

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

LEGISLATIVE RECORD

OF THE

*One Hundred and Second
Legislature*

OF THE

STATE OF MAINE

1965

DAILY KENNEBEC JOURNAL
AUGUSTA, MAINE

HOUSE

Thursday, February 11, 1965

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

Prayer by the Rev. Mr. Herbert L. Reid of Smithfield.

The SPEAKER: For the information of the House, it might be interesting for them to know that back in 1960 up in Woodland, Maine there was a small boy by the name of Billy Tracy, who was eight years old, who received some very serious and disastrous burns. The gentleman who presented the prayer this morning is the same Reverend Herbert Reid who at that time contributed from his body two hundred and fifty square inches of his own skin so that this boy would be returned to some normality. I think this gentleman deserves an applause. (Prolonged Applause, the members rising.)

The journal of yesterday was read and approved.

Papers from the Senate

From the Senate:

Bill "An Act relating to Schooling of Children on Indian Reservations" (S. P. 308) (L. D. 1021)

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 relating to Authorized Acts of Dental Hygienists and Penalty for Exceeding Such Authority" (S. P. 309) (L. D. 1022)

Came from the Senate referred to the Committee on Health and Institutional Services.

In the House, referred to the Committee on Health and Institutional Services in concurrence.

From the Senate:

Bill "An Act relating to Municipal Regulation of Community Antennae Television Systems" (S. P. 310) (L. D. 1023)

Bill "An Act relating to Actions for Injuries Causing Death" (S. P. 311) (L. D. 1024)

Bill "An Act relating to the Validation of Certain Instruments" (S. P. 312) (L. D. 1025)

Bill "An Act relating to Testimony in Tort Actions" (S. P. 313) (L. D. 1026)

Bill "An Act relating to Procedure of Applying to Form a School Administrative District" (S. P. 314) (L. D. 1027)

Came from the Senate referred to the Committee on Judiciary.

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

From the Senate:

Bill "An Act relating to Disposal of Dangerous Buildings in Municipalities" (S. P. 318) (L. D. 1018)

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 relating to Authority of Water Companies to Acquire Property" (S. P. 322) (L. D. 1019)

Bill "An Act Authorizing Public Utilities Commission to Revoke Dormant Truck Permits" (S. P. 323) (L. D. 1020)

Came from the Senate referred to the Committee on Public Utilities.

In the House, referred to the Committee on Public Utilities in concurrence.

Senate Reports of Committees Ought to Pass

Report of the Committee on Inland Fisheries and Game reporting "Ought to pass" on Resolve Appropriating Moneys for Search of Lost Persons in the Woodlands of the State (S. P. 92) (L. D. 236)

Came from the Senate with the Report read and accepted and the Resolve passed to be engrossed.

In the House, the Report was read and accepted in concurrence,

the Resolve read once and tomorrow assigned.

Ought to Pass with Committee Amendment

Report of the Committee on Education on Bill "An Act relating to Age of Compulsory Education" (S. P. 85) (L. D. 229) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Came from the Senate with the Report read and accepted and the Bill passed to be engrossed as amended by Committee Amendment "A".

In the House, the Report was read and accepted in concurrence and the Bill read twice.

Committee Amendment "A" was read by the Clerk as follows: COMMITTEE AMENDMENT "A" to S. P. 85, L. D. 229, Bill, "An Act Relating to Age of Compulsory Education."

Amend said Bill, in the 4th, 14th and 19th lines, by striking out the underlined figure "17th" and inserting in place thereof the underlined figure "18th"

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

Report of the Committee on Judiciary on Bill "An Act to Revise the Laws Relating to the District Court" (S. P. 67) (L. D. 128) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Came from the Senate with the Report read and accepted and the Bill passed to be engrossed as amended by Committee Amendment "A".

In the House, the Report was read and accepted in concurrence and the Bill read twice.

Committee Amendment "A" was read by the Clerk as follows: COMMITTEE AMENDMENT "A" to S. P. 67, L. D. 128, Bill, "An Act to Revise the Laws Relating to the District Court."

Amend said Bill by striking out all of section 3.

Further amend said Bill by re-

numbering sections 4 to 7 to be sections 3 to 6, respectively.

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

Report of the Committee on State Government on Resolve Authorizing the State Tax Assessor to Convey by Sale the Interest of the State in Certain Lands in the Unorganized Territory (S. P. 73) (L. D. 134) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Came from the Senate with the Report read and accepted and the Resolve passed to be engrossed as amended by Committee Amendment "A".

In the House, the Report was read and accepted in concurrence and the Resolve read once.

Committee Amendment "A" was read by the Clerk as follows: COMMITTEE AMENDMENT "A" to S. P. 73, L. D. 134, Resolve, Authorizing the State Tax Assessor to Convey by Sale the Interest of the State in Certain Lands in the Unorganized Territory.

Amend said Resolve, under the caption "T.5, R. 13, W.E.L.S., Piscataquis County", by striking out all of the 2nd paragraph and inserting in place thereof the following:

'Sell to Estate of Antina Numick for \$13.16; and if it does not pay such amount within 60 days from the effective date of the resolve, sell to the highest bidder for not less than \$15.'

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

Divided Report

Majority Report of the Committee on Election Laws reporting "Ought not to pass" on Bill "An Act Determining Position of Names of Candidates on Primary Ballot" (S. P. 60) (L. D. 121)

Report was signed by the following members:

Messrs. LETOURNEAU of York
McDONALD

of Piscataquis
— of the Senate.

Messrs. BINNETTE of Old Town
BOURGAIN of Fort Kent
JORDAN of Lincoln
CUSHING of Bucksport
HAWES of Union
— of the House.

Minority Report of same Committee reporting "Ought to pass" on same Bill.

Report was signed by the following members:

Mr. DUNN of Kennebec
— of the Senate.

Messrs. WUORI of Oxford
DICKINSON of Mars Hill
— of the House.

Came from the Senate with the Reports and Bill recommitted to the Committee on Election Laws.

In the House: Reports were read.

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

Mr. BINNETTE: Mr. Speaker, I move we accept the Majority Report.

The SPEAKER: The gentleman from Old Town, Mr. Binnette, moves the acceptance of the Majority "Ought not to pass" Report.

The Chair recognizes the gentleman from Portland, Mr. Sullivan.

Mr. SULLIVAN: Mr. Speaker, I move this matter be tabled until tomorrow morning.

The SPEAKER: The gentleman from Portland, Mr. Sullivan, now moves that this matter be tabled pending the motion of the gentleman from Old Town, Mr. Binnette, to accept the Majority Report.

The Chair recognizes the gentleman from Orono, Mr. Anderson.

Mr. ANDERSON: Mr. Speaker, I request a division.

The SPEAKER: A division has been requested. All those in favor of this matter being tabled until tomorrow pending the motion of the gentleman from Old Town, Mr. Binnette, to accept the Majority "Ought not to pass" Report

will please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

None having voted in the affirmative and one hundred twenty having voted in the negative, the tabling motion did not prevail.

Thereupon, the Majority "Ought not to pass" Report was accepted in non-concurrence and sent up for concurrence.

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

Divided Report

Majority Report of the Committee on Election Laws reporting "Ought not to pass" on Bill "An Act Determining Position of Names of Nominees on General Election Ballot" (S. P. 61) (L. D. 122)

Report was signed by the following members:

Messrs. LETOURNEAU of York
McDONALD
of Piscataquis
— of the Senate.

Messrs. BINNETTE of Old Town
BOURGAIN of Fort Kent
JORDAN of Lincoln
CUSHING of Bucksport
HAWES of Union
— of the House.

Minority Report of same Committee reporting "Ought to pass" on same Bill.

Report was signed by the following members:

Mr. DUNN of Kennebec
— of the Senate.

Messrs. WUORI of Oxford
DICKINSON of Mars Hill
— of the House.

Came from the Senate with the Reports and Bill recommitted to the Committee on Election Laws.

In the House: Reports were read.

On motion of Mr. Binnette of Old Town, the Majority "Ought not to pass" Report was accepted in non-concurrence and sent up for concurrence.

Non-Concurrent Matter

Bill "An Act Providing Compensation for Members of Park Commission, School Committee and Police Commissioners of Town of Sanford" (H. P. 75) (L. D. 85) which was passed to be engrossed in the House on February 2.

Came from the Senate indefinitely postponed in non-concurrence.

In the House: The House voted to recede and concur with the Senate.

**Petitions, Bills and Resolves
Requiring Reference**

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

**Appropriations
and Financial Affairs**

Bill "An Act relating to Cost of Relocating Water Utility Facilities in Federal Aid Highways" (H. P. 881) (Presented by Mr. Lund of Augusta)

(Ordered Printed)

Sent up for concurrence.

Education

Bill "An Act relating to Federal Social Security for Teachers" (H. P. 882) (Presented by Mr. Cottrell of Portland)

(Ordered Printed)

Sent up for concurrence.

Election Laws

Bill "An Act relating to Procedure for Registration of Voters" (H. P. 883) (Presented by Mr. Binnette of Old Town)

(Ordered Printed)

Bill "An Act Providing Only One Way to Split a General Election Ballot" (H. P. 884) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

Health and Institutional Services

Bill "An Act relating to Parental Responsibility to Support Children Receiving Aid to Dependent Children" (H. P. 885) (Presented by Mr. Millay of Bowdoinham)

(Ordered Printed)

Sent up for concurrence.

Inland Fisheries and Game

Bill "An Act relating to Closed Season on Bear" (H. P. 886) (Presented by Mr. Haynes of Camden)

(Ordered Printed)

Bill "An Act Establishing Daily Limit on White Perch in Washington County" (H. P. 887) (Presented by Mr. Watts of Machias by request)

(Ordered Printed)

Sent up for concurrence.

Judiciary

Bill "An Act Regulating Collection Agencies" (H. P. 888) (Presented by Mr. Beane of Moscow)

(Ordered Printed)

Bill "An Act Providing for Holding District Court for Western Aroostook at Van Buren" (H. P. 889) (Presented by Mr. Lebel of Van Buren)

(Ordered Printed)

Bill "An Act Clarifying the Offense of Procuring Liquor for Certain Persons" (H. P. 890) (Presented by Mr. Lund of Augusta)

(Ordered Printed)

Sent up for concurrence.

The SPEAKER: The Chair at this time is happy to recognize in the balcony of the House twenty pupils from the eighth grade of the Maine History Class of Norridgewock, accompanied by their teachers, Mrs. Fitz and Mr. Jones. They are the guests of the gentleman from Madison, Mr. Stoutamyer.

On behalf of the House, the Chair welcomes you and hopes that your visit will be both educational and enjoyable. (Applause)

Labor

Bill "An Act Repealing Certain Exemptions under the Minimum Wage Law" (H. P. 891) (Presented by Mrs. Baker of Winthrop and Mr. Bedard of Saco)

(Ordered Printed)

Bill "An Act relating to Equal Pay for Women Employees" (H. P. 892) (Presented by same members)

(Ordered Printed)

Bill "An Act Permitting Injured Employee under Workmen's Compensation Act to Choose Physician from Panel Named by Employer"

(H. P. 893) (Presented by Mr. Binnette of Old Town)

(Ordered Printed)

Bill "An Act to Revise the Workmen's Compensation Law" (H. P. 894) (Presented by Mr. Levesque of Madawaska and Mr. Cushing of Bucksport)

(Ordered Printed)

Bill "An Act Revising Certain Laws under the Workmen's Compensation Law" (H. P. 895) (Presented by Mr. Ross of Bath)

(Ordered Printed)

Bill "An Act Providing for a Fair Employment Practice Act" (H. P. 896) (Presented by Mr. Truman of Biddeford)

(Ordered Printed)

Sent up for concurrence.

Legal Affairs

Bill "An Act Authorizing Municipalities to Establish Park and Conservation Commissions" (H. P. 897) (Presented by Mr. Lund of Augusta)

(Ordered Printed)

Sent up for concurrence.

Sea and Shore Fisheries

Bill "An Act relating to the Merchandising of Maine Sardines" (H. P. 898) (Presented by Mr. Richardson of Stonington)

(Ordered Printed)

Sent up for concurrence.

Taxation

Bill "An Act Revising the Gasoline Road Tax and Use Fuel Tax" (H. P. 899) (Presented by Mr. Ross of Bath)

(Ordered Printed)

Sent up for concurrence.

Towns and Counties

Bill "An Act relating to Expenses and Travel of County Commissioners of Aroostook County" (H. P. 900) (Presented by Mr. Bishop of Presque Isle)

(Ordered Printed)

Bill "An Act Repealing Law Providing for a Fire Marshal for Aroostook County" (H. P. 901) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

Welfare

Bill "An Act relating to Remedy for Paupers' Refusal to be

Removed" (H. P. 902) (Presented by Mr. Pendergast of Kennebunkport)

(Ordered Printed)

Sent up for concurrence.

The following Bills, approved by a majority of the Committee on Reference of Bills for appearance on House Calendar, less than one-tenth of the members present objecting, were received and referred to the following Committees:

Appropriations and Financial Affairs

Bill "An Act Increasing Salaries of Clerk and Assistant Clerk of the House of Representatives" (H. P. 880) (Presented by Mr. Jalbert of Lewiston and Mr. Kennedy of Milbridge)

(Ordered Printed)

Sent up for concurrence.

Business Legislation

Bill "An Act to Incorporate Security Corporation" (H. P. 903) (Presented by Mr. Baldic of Waterville)

(Ordered Printed)

Sent up for concurrence.

Orders

On motion of Mr. Sahagian of Belgrade, it was

ORDERED, that Rev. David K. Montgomery of Waterville be invited to officiate as Chaplain of the House on Friday, February 26, 1965.

Tabled and Assigned

Mr. Kittredge of South Thomas presented the following Order and moved its passage:

ORDERED, that no House Order involving the appropriation or expenditure of money shall be acted upon until same has been reproduced and distributed on the desk of each member.

On motion of Mr. Anderson of Orono, tabled pending passage and tomorrow assigned.

House Reports of Committees Leave to Withdraw Covered by Other Legislation

Mr. Lowery from the Committee on Sea and Shore Fisheries on Bill "An Act Regulating the Dig-

ging of Clams in Wells, York County" (H. P. 93) (L. D. 102) reported Leave to Withdraw, as covered by other legislation.

Report was read and accepted and sent up for concurrence.

Ought Not to Pass

Mr. Cookson from the Committee on Inland Fisheries and Game reported "Ought not to pass" on Bill "An Act relating to Setting Traps Near Beaver Dams" (H. P. 220) (L. D. 288)

Mr. Gaudreau from same Committee reported same on Bill "An Act relating to Fees for Tagging and Marking Beaver Skins" (H. P. 221) (L. D. 289)

Mr. Poulin from same Committee reported same on Bill "An Act relating to Hunting for Pheasants" (H. P. 217) (L. D. 285)

Mr. Roberts from same Committee reported same on Bill "An Act Providing for a Bounty on Bears" (H. P. 222) (L. D. 290)

Reports were read and accepted and sent up for concurrence.

Tabled and Assigned

Mr. Lowery from the Committee on Sea and Shore Fisheries reported "Ought not to pass" on Bill "An Act Regulating Digging of Clams in Wells, York County" (H. P. 538) (L. D. 712)

Report was read.

The SPEAKER: The Chair recognizes the gentleman from Sanford, Mr. Bernard.

Mr. BERNARD: Mr. Speaker, Members of the House: I would like to have this item lie on the table until Tuesday next in order to prepare an amendment.

The SPEAKER: The gentleman from Sanford, Mr. Bernard, now moves this matter be tabled and assigned for next Tuesday pending acceptance of the Committee Report. Is this the pleasure of the House?

Mr. Lowery of Brunswick asked for a division.

The SPEAKER: A division has been requested. All those in favor of the tabling motion will rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Forty-six having voted in the affirmative and thirty having voted in the negative, the tabling motion did prevail.

The SPEAKER: The Chair at this time, for the benefit of the House, would like to read rule 22 to the House in your Rules of the House. Rule 22 says: "Every member who shall be in the House when a question is put where he is not excluded by interest shall give his vote, unless the House for special reasons shall excuse him, and when yeas and nays are ordered, no member shall leave his seat until the vote is declared; in all elections by the House, or on joint ballot of the two houses, no member shall leave his seat, after voting, before a return of the House is had."

The Chair is reminding the members of the House that when a question is put that all members are compelled to vote under the rules.

The Clerk will proceed with the order of business.

Mr. Martin from the Committee on Taxation reported "Ought not to pass" on Bill "An Act relating to Municipal Excise Taxes on Boats" (H. P. 168) (L. D. 189)

Report was read.

The SPEAKER: The Chair recognizes the gentleman from Brewer, Mr. Libhart.

Mr. LIBHART: Mr. Speaker, can we have someone from the Taxation Committee explain to us briefly why — what their thinking is on this matter. This bill was investigated by the Legislative Research Committee last session. They made a report on it and the Committee's report is contrary to their report. I would just like to know briefly what their thinking is.

The SPEAKER: The gentleman from Brewer, Mr. Libhart, poses a question to any member of the Taxation Committee and any member of the Taxation Committee may answer if he so desires.

The Chair recognizes the gentleman from Portland, Mr. Cottrell.

Mr. COTTRELL: Mr. Speaker, I am sorry, I was thinking of

something else when that question was put. I don't exactly know what the question is, except I'll talk about this bill —

The SPEAKER: The question that the gentleman asked, and the Chair will request the gentleman to answer the question and be responsive, the question was, what was the thinking of the Taxation Committee when they reported this matter out "Ought not to pass"?

Mr. COTTRELL: The thinking is that the particular formula for determining the excise tax is not satisfactory and this is a very difficult problem and the Committee on Taxation hopes before this session is over to submit a committee bill on this matter of excise taxation of boats.

The SPEAKER: Does the gentleman consider his question answered?

Mr. LIBHART: Yes.

The SPEAKER: The Chair thanks the gentleman from Portland, Mr. Cottrell, for his answer.

The question before the House now is whether the Committee Report shall be accepted. Is it the pleasure of the House to accept the Committee Report?

The motion prevailed. Sent up for concurrence.

Tabled and Assigned

Mr. Wood from the Committee on Taxation reported "Ought not to pass" on Bill "An Act Providing Stamped Envelopes When Sales Tax Forms Sent by State Tax Assessor" (H. P. 167) (L. D. 188)

Report was read.

(On motion of Mr. Hammond of Paris, tabled pending acceptance of the Committee Report and tomorrow assigned.)

Referred to Committee on Appropriations and Financial Affairs

Mr. Graham from the Committee on Education on Resolve to Provide Funds for Teaching Boat Building in SAD No. 5 by Maine Vocational Technical Institute" (H. P. 209; (L. D. 277) reported that it be referred to the Committee on Appropriations and Financial Affairs.

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

Ought to Pass Printed Bills

Mr. Bernard from the Committee on Business Legislation reported "Ought to pass" on Bill "An Act to Incorporate Dial Acceptance Corporation" (H. P. 308) (L. D. 411)

Same gentleman from same Committee reported same on Bill "An Act to Incorporate the Ajax Finance Corp. of Maine" (H. P. 310) (L. D. 413)

Same gentleman from same Committee reported same on Bill "An Act to Incorporate the Thompson Finance Company" (H. P. 311) (L. D. 414)

Same gentleman from same Committee reported same on Bill "An Act to Incorporate the Regional Mortgage Company, Inc." (H. P. 312) (L. D. 415)

Same gentleman from same Committee reported same on Bill "An Act to Incorporate Lincoln Acceptance Corporation" (H. P. 313) (L. D. 416)

Same gentleman from same Committee reported same on Bill "An Act to Incorporate Cole Acceptance Corporation" (H. P. 314) (L. D. 417)

Mr. McKinnon from same Committee reported same on Bill "An Act relating to Amount of Property Held by Araxine Wilkins Sawyer Foundation" (H. P. 122) (L. D. 146)

Same gentleman from same Committee reported same on Bill "An Act Providing for Group Insurance for Civilian Technicians Employed by the Military" (H. P. 195) (L. D. 250)

Mr. Harvey of Woolwich from the Committee on Claims reported same on Resolve to Reimburse Town of Hanover for Aid Extended Floyd Merrill (H. P. 317) (L. D. 420)

Mr. Susi from same Committee reported same on Resolve in favor of Town of Woolwich for Loss of Tax Revenues (H. P. 316) (L. D. 419)

Mr. Graham from the Committee on Education reported same on Bill "An Act relating to Pilot Programs for School Entrance Age" (H. P. 201) (L. D. 256)

Mr. Anderson from the Committee on Inland Fisheries and Game reported same on Bill "An Act relating to Closed Time on Rabbits in Waldo County" (H. P. 272) (L. D. 354)

Mr. Doyle from the Committee on Public Utilities reported same on Bill "An Act relating to Stock Structure of Washburn Water Company" (H. P. 156) (L. D. 179)

Mr. Pike from same Committee reported same on Bill "An Act relating to the Bonded Indebtedness, Stock Structure and the Power to Hold Real and Personal Property of Phillips Water Company" (H. P. 155) (L. D. 178)

Mr. Lowery from the Committee on Sea and Shore Fisheries reported same on Bill "An Act Repealing the Time Limitation on Law Repealing the Two Inch Soft-Shell Clam Law" (H. P. 249) (L. D. 317)

Same gentleman from same Committee reported same on Bill "An Act relating to Taking Smelts at Damariscotta Mills, Lincoln County" (H. P. 335) (L. D. 438)

Mr. Curran from the Committee on Taxation reported same on Resolve in favor of the City of Augusta (H. P. 378) (L. D. 480)

Mr. Drigotas from same Committee reported same on Bill "An Act Directing an Improvement of Property Tax Administration" (H. P. 257) (L. D. 327)

Mr. Ross from same Committee reported same on Bill "An Act Increasing Maine Forestry District Taxes" (H. P. 169) (L. D. 190)

Mr. Crommett from the Committee on Towns and Counties reported same on Bill "An Act relating to Additional Persons to Aid Overseers of the Poor" (H. P. 178) (L. D. 199)

Mr. Hammond from same Committee reported same on Bill "An Act relating to Expending Aroostook County Funds for Maine Potato Blossom Festival" (H. P. 380) (L. D. 482)

Mr. Sullivan from same Committee reported same on Bill "An Act relating to Expending Aroostook County Funds for Ricker College" (H. P. 2) (L. D. 2)

Same gentleman from same Committee reported same on Bill "An Act relating to Fire Department Officers as Fire Wards" (H. P. 106) (L. D. 114)

Reports were read and accepted, the Bills read twice, Resolves read once, and tomorrow assigned.

Ought to Pass with Committee Amendment

Mr. McKinnon from the Committee on Business Legislation on Bill "An Act in Relation to Capital Stock of Rumford Bank and Trust Company" (H. P. 196) (L. D. 251) 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. 196, L. D. 251, Bill, "An Act in Relation to Capital Stock of Rumford Bank and Trust Company."

Amend said Bill in the 7th line by striking out the underlined figure "\$500,000" and inserting in place thereof the underlined figure "\$625,000"; and by striking out in the 8th line the underlined figure "20,000" and inserting in place thereof the underlined figure "25,000"

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

Tabled and Assigned

Mr. Faucher from the Committee on Liquor Control on Bill "An Act Providing for Adult Identification Cards under Liquor Law" (H. P. 149) (L. D. 172) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read.

The SPEAKER: The Chair recognizes the gentleman from York, Mr. Erwin.

Mr. ERWIN: Mr. Speaker, rather than have a bill such as

this go to printing and be passed to be engrossed and then try to debate it later, I think it is only fair to state my opposition to it now, and why.

I don't know whether this bill is a department bill or whether it is a law enforcement officer's bill, but the only purpose of it is to make it easier for policemen to do their job and also to take licensees off the hook with respect to people who don't look their age. My basic objection, however, both to the bill and the amendment is simply this: it cuts too deep into the traditional American way that says we are all innocent until we are proven guilty. This bill, whether inadvertently or not, singles out a class of citizens in the State of Maine, the ages of twenty-one to twenty-five years old, and says that they and they alone must prove their identification of their age by an identity card in order to buy liquor.

Now I don't care whether it makes it more difficult to enforce the law. I don't think that that's a consideration when you and I talk about the fundamental decency of the American people. I imply and mean no criticism to my colleague, the gentleman from Moscow, Mr. Beane, who has introduced this bill, but I don't really think that this particular phase of this bill has been considered sufficiently and, even if it has, I would object. I just don't think that this is the American way to do things, to say simply to a class of people whom it is sometimes difficult to identify, that you and you alone must adopt the European methods of identification and carry upon your person some way to allow the police and the licensees to know who and what you are. I therefore move the indefinite postponement of this bill and all its accompanying papers.

The SPEAKER: The question before the House now is on the motion of the gentleman from York, Mr. Erwin, that this bill and its accompanying papers be indefinitely postponed.

The Chair recognizes the gentleman from Moscow, Mr. Beane.

Mr. BEANE: Mr. Speaker and Ladies and Gentlemen of the

House: This is not a department bill nor an enforcement bill, it is my own bill. This bill came out of the Committee with an unanimous "Ought to pass" Report. It was a very good hearing, well attended. Everyone was in favor of it and no one spoke in opposition. I ask for a division and I hope that you will vote against Mr. Erwin's motion for indefinite postponement.

The SPEAKER: The Chair recognizes the gentleman from Ellsworth, Mr. Anderson.

Mr. ANDERSON: Mr. Speaker, I request a division on the motion of the gentleman from Ellsworth, Mr. Anderson.

The SPEAKER: The gentleman from Ellsworth, Mr. Anderson, requests a division. The question before the House now is on the motion of the gentleman from York, Mr. Erwin, that this bill and its accompanying papers be indefinitely postponed. Is the House ready for the question? All those in favor of this matter being indefinitely postponed will kindly rise and remain standing until the monitors have taken the count.

A division of the House was had. Sixty-nine having voted in the affirmative and forty-eight having voted in the negative, the Bill and its accompanying papers were indefinitely postponed.

The SPEAKER: The Chair recognizes the gentleman from Skowhegan, Mr. Poulin, and inquires for what purpose does the gentleman rise?

Mr. POULIN: Mr. Speaker, to reconsider this motion.

The SPEAKER: The gentleman from Skowhegan, Mr. Poulin, now moves that we reconsider our action whereby we indefinitely postponed item 34 which is Bill "An Act Providing for Adult Identification Cards under Liquor Law." The gentleman may proceed if he so desires.

The Chair recognizes the gentleman from Brewer, Mr. Libhart.

Mr. LIBHART: Mr. Speaker, I believe my colleague cannot make this motion.

The SPEAKER: The gentleman's motion is in order.

Mr. LIBHART: May I make a parliamentary inquiry?

The SPEAKER: The gentleman may make his inquiry.

Mr. LIBHART: Mr. Speaker, is it not the rule of this House that when one votes against and now he is asking to reconsider, he must have voted in the affirmative in order to vote to reconsider?

The SPEAKER: The Chair does not question how a gentleman in the House voted unless it is a vote of the yeas and nays. For a person to reconsider, he must have voted on the prevailing side, and if the gentleman made such a motion as that, unless the vote has been by the yeas and nays, the Chair would assume that the gentleman voted on the prevailing side.

The Chair recognizes the gentleman from Skowhegan, Mr. Poulin.

Mr. POULIN: Mr. Speaker, this law would help a lot of these small retailers that are selling beer due to the fact they are getting false identification. Now the idea of this law would be that the people that are retailing beer, which is one of the big concerns with youngsters, would have a positive identification, a picture, and know who they are selling it to. There have been times when people have come in and bought beer and gave it to youngsters, gone somewhere, come back and said I bought it there. Whereas the individual selling the beer would be protected by this law. I would like to see it go through.

The SPEAKER: The question before the House is the motion of the gentleman from Skowhegan, Mr. Poulin, that we reconsider our action whereby this matter and its accompanying papers were indefinitely postponed.

The Chair recognizes the gentleman from Portland, Mr. Edwards.

Mr. EDWARDS: Mr. Speaker, we heard the complaint that this bill was discriminatory. The bill itself is not discriminatory, it just happens that a certain age group of people are affected by this bill. The discrimination comes from the fact that they are in this questionable age group and one cannot tell from looking at them whether they are twenty-one or

nineteen or eighteen. This is for the protection of the minors as well as the retailers. The bill rules out the discriminatory aspects by the committee amendment which says any person who does not have possession of an ID card—it says any person—the failure of any person in possession of intoxicating liquors to produce an adult identification card. Therefore, this is not discriminatory.

Mr. Erwin of York asked for a division.

The SPEAKER: Mr. Erwin, the gentleman from York has requested a division.

The Chair recognizes the gentleman from Portland, Mrs. Carswell.

Mrs. CARSWELL: Mr. Speaker, is it in order to table the request until tomorrow?

The SPEAKER: The motion for reconsideration may be tabled if the gentleman so desires to make the motion.

Mrs. CARSWELL: I so move.

The SPEAKER: The gentleman from Portland, Mrs. Carswell, moves that this matter lie upon the table. Does the gentleman care to make an assignment?

Mrs. CARSWELL: Tomorrow, Mr. Speaker.

The SPEAKER: The gentleman from Portland, Mrs. Carswell, moves that this matter lie upon the table assigned for tomorrow.

Mr. Erwin of York asked for a division.

The SPEAKER: The gentleman from York, Mr. Erwin, requests a division on the tabling motion.

The Chair recognizes the gentleman from Portland, Mrs. Carswell, and reminds her that this is not a debatable motion.

The gentleman may debate the time.

Mrs. CARSWELL: I wish to debate the time because apparently this bill came out with a unanimous "Ought to pass" Report and it seems that possibly the committee needs some time to get some material together to debate the bill properly.

The SPEAKER: The question before the House now is on the motion of the gentleman from

Portland, Mrs. Carswell, that this matter, Bill "An Act Providing for Adult Identification Cards under Liquor Law," L. D. 172, lie upon the table assigned for tomorrow, and the gentleman from York, Mr. Erwin, has requested a division on this motion. All those in favor of this matter lying upon the table assigned for tomorrow will kindly rise and remain standing until the monitors have taken the count.

A division of the House was had. Sixty-six having voted in the affirmative and sixty-two having voted in the negative, the tabling motion did prevail.

Mr. Lund from the Committee on Liquor Control on Bill "An Act Permitting Entrances from Liquor Premises to Owners' Living Quarters" (H. P. 284) (L. D. 366) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and sent up for concurrence.

Committee Amendment "A" was read by the Clerk as follows: COMMITTEE AMENDMENT "A" to H. P. 284, L. D. 366, Bill, "An Act Permitting Entrances from Liquor Premises to Owners' Living Quarters."

Amend said Bill in the 5th line by striking out the underlined words and punctuation "**restaurant, tavern or**"; and by inserting after the underlined word "**leading**" in the 6th line the underlined word '**directly**'

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

Tabled and Assigned

Mr. D'Alfonso from the Committee on Public Utilities on Bill "An Act relating to the Freeport Water Company" (H. P. 286) (L. D. 368) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read.

The SPEAKER: The Chair recognizes the gentleman from Portland, Mr. D'Alfonso.

Mr. D'ALFONSO: Mr. Speaker, there has been an inadvertent er-

ror concerning item 36, L. D. 368, and I now move that this item be tabled until Tuesday, February 16, so that a corrected amendment may be submitted.

The SPEAKER: The Chair will remind the gentleman that tabling motions are not debatable.

Is it now the pleasure of the House that this matter lie upon the table pending acceptance of the Committee Report and be specially assigned for Tuesday, February 16?

The motion prevailed.

Divided Report

Majority Report of the Committee on Education reporting "Ought not to pass" on Bill "An Act Requiring Childhood Education Programs for Five-Year-Olds" (H. P. 202) (L. D. 257)

Report was signed by the following members:

Messrs. SNOW of Cumberland
FALOON of Penobscot
MENDELL of Cumberland
— of the Senate.

Mr. CARROLL of Limerick
Mrs. HANSON of Lebanon
Messrs. GIFFORD of Manchester
RICHARDSON

— of Stonington
— of the House.

Minority Report of same Committee reporting "Ought to pass" on same Bill.

Report was signed by the following member:

Mr. GRAHAM of Freeport
— of the House.

Reports were read.

On motion of Mr. Carroll of Limerick, the Majority "Ought not to pass" Report was accepted and sent up for concurrence.

Passed to Be Engrossed

Bill "An Act to Allocate Money from the General Highway Fund for State Aid Construction" (S. P. 62) (L. D. 123)

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 Bill

Resolve Authorizing Kermit O. Stadig to Bring Civil Action Against State of Maine (H. P. 230) (L. D. 299)

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

**Passed to Be Enacted
Emergency Measure**

An Act relating to the Bonded Indebtedness and Stock Structure of Island Falls Water Company (H. P. 87) (L. D. 96)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a division was had. 132 voted in favor of same and none against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

The SPEAKER: The Chair at this time is happy to recognize in the balcony of the House, Troop 70 of the Boy Scouts which is from Old Town, Maine, and they are the guests of the gentleman from Old Town, Mr. Binnette.

On behalf of the House and Mr. Binnette, the Chair hopes that your visit here will be both enjoyable and educational. (A pause)

**Finally Passed
Emergency Measure**

Resolve Regulating Ice Fishing on Echo Lake, Hancock County (H. P. 134) (L. D. 158)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a division was had. 135 voted in favor of same and none against, and accordingly the Resolve was finally passed, signed by the Speaker and sent to the Senate.

Passed to Be Enacted

An Act to Extend Retirement Benefits to Wives of State Police Members Retired under Noncontributory Statute (S. P. 2) (L. D. 21)

An Act to Create a Committee to Study Effect of Foreign Labor in Maine (S. P. 16) (L. D. 29)

An Act relating to Secondary Tuition for Children Committed to the Stevens Training Center (H. P. 54) (L. D. 66)

An Act relating to Informal Admission of the Mentally Ill (H. P. 55) (L. D. 67)

An Act relating to Obstructing Personnel of Fire Departments in Their Duties (H. P. 79) (L. D. 89)

An Act Changing the Time of the Annual Meeting of Kittery Water District (H. P. 82) (L. D. 92)

An Act Ratifying Lease Given by the State to Portland Pipe Line Corporation (H. P. 85) (L. D. 94)

An Act to Increase Pensions of Elderly Teachers (H. P. 90) (L. D. 99)

An Act Providing Voting Place for Kingman (H. P. 127) (L. D. 151)

Were 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.

Tabled and Assigned

An Act relating to Publication of Fish and Game Regulations (H. P. 133) (L. D. 157)

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

The SPEAKER: The Chair recognizes the gentleman from Millinocket, Mr. Crommett.

Mr. CROMMETT: Mr. Speaker, I respectfully request that this matter lie upon the table until the next legislative day.

The SPEAKER: The gentleman from Millinocket, Mr. Crommett, moves that this Bill be tabled pending passage to be enacted and be assigned for tomorrow.

The Chair recognizes the gentleman from Glenburn, Mr. Cookson.

Mr. COOKSON: Mr. Speaker, being a member of the Fish and

Game Committee that heard this bill —

The SPEAKER: The Chair will remind the gentleman that this is not a debatable matter, this is a motion to table.

Mr. COOKSON: I will support this motion.

Thereupon the Bill was tabled pending passage to be enacted and tomorrow assigned.

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

Resolve to Permit Howard G. Richardson, Readfield, Use of His Out-of-State Credits to Obtain a Retirement Allowance (H. P. 19) (L. D. 19)

Resolve in favor of Daisy A. Reed of Millinocket for Injuries Sustained at State Armory (H. P. 40) (L. D. 52)

Were reported by the Committee on Engrossed Bills as truly and strictly engrossed, Bill passed to be enacted, Resolves finally passed, all signed by the Speaker and sent to the Senate.

Orders of the Day

The SPEAKER: The House is proceeding under Orders of the Day.

On motion of Mr. Starbird of Kingman Township,

Adjourned until ten o'clock tomorrow morning.