinguish the ballot and are of such a character that they cannot identify the voter afterward, ballots so marked are considered to be valid unless they contravene some express statute." 18 Am. Jur., Elections § 188. See also § 187.

While election statutes throughout the country are peculiar to their respective states, the following cases support the rule above quoted upon facts which closely parallel those before us. *Potts v. Folsom* 104 P. 353 (Okla. 1909); *State v. Clark* 182 P. 2d. 68, [2] 72 (Wash. 1947); *Spurrier v. McLennan* 88 N.W. 1062, ¶ 5 1064 (Iowa 1902); *Whittam v. Zaharik* 59 N.W. 57, ¶ 2 61 (Iowa 1894); and *Appeal of Gallagher* 41 A. 2d. 630, [1-4] 631 (Pa. 1945).

In *Libby*, *supra*, at page 455, and quoted above, we have said that "unnecessary" marks, innocently made, do not vitiate the ballot. The applicable statute (R. S. 1954, Chapter 3-A § 88) Title 21, § 922, prescribing the manner by which an elector may vote a straight ticket (originating in a new draft of the laws pertaining to elections by P. L. 1961, Chapter 360, § 1) make it **mandatory** that the voter mark his ballot by either a cross (X) or a check mark (V) but in voting a straight ticket those marks may be applied in either of two ways,—a

mark in the party square or a mark in the square at the right of (the name of) each nominee for whom he wishes to vote. Mandate in one clause and permission in the other are significant. We cannot say that the legislature intended (by P. L. 1961, Chapter 360, § 1 incorporated in R. S. 1954, Chapter 3-A, § 88 and now Title 21, § 922) to nullify ballots which clearly evidence the intention of the voter and merely contain additional "unnecessary" marks innocently made. Applying these principles and those expressed in answer to Question No. I, we find that the superfluous crosses are not distinguishing marks and that Ballot No. 3 is a valid ballot.

QUESTION NO. VI: "If the answer to question No. V is in the affirmative, for whom should the ballot be counted?"

ANSWER: Ballot No. 3 should be counted for John A. Burwell.

QUESTION NO. VII: "Is ballot No. 4 a valid ballot?"

ANSWER: Ballot No. 4 contains a check mark in the Democratic Party column after the name of the Presidential and Vice Presidential candidates; a check mark in the square after the name of the candidate for United States Senator; a cross in the square after the name of the Representative to Congress and a symbol in the square after the name of John A. Burwell in the Republican Party column as shown in the photostatic copy below.

<p><b>For County Commissioner</b> (Long Term—6 Years) Vote for One</p> <p>CLARENCE A. PAUL, Belfast <input type="checkbox"/></p> <p><input type="checkbox"/></p>	<p><b>For County Commissioner</b> (Long Term—6 Years) Vote for One</p> <p>JAMES S. FROST, Swanville <input type="checkbox"/></p> <p><input type="checkbox"/></p>
<p><b>For Representative to the Legislature</b> Vote for One</p> <p>JOHN A. BURWELL, Unity <input checked="" type="checkbox"/></p> <p><input type="checkbox"/></p>	<p><b>For Representative to the Legislature</b> Vote for One</p> <p>HERBERT E. RYAN, Brooks <input type="checkbox"/></p> <p><input type="checkbox"/></p>

This symbol might be accepted as either a cross or a check mark and its peculiarity alone does not justify a conclusion that it was intended as a distinguishing mark. Applying the principles expressed in answer to Question No. I, Ballot No. 4 is a valid ballot.

QUESTION NO. VIII: "If the answer to question No. VII is in the affirmative, for whom should the ballot be counted?"

ANSWER: Ballot No. 4 should be counted for John A. Burwell.

Dated at Augusta, Maine, this 26th day of January, 1965.

Respectfully submitted

ROBERT B. WILLIAMSON  
DONALD W. WEBBER  
WALTER M. TAPLEY, JR.  
FRANCIS W. SULLIVAN  
CECIL J. SIDDALL  
HAROLD C. MARDEN

(Signed)

The Communication was read and ordered placed on file.

### **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**

Bill "An Act Regulating Use of Pesticides on and Adjacent to Sebago Lake" (H. P. 438) (Presented by Mr. Hawkes of Standish and Mr. Pitts of Harrison).

(Ordered Printed)

Sent up for concurrence.

#### **Appropriations and Financial Affairs**

Bill "An Act to Establish a Bureau of Public Administration at the University of Maine in Orono" (H. P. 439) (Presented by Mr. Anderson of Orono)

(Ordered Printed)

Bill "An Act to Authorize the Construction of a Science Building for the University of Maine at Portland and the Issuance of Not Exceeding One Million Three Hundred Thousand Dollar Bonds of the State of Maine for Financing Thereof" (H. P. 440) (Presented by Mr. Berry of Cape Elizabeth)

(Ordered Printed)

Bill "An Act to Authorize the Construction of a General Purpose Building for the University of Maine at Portland and the Issuance of Not Exceeding One Million One Hundred Thousand Dollar Bonds of the State of Maine for the Financing Thereof" (H. P. 441) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act Appropriating Funds for Equipment and Repairs at Law School, University of Maine" (H. P. 442) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

#### **Tabled and Assigned**

Bill "An Act Reestablishing Western Maine Sanatorium in He-

bron" (H. P. 443) (Presented by Mr. Bussiere of Lewiston)

(On motion of Mr. Bussiere of Lewiston, tabled pending reference and specially assigned for Thursday, February 4.)

Bill "An Act Appropriating Funds for Classroom Building at Erskine Academy" (H. P. 444) (Presented by Mr. Farrington of China)

(Ordered Printed)

Bill "An Act Repealing the Law Requiring Assessment of Municipalities in Aid to Dependent Children Grants" (H. P. 445) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act Providing for an Apprenticeship Representative under State Apprenticeship Council Law" (H. P. 446) (Presented by Mr. Levesque of Madawaska)

(Ordered Printed)

Bill "An Act to Authorize Construction of Self-Liquidating Student Housing and Dining Facilities for the State Teachers Colleges and the Issuance of Not Exceeding \$3,650,000 Bonds of the State of Maine for the Financing Thereof" (H. P. 447) (Presented by same gentleman)

(Ordered Printed)

Resolve Appropriating Moneys to Maine Educational Television Network for Outside Audience Training (H. P. 448) (Presented by Mr. Anderson of Orono)

(Ordered Printed)

Resolve Providing Aid to 24 Hour Club of Portland (H. P. 449) (Presented by Mrs. Carswell of Portland)

(Ordered Printed)

Resolve Appropriating Moneys to Extend Water and Sewer Systems on Indian Island (H. P. 450) (Presented by Mr. Cookson of Glenburn by request)

(Ordered Printed)

Resolve to Provide Funds for a Gymnasium - Auditorium and a Physical Education Program at the Southern Maine Vocational-Technical Institute in South Portland (H. P. 451) (Presented by Mr. Cottrell of Portland)

(Ordered Printed)

Resolve Authorizing the Establishment of a Residential and Day School for the Mentally Retarded in Northern Maine (H. P. 452) (Presented by Mr. Doyle of Caribou)

(Ordered Printed)

Resolve Providing Funds for Indian Day Celebration (H. P. 453) (Presented by Mr. Sahagian of Belgrade by request)

(Ordered Printed)

Sent up for concurrence.

### Business Legislation

Bill "An Act Decreasing Interest Rate for Small Loan Agencies" (H. P. 454) (Presented by Mr. Bussiere of Lewiston)

(Ordered Printed)

Bill "An Act relating to Interest Rate for Licensed Small Loan Agencies" (H. P. 455) (Presented by Mr. Lane of Waterville)

(Ordered Printed)

Bill "An Act Revising the Laws Relating to Credit Unions" (H. P. 456) (Presented by Mr. McKinnon of South Portland)

(Ordered Printed)

Bill "An Act relating to Filing of Corporation Clerk's Acceptance and Resignation" (H. P. 457) (Presented by Mr. Richardson of Cumberland)

(Ordered Printed)

Sent up for concurrence.

### Claims

Resolve in favor of Seth A. Whitcomb of Readfield for Injuries Sustained While State Employee (H. P. 458) (Presented by Mrs. Baker of Winthrop)

(Ordered Printed)

Resolve in favor of Joseph T. Sewall of Boothbay Harbor for Land Damage (H. P. 459) (Presented by Mr. Buck of Southport by request)

(Ordered Printed)

Resolve to Reimburse Arthur E. Thompson of New Gloucester for Fire Loss (H. P. 460) (Presented by Mr. Hawkes of Standish)

(Ordered Printed)

Resolve in favor of Margaret Sinclair of Windham for Fire Loss (H. P. 461) (Presented by same gentleman)

(Ordered Printed)

Resolve in favor of Roland S. Rose of Arundel for Well Damage by Highway Construction (H. P. 462) (Presented by Mr. Pendergast of Kennebunkport)

(Ordered Printed)

Resolve to Reimburse Maud Morgridge of South Berwick for Well Damage by Highway Construction (H. P. 463) (Presented by Mr. Roberts of South Berwick)

(Ordered Printed)

Resolve in favor of Lloyd Magoon of Mattawamkeag (H. P. 464) (Presented by Mr. Starbird of Kingman Township)

(Ordered Printed)

Sent up for concurrence.

### Education

Bill "An Act relating to Conveyance of Secondary School Pupils" (H. P. 465) (Presented by Mr. Evans of Freedom)

(Ordered Printed)

Sent up for concurrence.

### Legal Affairs

Bill "An Act to Permit the Citizens of School Administrative District No. 17 to Vote on Dissolving said District" (H. P. 466) (Presented by Mr. Hammond of Paris)

Committee on Reference of Bills suggested that the Bill be referred to the Committee on Education and printing.

On motion of Mr. Hammond of Paris, referred to the Committee on Legal Affairs, ordered printed and sent up for concurrence.

### Education

Bill "An Act Authorizing the Municipalities of Cushing, Friendship, St. George and Thomaston to Form a School Administrative District" (H. P. 467) (Presented by Mr. Hawes of Union)

(Ordered Printed)

Bill "An Act to Reconstitute School Administrative District No. 33" (H. P. 468) (Presented by Mr. Levesque of Madawaska)

(Ordered Printed)

Bill "An Act to Reconstitute School Administrative District No. 35" (H. P. 469) (Presented by Mr. Roberts of South Berwick)

(Ordered Printed)

Sent up for concurrence.

**Election Laws**

Bill "An Act relating to Election of Certain Municipal Officials" (H. P. 470) (Presented by Mr. Bragdon of Perham)

(Ordered Printed)

Bill "An Act relating to Boards of Registration in Certain Towns" (H. P. 471) (Presented by Mr. Binnette of Old Town)

(Ordered Printed)

Bill "An Act relating to Qualifications of Candidates for Nomination by Primary Election" (H. P. 472) (Presented by Mr. Fortier of Waterville by request)

(Ordered Printed)

Bill "An Act to Hold the Primary Election on the Second Tuesday after Labor Day" (H. P. 473) (Presented by Mr. Jalbert of Lewiston)

(Ordered Printed)

Sent up for concurrence.

**Health and Institutional Services**

Bill "An Act relating to Pineland Hospital and Training Center's Admission Procedures" (H. P. 474) (Presented by Mrs. Carswell of Portland)

(Ordered Printed)

Bill "An Act relating to Transfer of Incurables from Training Centers to Reformatories" (H. P. 475) (Presented by same member)

(Ordered Printed)

Bill "An Act relating to Application to Municipalities for Support of Indigent Dischargees from the Pineland Hospital and Training Center" (H. P. 476) (Presented by same member)

(Ordered Printed)

Bill "An Act Prohibiting Sale of Finger Alphabet Cards, or Use Thereof, as an Inducement in the Sale of Merchandise" (H. P. 477) (Presented by same member)

(Ordered Printed)

Bill "An Act Authorizing Position to Mobilize Volunteer Services Within Department of Health and Welfare" (H. P. 478) (Presented by Mr. Faucher of Solon)

(Ordered Printed)

Bill "An Act relating to Halfway House Program at Reformatory for Women" (H. P. 479) (Presented by Mr. Poulin of Skowhegan)

(Ordered Printed)

Bill "An Act relating to Authority of Bureau of Social Welfare" (H. P. 480) (Presented by Mrs. Ruby of Bangor)

(Ordered Printed)

Sent up for concurrence.

**Highways**

Bill "An Act relating to Area Directional Sign for Acadia National Park" (H. P. 481) (Presented by Mr. Benson of Southwest Harbor)

(Ordered Printed)

Bill "An Act to Authorize the Issuance of Bonds in the Amount of Nine Million Six Hundred Thousand Dollars on Behalf of the State of Maine to Build State Highways" (H. P. 482) (Presented by Mr. Dudley of Enfield)

(Ordered Printed)

Bill "An Act Increasing Expenditures of Town Road Improvement Fund" (H. P. 483) (Presented by Mr. Dunn of Denmark)

(Ordered Printed)

Bill "An Act relating to Fee for Licenses or Permits for Outdoor Advertisers" (H. P. 484) (Presented by Mr. Farrington of China)

(Ordered Printed)

Bill "An Act Providing for Access Roads to Public Industrial Development Areas" (H. P. 485) (Presented by Mr. Lent of Scarborough)

(Ordered Printed)

Bill "An Act relating to Maintenance of State Highways in Certain Municipalities" (H. P. 486) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

**Appropriations and Financial Affairs**

Bill "An Act Continuing Bureau of Public Improvements Study of Desirability of a Dam Across Taunton River" (H. P. 487) (Presented by Mr. Young of Gouldsboro)

Committee on Reference of Bills suggested that the Bill be referred to the Committee on Highways and printing.

On motion of Mr. Young of Gouldsboro, referred to the Committee on Appropriations and Financial Affairs, ordered printed and sent up for concurrence.

### Inland Fisheries and Game

Bill "An Act Providing for Statewide Open Deer Season in Month of November" (H. P. 488) (Presented by Mr. Bussiere of Lewiston)

(Ordered Printed)

Bill "An Act relating to Open Season on Deer in Southwestern Zone" (H. P. 489) (Presented by Mr. Evans of Freedom)

(Ordered Printed)

Bill "An Act relating to Open Season on Muskrat in Somerset County" (H. P. 490) (Presented by Mr. Faucher of Solon)

(Ordered Printed)

Bill "An Act Permitting the Establishment of Private Shooting Preserves" (H. P. 491) (Presented by Mr. Millay of Bowdoinham)

(Ordered Printed)

Bill "An Act Repealing Merry-meeting Bay Game Sanctuary" (H. P. 492) (Presented by same gentleman by request)

(Ordered Printed)

Bill "An Act relating to Posting Land Against Hunting" (H. P. 493) (Presented by Mr. Pitts of Harrison by request)

(Ordered Printed)

Resolve Opening Certain Waters in Aroostook and Piscataquis County to Ice Fishing (H. P. 494) (Presented by Mr. Dickinson of Mars Hill)

(Ordered Printed)

Sent up for concurrence.

### Judiciary

Bill "An Act relating to Signatures on Instruments to be Recorded" (H. P. 495) (Presented by Mr. Danton of Old Orchard Beach)

(Ordered Printed)

Bill "An Act relating to Payment of Certain Expenses in District Court Cases." (H. P. 496) (Presented by Mr. Dudley of Enfield)

(Ordered Printed)

Bill "An Act to Establish a Department of Family Relations" (H. P. 497) (Presented by Mr. Harvey of Woolwich)

(Ordered Printed)

Bill "An Act Amending the Law as to Joint Bank Accounts" (H.

P. 498) (Presented by Mr. Knight of Rockland)

(Ordered Printed)

Bill "An Act Providing for the Model Joint Obligations Act" (H. P. 499) (Presented by Mr. Richardson of Cumberland)

(Ordered Printed)

Bill "An Act relating to Driving a Motor Vehicle While Impaired by Consumption of Intoxicating Liquor" (H. P. 500) (Presented by Mr. Ross of Brownville)

(Ordered Printed)

Resolve Authorizing Donald J. Donovan to Bring Civil Action Against State of Maine (H. P. 501) (Presented by Mr. Davis of Calais)

(Ordered Printed)

Resolve Authorizing Clarence L. Linton and Bertha A. Linton to Bring Civil Action Against the State of Maine (H. P. 502) (Presented by Mr. Gifford of Manchester)

(Ordered Printed)

Sent up for concurrence.

### Labor

Bill "An Act relating to Minimum Wages for Firemen" (H. P. 503) (Presented by Mr. Danton of Old Orchard Beach)

(Ordered Printed)

Bill "An Act relating to Advertising for Applicants for Employment" (H. P. 504) (Presented by Mr. Fortier of Waterville)

(Ordered Printed)

Bill "An Act relating to Workmen's Compensation Insurance" (H. P. 505) (Presented by Mr. Ross of Bath)

(Ordered Printed)

Sent up for concurrence.

### Legal Affairs

Bill "An Act Providing for Election of School Board of City of Old Town" (H. P. 506) (Presented by Mr. Binnette of Old Town)

(Ordered Printed)

Bill "An Act Increasing Fees for Inspections and Inspection Certificates for Elevators" (H. P. 507) (Presented by Mr. Boissonneau of Westbrook by request)

(Ordered Printed)

Bill "An Act relating to Elevators Used on Farms" (H. P. 508) (Presented by same gentleman) (Ordered Printed)

Bill "An Act relating to Definition of Elevator under Elevator Laws" (H. P. 509) (Presented by same gentleman) (Ordered Printed)

Bill "An Act Revising the Laws Relating to Dogs and Dog Kennels" (H. P. 510) (Presented by same gentleman by request) (Ordered Printed)

Bill "An Act Repealing Law Relating to Record of Sales of Dogs" (H. P. 511) (Presented by same gentleman by request) (Ordered Printed)

Bill "An Act to Clarify Law Relating to Junked Automobiles" (H. P. 512) (Presented by Mr. Burwell of Unity) (Ordered Printed)

Bill "An Act relating to Number and Boundaries of Wards in City of Calais" (H. P. 513) (Presented by Mr. Davis of Calais) (Ordered Printed)

Bill "An Act Providing for Vacation Time for Employees of City of Lewiston" (H. P. 514) (Presented by Mr. Gaudreau of Lewiston by request) (Ordered Printed)

Bill "An Act Establishing a Personnel Law for Certain Employees of City of Lewiston" (H. P. 515) (Presented by Mr. Jalbert of Lewiston) (Ordered Printed)

Bill "An Act Amending the Charter of the City of Augusta" (H. P. 516) (Presented by Mr. Lund of Augusta) (Ordered Printed)

Bill "An Act relating to Nomination for Elective Office in City of Biddeford" (H. P. 517) (Presented by Mr. Nadeau of Biddeford) (Ordered Printed)

Bill "An Act to Grant a New Charter to City of Biddeford" (H. P. 518) (Presented by same gentleman) (Ordered Printed)

Bill "An Act to Grant a New Charter for the Town of Yarmouth" (H. P. 519) (Presented by Mr. Prince of Harpswell) (Ordered Printed)

Bill "An Act Providing for a Council-Manager Form of Government for Town of Limestone" (H. P. 520) (Presented by Mr. Ward of Limestone) (Ordered Printed)

Resolve Permitting Owners of Maple Ridge Island to Construct Road Across Dismal Swamp (H. P. 521) (Presented by Mrs. Baker of Winthrop) (Ordered Printed)

Sent up for concurrence.

### Liquor Control

Bill "An Act relating to False Identification of Minors under Liquor Law" (H. P. 522) (Presented by Mr. Farrington of China) (Ordered Printed)

Bill "An Act Providing for Sunday Sales of Liquor" (H. P. 523) (Presented by Mr. Gauvin of Auburn) (Ordered Printed)

Bill "An Act relating to Sunday Sale of Liquor" (H. P. 524) (Presented by Mr. Lent of Scarborough) (Ordered Printed)

Sent up for concurrence.

### Natural Resources

Bill "An Act to Classify Interstate Tributaries of the Androscoggin River Between New Hampshire and Maine" (H. P. 525) (Presented by Mr. Berry of Cape Elizabeth) (Ordered Printed)

Bill "An Act Classifying Penobscot River and Segment of Millinocket Stream" (H. P. 526) (Presented by same gentleman) (Ordered Printed)

Bill "An Act relating to Classification of Dunstan River, in Town of Scarborough, Cumberland County" (H. P. 527) (Presented by Mr. Lent of Scarborough) (Ordered Printed)

Bill "An Act Prohibiting Pollution of Waters Used by Atomic Plants" (H. P. 528) (Presented by Mr. Palmer of Phillips) (Ordered Printed)

Sent up for concurrence.

### Public Utilities

Bill "An Act relating to Notice of Hearing on Railroad Safety

Matters" (H. P. 529) (Presented by Mr. Lane of Waterville)

Bill "An Act relating to Boundaries of Madawaska Water District" (H. P. 530) (Presented by Mr. Levesque of Madawaska)

(Ordered Printed)

Bill "An Act to Create the Bridgton Sewer District" (H. P. 531) (Presented by Mr. Pitts of Harrison)

(Ordered Printed)

Bill "An Act to Provide Adequate Illumination of Switching Leads in Railroad Yards" (H. P. 532) (Presented by Mr. Ross of Brownville)

(Ordered Printed)

Sent up for concurrence.

#### Retirements and Pensions

Bill "An Act Increasing Retirement Benefits of Certain Retired Superintendents of Schools" (H. P. 533) (Presented by Mr. Bradstreet of Newport)

(Ordered Printed)

Bill "An Act relating to Retirement Benefits for Fire Fighters under State Retirement System" (H. P. 534) (Presented by Mr. Gaudreau of Lewiston)

(Ordered Printed)

Bill "An Act relating to Retirement of Employee Option by Local Districts under Maine State Retirement System" (H. P. 535) (Presented by Mr. Jalbert of Lewiston)

(Ordered Printed)

Resolve Providing Pension for Emily Withee of Vassalboro (H. P. 536) (Presented by Mr. Farrington of China)

(Ordered Printed)

Resolve Providing a Pension for Paul Caron of Wallagrass Plantation (H. P. 537) (Presented by Mr. Martin of Eagle Lake)

(Ordered Printed)

Sent up for concurrence.

#### Sea and Shore Fisheries

Bill "An Act Regulating Digging of Clams in Wells, York County" (H. P. 538) (Presented by Mr. Bernard of Sanford)

(Ordered Printed)

Bill "An Act relating to Type of Dredge to Dig Clams in Town of Phippsburg" (H. P. 539) (Presented by Mr. Harvey of Woolwich)

(Ordered Printed)

Bill "An Act relating to Use of Purse Seines in Taking Herring from Certain Waters" (H. P. 540) (Presented by Mr. Prince of Harpswell)

(Ordered Printed)

Sent up for concurrence.

#### State Government

Bill "An Act to Establish a Fund for Fire Fighters" (H. P. 541) (Presented by Mrs. Carswell of Portland)

(Ordered Printed)

Sent up for concurrence.

#### Tabled and Assigned

Bill "An Act relating to Appointments to the Maine Motor Vehicle Dealer Registration Board" (H. P. 542) (Presented by Mr. Champagne of Fairfield)

(On motion of Mr. Bussiere of Lewiston, tabled pending reference and specially assigned for Tuesday, February 2.)

Bill "An Act Conferring Upon Others the Powers Now Vested in the Executive Council" (H. P. 543) (Presented by Mr. Dudley of Enfield and Mr. Libhart of Brewer)

(Ordered Printed)

Bill "An Act Increasing Salary of the Adjutant General" (H. P. 544) (Presented by Mr. Katz of Augusta)

(Ordered Printed)

Bill "An Act Increasing Salaries of Members of Harness Racing Commission" (H. P. 545) (Presented by Mr. Pitts of Harrison)

(Ordered Printed)

Sent up for concurrence.

#### Recommended

Bill "An Act to Authorize a Bond Issue for Purchase of Voting Machines for Resale to Municipalities" (H. P. 546) (Presented by Mr. Ross of Bath)

The SPEAKER pro tem: The Chair recognizes the gentleman from Bath, Mr. Ross.

Mr. ROSS: Mr. Speaker, I refer to item 109, House Paper 546. Because of the desire of a Member of this House to co-sponsor this legislation, I move that this bill be recommitted to the Committee on Reference of Bills.



The SPEAKER pro tem: The gentleman from Bath, Mr. Ross, moves that this matter be recommended to the Committee on Reference of Bills. Is this the pleasure of the House?

The motion prevailed.

Resolve Proposing an Amendment to the Constitution Changing the Date of the General Election (H. P. 547) (Presented by Mr. Bussiére of Lewiston)

(Ordered Printed)

Resolve Proposing an Amendment to the Constitution Changing the Tenure of Office of the Governor to Two-Year Terms (H. P. 548) (Presented by same gentleman)

(Ordered Printed)

Resolve Proposing an Amendment to the Constitution Relating to the Appointment, Election and Powers of the Senate (H. P. 549) (Presented by Mr. Cottrell of Portland)

(Ordered Printed)

Resolve Proposing an Amendment to the Constitution Authorizing Cities and Towns to Issue Municipal Revenue Bonds (H. P. 550) (Presented by Mr. Erwin of York)

(Ordered Printed)

Resolve Authorizing the Director of the Bureau of Public Improvements to Convey Certain Land in Hallowell to City of Hallowell (H. P. 551) (Presented by Mr. Gifford of Manchester)

(Ordered Printed)

Resolve Authorizing Director of Bureau of Public Improvements to Convey Certain Land in Hallowell to Robert G. Stubbs (H. P. 552) (Presented by same gentleman)

(Ordered Printed)

Resolve Proposing an Amendment to the Constitution Providing for the Election of the Secretary of State and His Succession to the Office of Governor (H. P. 553) (Presented by Mr. Martin of Eagle Lake)

(Ordered Printed)

Resolve Providing for a Study of the State Personnel and Retirement Systems (H. P. 554) (Presented by Mr. Ross of Bath)

(Ordered Printed)

Sent up for concurrence.

### Taxation

Bill "An Act relating to Definition of Cigarettes under Cigarette Tax Law" (H. P. 555) (Presented by Mr. Fortier of Waterville)

(Ordered Printed)

Bill "An Act relating to Exemption of Certain Real Estate from Taxation" (H. P. 556) (Presented by Mrs. Hanson of Lebanon)

(Ordered Printed)

Sent up for concurrence.

### Tabled and Assigned

Bill "An Act for Shrinkage Allowance on Motor Fuel for Service Stations" (H. P. 557) (Presented by Mr. McKinnon of South Portland)

(On motion of Mr. McKinnon of South Portland, tabled pending reference and specially assigned for Tuesday, February 2.)

### Towns and Counties

Bill "An Act Increasing Salary of Clerk of Courts of York County" (H. P. 558) (Presented by Mr. Danton of Old Orchard Beach)

(Ordered Printed)

Bill "An Act Increasing Salaries of County Commissioners of York County" (H. P. 559) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act Providing for an Additional Trial Term for York County" (H. P. 560) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act Providing Aroostook County Funds for Maine-Quebec Highway" (H. P. 561) (Presented by Mr. Dickinson of Mars Hill)

(Ordered Printed)

Bill "An Act Increasing Salary of Register of Deeds, Kennebec County" (H. P. 562) (Presented by Mr. Farrington of China)

(Ordered Printed)

Bill "An Act Increasing Salary of Sheriff of Kennebec County" (H. P. 563) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act Increasing Salaries of County Officials of Oxford County" (H. P. 564) (Presented by Mr. Fraser of Rumford)

(Ordered Printed)

Bill "An Act relating to Payments to Androscoggin County Law Library" (H. P. 565) (Presented by Mr. Jalbert of Lewiston)

(Ordered Printed)

Bill "An Act Increasing Salary of Sheriff of Knox County" (H. P. 566) (Presented by Mr. Knight of Rockland)

(Ordered Printed)

Bill "An Act Increasing Salary of Register of Deeds of Knox County" (H. P. 567) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act Increasing Salary of Clerk of Courts of Knox County" (H. P. 568) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act Increasing Salaries of County Attorneys and Assistant County Attorneys" (H. P. 569) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act relating to Microfilm of Records in Registries of Deeds" (H. P. 570) (Presented by Mr. Libhart of Brewer)

(Ordered Printed)

Bill "An Act Authorizing County Commissioners for York County to Make a Loan for Construction of a Sewage Treatment and Disposal System for its Courthouse and Jail" (H. P. 571) (Presented by Mr. Pendergast of Kennebunkport)

(Ordered Printed)

Bill "An Act Increasing Salaries of Certain County Officers of Sagadahoc County" (H. P. 572) (Presented by Mr. Ross of Bath)

(Ordered Printed)

Sent up for concurrence.

### Transportation

Bill "An Act relating to Temporary Number Plates for Dealers of Camp and House Trailers" (H. P. 573) (Presented by Mr. Poulin of Skowhegan)

(Ordered Printed)

Bill "An Act relating to Speed of Commercial Vehicles" (H. P. 574) (Presented by Mr. Sahagian of Belgrade)

(Ordered Printed)

Bill "An Act relating to Adequate Brakes on Truck Tractors and Semitrailers" (H. P. 575) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

### Welfare

Bill "An Act relating to Relief of Paupers in Deorganized Places" (H. P. 576) (Presented by Mr. Beane of Moscow)

(Ordered Printed)

Sent up for concurrence.

### Orders

On motion of Mr. Haynes of Camden, it was

ORDERED, that Rev. Haig J. Nargesian of St. Thomas Rectory, Camden, be invited to officiate as Chaplain of the House on Wednesday, February 24, 1965.

### Leave to Withdraw

Mr. Danton from the Committee on Judiciary on Bill "An Act relating to Driver Education for Certain Motor Vehicle Operator Licensees" (H. P. 72) (L. D. 82) reported Leave to Withdraw.

Same gentleman from same Committee reported same on Bill "An Act relating to Pedestrians on Ways After Dark" (H. P. 73) (L. D. 83)

Same gentleman from same Committee reported same on Bill "An Act relating to Penalty for Driving Motor Vehicle While License Suspended or Revoked" (H. P. 74) (L. D. 84)

Reports were read and accepted and sent up for concurrence.

### Referred to Committee on Taxation

Mr. Edwards from the Committee on State Government on Bill "An Act to Establish a Voluntary Contributions Commission" (H. P. 161) (L. D. 183) reported that it be referred to the Committee on Taxation.

Report was read and accepted, the Bill referred to the Committee on Taxation and sent up for concurrence.

### Ought to Pass Printed Bill

Mr. Lowery from the Committee on Sea and Shore Fisheries reported "Ought to pass" on Bill "An Act Relating to License for Sardine Packers" (H. P. 94) (L. D. 103)

Report was read and accepted, the Bill read twice and tomorrow assigned.

#### **Ought to Pass with Committee Amendment**

Mr. Cookson from the Committee on Inland Fisheries and Game on Bill "An Act Providing for Training in Safe Handling of Firearms by Certain Minors" (H. P. 61) (L. D. 72) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice.

Committee Amendment "A" was read by the Clerk as follows: COMMITTEE AMENDMENT "A" to H. P. 61, L. D. 72, Bill, "An Act Providing for Training in Safe Handling of Firearms by Certain Minors."

Amend said Bill by striking out all of the first underlined paragraph of that part designated "§ 2401-A."

Committee Amendment "A" was adopted and the Bill assigned for third reading tomorrow.

Mr. Edwards from the Committee on State Government on Resolve Proposing an Amendment to the Constitution to Eliminate Voting Restrictions on Paupers and Persons under Guardianship (H. P. 9) (L. D. 9) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Resolve read once.

Committee Amendment "A" was read by the Clerk as follows:

COMMITTEE AMENDMENT "A" to H. P. 9, L. D. 9, "Resolve, Proposing an Amendment to the Constitution to Eliminate Voting Restrictions on Paupers and Persons under Guardianship."

Amend said Resolve, in the Title, by striking out the words "and Persons under Guardianship"

Further amend said Resolve by striking out all of the 8th line and inserting in place thereof the following: 'years and upwards, excepting paupers and persons under guardianship for reasons of mental infirmities.'

Further amend said Resolve by striking out, in the 30th and 31st lines, the words "and Persons under Guardianship"

Committee Amendment "A" was adopted and the Resolve assigned for second reading tomorrow.

#### **Divided Report**

Majority Report of the Committee on Sea and Shore Fisheries reporting "Ought to pass" on Bill "An Act Repealing the Law Regulating the Canning of Herring" (H. P. 95) (L. D. 104)

Report was signed by the following members:

Messrs. JUTRAS of York  
MOORE of Washington  
GLASS of Waldo  
- of the Senate.

Messrs. MILLS of Eastport  
BEDARD of Saco  
MITCHELL of Frankfort  
WATTS of Machias  
LOWERY of Brunswick  
- of the House.

Minority Report of same Committee reporting "Ought not to pass" on same Bill.

Report was signed by the following members:

Messrs. YOUNG of Gouldsboro  
PRINCE of Harpswell  
- of the House.

Reports were read, the majority "Ought to pass" Report was accepted, the Bill read twice and tomorrow assigned.

#### **Passed to Be Engrossed**

Bill "An Act relating to Nasson College Charter" (H. P. 44) (L. D. 56)

Was reported by the Committee on Bills in the Third Reading, read the third time, passed to be engrossed and sent to the Senate.

#### **Amended Bills**

Bill "An Act relating to Length of Time for Controlled Atmosphere Storage of Apples" (H. P. 26) (L. D. 38)

Bill "An Act to Create an Alternate Member to Serve on the State Probation and Parole Board" (H. P. 98) (L. D. 107)

Resolve in favor of Town of Dixmont for Certain Snow Removal (H. P. 38) (L. D. 50)

Were reported by the Committee on Bills in the Third Reading, Bills read the third time, Resolve read the second time, all passed to be engrossed as amended by Committee Amendment "A" and sent to the Senate.

#### **Passed to Be Enacted**

An Act to Repeal the Sweet Corn Tax and Laws Relating to European Corn Borer (S. P. 25) (L. D. 37)

An Act relating to Educational Assistance for Orphans of Veterans (H. P. 1) (L. D. 1)

Were reported by the Committee on Engrossed Bills as truly and strictly engrossed, passed to be enacted, signed by the Speaker pro tempore and sent to the Senate.

#### **Orders of the Day**

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

Bill "An Act relating to Exemption of Houses of Religious Worship" (H. P. 384) (L. D. 313)

Tabled—January 26, by Mr. Ross of Bath.

Pending—Third Reading.

The SPEAKER pro tem: The Chair recognizes the gentleman from Bath, Mr. Ross.

Mr. ROSS: Mr. Speaker, since this was a unanimous "Ought to pass" Report of the Committee of Taxation, and since the House Chairman of that Committee, Mr. Cottrell, is absent due to illness, I now move that this be retabled until Wednesday, February 3rd.

The SPEAKER pro tem: The Chair will honor the gentleman's motion, but would warn the House that when this person is presiding a tabling motion will not be debated prior to tabling.

The gentleman from Bath, Mr. Ross, moves that this matter be retabled until February 3 pending third reading. Is this the pleasure of the House?

The motion prevailed.

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

Resolve Proposing an Amendment to the Constitution Changing the Tenure of Office of Sheriff to Four-Year Terms. (S. P. 101) (L. D. 268)

Tabled — January 26, by Mr. Jalbert of Lewiston.

Pending — Motion of Mr. Bussiere of Lewiston to refer to Committee on Judiciary in non-concurrence.

Thereupon, Mr. Bussiere of Lewiston withdrew his motion to refer this matter to the Committee on Judiciary and moved reference to the Committee on State Government in concurrence.

On motion of Mr. Berry of Cape Elizabeth, tabled pending the motion of the gentleman from Lewiston, Mr. Bussiere, to refer the matter to the Committee on State Government in concurrence, and specially assigned for Tuesday, February 2.

The Clerk read the notices.

On motion of Mr. Glazier of Bangor,

Adjourned until one-thirty o'clock tomorrow afternoon.