

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

Friday, February 12, 1965

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

Prayer by the Rev. Mr. Robert Canfield of Gardiner.

The journal of yesterday was read and approved.

**Papers from the Senate
Non-Concurrent Matter**

Bill "An Act to Provide for Review of Law and Fact in Appeal Cases under Workmen's Compensation Act" (H. P. 639) (L. D. 864) which was referred to the Committee on Labor in the House on February 2.

Came from the Senate referred to the Committee on Judiciary in non-concurrence.

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

Non-Concurrent Matter

Bill "An Act Increasing State Tax in Unorganized Territory" (H. P. 716) (L. D. 954) which was referred to the Committee on State Government in the House on February 3.

Came from the Senate referred to the Committee on Taxation in non-concurrence.

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

Non-Concurrent Matter

Bill "An Act to Pay School Subsidies on the Basis of Uniform Local Effort" (H. P. 729) (L. D. 967) which was referred to the Committee on Education in the House on February 4.

Came from the Senate referred to the Committee on Appropriations and Financial Affairs in non-concurrence.

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

Non-Concurrent Matter

Bill "An Act to Authorize the Town of Pownal to Form a School Administrative District" (H. P. 47) (L. D. 59) on which the House

accepted the Minority "Ought to pass" Report of the Committee on Education and passed the Bill to be engrossed on February 9.

Came from the Senate with the Majority "Ought not to pass" Report accepted in non-concurrence.

In the House: On motion of Mr. Graham of Freeport, the House voted to insist and request a Committee of Conference.

The SPEAKER: The Chair at this time would request the Sergeant-at-Arms to escort the gentleman from Madawaska, Mr. Levesque, to the rostrum to serve as Speaker pro tem.

Thereupon, Mr. Levesque assumed the Chair as Speaker pro tem and Speaker Childs retired from the Hall.

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

From the Senate: The following Order:

ORDERED, the House concurring, that when the Senate and the House adjourn, they adjourn to meet on Tuesday, February 16th at 10 o'clock in the morning. (S. P. 372)

Came from the Senate read and passed.

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

**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 to Create a Maine State Board of Human Research and Development" (H. P. 904) (Presented by Mr. Roy of Winslow)

(Ordered Printed)

Sent up for concurrence.

Business Legislation

Bill "An Act Providing for Tax Sheltered Annuities for Employ-

ees of School Administrative Units" (H. P. 905) (Presented by Mr. Danton of Old Orchard Beach)

(Ordered Printed)

Sent up for concurrence.

Education

Bill "An Act relating to Inequities in Subsidies to School Administrative Units" (H. P. 906) (Presented by Mr. Danton of Old Orchard Beach)

(Ordered Printed)

Sent up for concurrence.

Election Laws

Bill "An Act to Clarify Certain Portions of Election Laws Relating to Ballots" (H. P. 907) (Presented by Mr. Binnette of Old Town)

(Ordered Printed)

Bill "An Act Revising the Laws Relating to Voting Machines" (H. P. 908) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act Prohibiting the Solicitation of Votes from Persons in Mental Hospitals" (H. P. 909) (Presented by Mr. Danton of Old Orchard Beach)

(Ordered Printed)

Sent up for concurrence.

Welfare

Bill "An Act Authorizing Department of Health and Welfare to Offer Complementary Services under Social Security Act" (H. P. 910) (Presented by Mr. Danton of Old Orchard Beach)

Committee on Reference of Bills suggested that the Bill be referred to the Committee on Health and Institutional Services and printing.

On motion of Mrs. Carswell of Portland, referred to the Committee on Welfare, ordered printed and sent up for concurrence.

Highways

Bill "An Act Providing for an Interchange to the Maine Turnpike from the Town of Old Orchard Beach" (H. P. 911) (Presented by Mr. Danton of Old Orchard Beach)

(Ordered Printed)

Bill "An Act Providing for Area Directional Sign for Sebago and

Long Lakes on Maine Turnpike" (H. P. 917) (Presented by Mr. Hawkes of Standish)

(Ordered Printed)

Sent up for concurrence.

Inland Fisheries and Game

Bill "An Act relating to Closed Season on Bears" (H. P. 912) (Presented by Mr. Cookson of Glenburn)

(Ordered Printed)

Bill "An Act relating to Legal Length of Salmon Taken from Sebago Lake" (H. P. 913) (Presented by Mr. Hawkes of Standish)

(Ordered Printed)

Bill "An Act relating to Boundaries of Standish Game Preserve" (H. P. 914) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act relating to Weight and Number of Salmon and Trout Taken from Sebago Lake, Cumberland County" (H. P. 915) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act Establishing Raymond Cape as Game Preserve" (H. P. 916) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act Creating an Inland Fisheries and Game Commission" (H. P. 918) (Presented by Mr. Palmer of Phillips)

(Ordered Printed)

Sent up for concurrence.

Judiciary

Bill "An Act relating to Persons Summoned for Violation of Motor Vehicle Laws" (H. P. 919) (Presented by Mr. Danton of Old Orchard Beach)

(Ordered Printed)

Bill "An Act relating to Trespass on Public Beaches and Shores" (H. P. 920) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act Providing for an Additional District Court Judge for District 10" (H. P. 921) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act relating to Intoxication on Premises Licensed to Sell Liquor" (H. P. 922) (Present-

ed by Mr. Meisner of Dover-Foxcroft)

(Ordered Printed)

Bill "An Act relating to a Power of Sale in a Mortgage and Sale under a Power in a Mortgage" (H. P. 923) (Presented by Mr. Roy of Winslow)

(Ordered Printed)

Sent up for concurrence.

Judiciary

Bill "An Act Adopting the Uniform Arbitration Act" (H. P. 924) (Presented by Mr. Richardson of Cumberland)

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

On motion of Mr. Richardson of Cumberland, referred to the Committee on Judiciary, ordered printed and sent up for concurrence.

Legal Affairs

Bill "An Act Providing for Registration of Land Surveyors" (H. P. 925) (Presented by Mr. Berry of Cape Elizabeth)

(Ordered Printed)

Bill "An Act Providing for the Registration of Home Improvement Companies and Salesmen" (H. P. 926) (Presented by Mr. Edwards of Portland)

(Ordered Printed)

Sent up for concurrence.

Liquor Control

Bill "An Act relating to Lighting of Premises Licensed for Sale of Liquor to be Consumed on the Premises" (H. P. 927) (Presented by Mr. Danton of Old Orchard Beach)

(Ordered Printed)

Sent up for concurrence.

Natural Resources

Bill "An Act to Promote the Production of Sugar Beets in the State and Reclassifying Certain Waters in Aroostook County" (H. P. 928) (Presented by Mr. Rackliff of Easton and Mr. Bishop of Presque Isle)

(Ordered Printed)

Sent up for concurrence.

Public Utilities

Bill "An Act relating to Contract Motor Carrier Permits" (H. P. 929) (Presented by Mr. Cottrell of Portland)

(Ordered Printed)

Bill "An Act Defining Public Utility in Relation to Certain Sewer Districts and Systems" (H. P. 930) (Presented by Mr. D'Alfonso of Portland)

(Ordered Printed)

Sent up for concurrence.

State Government

Bill "An Act relating to Insurance on Public Buildings" (H. P. 931) (Presented by Mr. Fortier of Waterville)

(Reconsidered and tabled later in today's session)

Bill "An Act Providing for the New England Welfare Compact" (H. P. 932) (Presented by Mr. Ross of Brownville)

(Ordered Printed)

Bill "An Act to Create the Maine Indian Housing Authority" (H. P. 933) (Presented by Mr. Whittier of Farmington)

(Ordered Printed)

Sent up for concurrence.

Taxation

Bill "An Act relating to Sales Tax on Rooming House Rentals" (H. P. 934) (Presented by Mr. Danton of Old Orchard Beach)

(Ordered Printed)

Bill "An Act Increasing Property Tax Exemption for Widows of Veterans" (H. P. 935) (Presented by same gentleman by request)

(Ordered Printed)

Bill "An Act relating to Payment of Sales Tax on Motor Vehicles" (H. P. 936) (Presented by Mr. Edwards of Portland)

(Ordered Printed)

Bill "An Act to Encourage Conservation of Forest Resources Through Uniformity of Tax Assessment" (H. P. 937) (Presented by Mr. Hawkes of Standish and Mr. Martin of Eagle Lake)

(Ordered Printed)

Sent up for concurrence.

Tabled and Assigned

Bill "An Act relating to Tax on Lobsters Shipped Beyond the State" (H. P. 938) (Presented by Mr. Kittredge of South Thomaston)

(On motion of Mr. Lowery of Brunswick, tabled pending reference and specially assigned for Tuesday, February 16.)

Towns and Counties

Bill "An Act Establishing Clerk of Courts in Androscoggin County as Full-Time and Providing Compensation Therefor" (H. P. 939) (Presented by Mr. Cote of Lewiston)

(Ordered Printed)

Bill "An Act relating to Post-audit Statement in County Reports" (H. P. 940) (Presented by Mr. Jordan of Lincoln)

(Ordered Printed)

Bill "An Act relating to County Estimates Sent to Municipalities" (H. P. 941) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act Increasing Salaries of County Commissioners of Aroostook County" (H. P. 942) (Presented by Mr. Wight of Presque Isle and Mr. Martin of Eagle Lake)

(Ordered Printed)

Sent up for concurrence.

The following 2 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 Committee:

Education

Bill "An Act relating to Purposes of Old Town High School District" (H. P. 943) (Presented by Mr. Binnette of Old Town)

(Ordered Printed)

Bill "An Act Authorizing the Municipalities of Alton, Bradley, Greenbush, Lagrange and Milford to Form a School Administrative District" (H. P. 944) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

Orders**Tabled and Assigned**

Mr. Childs of Portland presented the following Order:

ORDERED, the Senate concurring, that the Legislature grant permission for the production of a television motion picture sound film dealing with the operation and function of the 102nd Legislature. The terms and conditions for the production of such motion picture shall be determined by the Senate and House leadership of both political parties.

On motion of Mr. Childs of Portland, the Order was tabled pending passage, ordered reproduced and specially assigned the next legislative day.

On motion of Mrs. Ruby of Bangor, it was

ORDERED, that the gentlewomen of the House extend sincere thanks for the lovely corsages received today; and be it further

ORDERED, that best wishes for a Happy Valentine's Day be extended to the male members of the House.

On motion of Mr. Starbird of Kingman Township, it was

ORDERED, that Rev. Glendon Gammon of the Lee Baptist Church be invited to officiate as Chaplain of the House on Tuesday, March 16, 1965.

Mr. Anderson of Ellsworth was granted unanimous consent to address the House briefly.

Mr. ANDERSON: Mr. Speaker, I rise to pay tribute to the memory of Abraham Lincoln.

Eulogy to the Great Emancipator, The Immortal Abe Lincoln.

He little knew that morning
That God stood by his side —
He did not need to know
For he was ready.
Greed, selfishness and lust
Were all unknown to him.
His trail was wide,
Well marked with milestones,
Truth, honesty and love of
fellowmen.
Strong and tender, brave and
wise,

He shaped the destinies of men.
 He was a teacher and a builder.
 He taught his people
 In that chaotic era,
 That figures were to earn
 An honest living, not to be
 distorted,
 Bent to further selfish ends;
 That English was a pure
 expression
 Of the soul,
 Not simply words that readily
 Lent themselves to lustful
 purposes.
 He was so big, so calm, so strong,
 It almost seemed that
 He might live forever,
 That time could never dim the
 eyes
 That saw only goodness in all
 things,
 Or still the tongue that
 Spoke no evil words.

So, in the hush of early hours,
 He did not need to know,
 Prepare for that dim trail
 That leads beyond the lives of
 men.
 Little dreamed the world,
 So soon, that it would stand
 Beside his bed and watch him
 Break the slender ties that
 Bound him to this life
 He loved so well.
 Consoling thought to know,
 Through life he earned in death
 That everlasting peace that
 Comes from faithful service.

His destiny was in the stars.
 The color of the ground was in
 him,
 The red earth, the rich, red earth
 That nurtured the towering oak.
 And, like the monarch of the
 forest,
 Beset by raging tempest,
 He went down with a great shout
 That echoed from the hills
 And left an empty space . . .
 against the sky.
 Abe, Abe Lincoln.

At this point, Speaker Childs returned to the rostrum.

SPEAKER CHILDS: The Chair thanks the gentleman from Madawaska, Mr. Levesque, for serving as Speaker pro tem and congratulates him for the excellent job that he performed.

Thereupon, the Sergeant-at-Arms escorted the gentleman from Mad-

awaska, Mr. Levesque, to his seat on the Floor, amid applause of the House, and Speaker Childs resumed the Chair.

House Reports of Committees Leave to Withdraw

Mr. Cote from the Committee on Legal Affairs on Bill "An Act relating to Unifying Sanford and Springvale Fire Departments" (H. P. 144) (L. D. 167) reported Leave to Withdraw.

Mr. Libhart from the Committee on State Government reported same on Resolve Proposing an Amendment to the Constitution Authorizing Cities and Towns to Issue Municipal Revenue Bonds (H. P. 550) (L. D. 721)

Reports were read and accepted and sent up for concurrence.

Covered by Other Legislation

Mr. Carter from the Committee on Highways reported "Ought not to pass" on Bill "An Act relating to Expenditures under Town Road Improvement Fund Law" (H. P. 59) (L. D. 71), as covered by other legislation.

Report was read and accepted and sent up for concurrence.

Ought Not to Pass

Mr. Richardson from the Committee on Judiciary reported "Ought not to pass" on Bill "An Act relating to Acquisition of Land for Public Dumps" (H. P. 281) (L. D. 363)

Mr. Libhart from the Committee on Legal Affairs reported same on Bill "An Act relating to Limitations on Permits for Automobile Junk Yards" (H. P. 148) (L. D. 171)

Reports were read and accepted and sent up for concurrence.

Mr. Libhart from the Committee on State Government reported "Ought not to pass" on Bill "An Act relating to Definition of Legislative Counsel and Legislative Agent" (H. P. 254) (L. D. 322)

Report was read.

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

Mr. **BERRY:** Mr. Speaker and Members of the House: I feel the occasion of the burial of this bill

should not go unnoticed and unremarked. I have the greatest respect for the gentleman from Winslow, Mr. Roy, and in no way are my comments to be taken as against him.

The testimony which was brought out at the hearing on this matter before the State Government Committee against the lobbyists was of a nature which certainly reflected upon their usefulness to the State Legislature. I believe I would faithfully record the feelings of all of us when I say that we have the greatest of respect for the members of the lobby group, that we rely upon them for information which we know to be sound and of great use to us in our deliberations. I am very happy to move acceptance of the unanimous committee "Ought not to pass" report.

The SPEAKER: The question before the House now is on the motion of the gentleman from Cape Elizabeth, Mr. Berry, to accept the "Ought not to pass" Report. Is this the pleasure of the House?

Thereupon the "Ought not to pass" Report was accepted and sent up for concurrence.

Covered by Other Legislation

Mr. Pitts from the Committee on State Government reported "Ought not to pass" on Resolve Proposing an Amendment to the Constitution Extending Voting Franchises to Persons Eighteen Years of Age (H. P. 433) (L. D. 562), as covered by other legislation.

Report was read and accepted and sent up for concurrence.

Ought to Pass in New Draft New Drafts Printed

Mr. Faucher from the Committee on Liquor Control on Bill "An Act relating to Hours for Sale of Liquor by Hotels and Class A Restaurants" (H. P. 150) (L. D. 173) reported same in a new draft (H. P. 945) (L. D. 1065) under title of "An Act relating to Hours for Sale of Liquor" and that it "Ought to pass"

Mr. Pendergast from the Committee on Public Utilities on Bill "An Act Permitting Livermore

Falls Water District to Take Water from Tilton Pond, Kennebec County" (H. P. 84) (L. D. 205) reported same in a new draft (H. P. 946) (L. D. 1066) under title of "An Act Permitting Livermore Falls Water District to Take Water from Certain Sources" and that it "Ought to pass"

Reports were read and accepted, the New Drafts read twice and assigned the next legislative day.

Ought to Pass Printed Bill

Mr. Berman from the Committee on Judiciary reported "Ought to pass" on Bill "An Act relating to Regulation of Vehicles on Publicly Owned Property" (H. P. 338) (L. D. 441)

Report was read and accepted, the Bill read twice and assigned the next legislative day.

Ought to Pass with Committee Amendment

Mr. Anderson from the Committee on Inland Fisheries and Game on Bill "An Act relating to Open Season on Raccoons" (H. P. 334) (L. D. 437) 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. 334, L. D. 437, Bill, "An Act Relating to Open Season on Raccoons."

Amend said Bill, in the 6th line, by striking out the underlined word and figure "October 1st" and inserting in place thereof the underlined word and figure "September 15th"

Committee Amendment "A" was adopted and the Bill assigned for third reading the next legislative day.

Later Tabled and Assigned

Mr. Davis from the Committee on Judiciary on Bill "An Act Extending Jurisdiction of Courts in Probation Cases" (H. P. 141) (L. D. 164) 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. 141, L. D. 164, Bill, "An Act Extending Jurisdiction of Courts in Probation Cases."

Amend said Bill by striking out all of the 11th and 12th lines and inserting in place thereof the following:

'report the alleged violation to any Superior Court. When such Superior Court deems it'

Committee Amendment "A" was adopted and the Bill assigned for third reading the next legislative day.

Mr. D'Alfonso from the Committee on Public Utilities on Bill "An Act relating to Authority of Rumford Water District to Take Land in Town of Peru" (H. P. 363) (L. D. 465) 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. 363, L. D. 465, Bill, "An Act Relating to Authority of Rumford Water District to Take Land in Town of Peru."

Amend said Bill in the 5th line from the end by striking out the underlined figure "20.04" and inserting in place thereof the underlined figure "29.04"

Committee Amendment "A" was adopted and the Bill assigned for third reading the next legislative day.

Mr. D'Alfonso from the Committee on Public Utilities on Bill "An Act to Amend Charter of Westbrook Sewerage District" (H. P. 157) (L. D. 180) 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. 157, L. D. 180, Bill, "An Act to Amend Charter of Westbrook Sewerage District."

Amend said Bill, in section 1, by striking out all of the 11th and 12th lines and inserting in place thereof the following:

'Welfare and the Water Improvement Commission, and it shall have the power to make'

Committee Amendment "A" was adopted and the Bill assigned for third reading the next legislative day.

Mr. Erwin from the Committee on Public Utilities on Bill "An Act relating to Dissolution of York Sewer District" (H. P. 246) (L. D. 314) 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. 246, L. D. 314, Bill, "An Act Relating to Dissolution of York Sewer District."

Amend said Bill by Striking out all of the Emergency Preamble.

Committee Amendment "A" was adopted and the Bill assigned for third reading the next legislative day.

Mr. Sawyer from the Committee on Public Utilities on Bill "An Act to Increase Borrowing Capacity of Topsham Sewer District and to Provide a Lien for Charges" (H. P. 364) (L. D. 466) 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. 364, L. D. 466, Bill, "An Act to Increase Borrowing Capacity of Topsham Sewer District and to Provide a Lien for Charges."

Amend said Bill, in section 2, by striking out all of the 19th, 20th and 21st lines and inserting in place thereof the following:

'owner or occupant of the real estate. The district's lien has priority over all other liens, mortgages, attachments and encumbrances, except liens, attachments, and claims for taxes.'

Committee Amendment "A" was adopted and the Bill assigned for third reading the next legislative day.

Mr. Searles from the Committee on Public Utilities on Bill "An Act to Create the Brewer Sewerage District" (H. P. 154) (L. D. 177) 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. 154, L. D. 177, Bill, "An Act to Create the Brewer Sewerage District."

Amend said Bill in section 7 by striking out all of the 3rd, 4th and 5th lines and inserting in place thereof the following: 'subject to the authority of local and state health officials and the Water Improvement Commission. It shall have the power to make assessments for the'

Committee Amendment "A" was adopted and the Bill assigned for third reading the next legislative day.

Mr. Gaudreau from the Committee on Retirements and Pensions on Bill "An Act Increasing Death Benefits under State Retirement Law" (H. P. 368) (L. D. 470) 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. 368, L. D. 470, Bill, "An Act Increasing Death Benefits Under State Retirement Law."

Amend said Bill by inserting at the beginning of the first line, the following abbreviation and number 'Sec. 1.'

Further amend said Bill by adding at the end thereof the following section:

'Sec. 2. Effective date. Said amounts provided by this Act shall become effective on the first day of the month following the effective date of this Act and proper adjustments in benefits already being paid under the Revised Statutes, Title 5, section 1124, shall be made to these persons who are recipients of said benefit.'

Committee Amendment "A" was adopted and the Bill assigned for third reading the next legislative day.

Mr. Lowery from the Committee on Sea and Shore Fisheries on Bill "An Act relating to Penalty Relative to Short Lobsters" (H. P. 250) (L. D. 318) 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. 250, L. D. 318, Bill, "An Act Relating to Penlaty Relative to Short Lobsters."

Amend said Bill by inserting at the beginning of the first line the underlined abbreviation and figure 'Sec. 1.'

Further amend said Bill by striking out all of the last 4 lines and inserting in place thereof the following:

" 'A. And whoever does so shall be punished by a fine of \$10 and in addition by a fine of \$5 for each such lobster involved, or by imprisonment for not more than 90 days, or by both \$5 for each lobster, up to and including 5, \$25 each for all in excess of 5. "

Further amend said Bill by adding at the end thereof the following:

"Sec. 2. R. S., T. 12, Sec. 4455, sub-Sec. 1, Par. A, amended. Paragraph A of subsection 1 of section 4455 of Title 12 of the Revised Statutes is amended to read as follows:

'A. Whoever possesses any such tail section of lobster meat shall be punished by a fine of \$10 \$25 and in addition by a fine of \$5 for each such tail section of lobster meat possessed, or by im-

prisonment for not more than 90 days, or by both.' ”

Committee Amendment “A” was adopted and the Bill assigned for third reading the next legislative day.

Divided Report

Majority Report of the Committee on Highways on Bill “An Act relating to Expenditure of Town Road Improvement Funds” (H. P. 129) (L. D. 153) reporting “Ought to pass” as amended by Committee Amendment “A” submitted therewith.

Report was signed by the following members:

Messrs. CASEY of Washington
CAHILL of Somerset
NORRIS of Oxford
— of the Senate.

Messrs. NADEAU of Biddeford
LENT of Scarborough
WALTZ of Waldoboro
ROSS of Brownville
CARTER of Etna
STOUTAMYER

of Madison
— of the House.

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

Report was signed by the following member:

Mr. DUDLEY of Enfield
— of the House.

Reports were read.

On motion of Mr. Ross of Brownville, the Majority “Ought to pass” Report was accepted and the Bill read twice.

Committee Amendment “A” was read by the Clerk as follows: COMMITTEE AMENDMENT “A” to H. P. 129, L. D. 153, Bill, “An Act Relating to Expenditure of Town Road Improvement Funds.”

Amend said Bill by inserting before the enacting clause, the following:

‘Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment of the Legislature unless enacted as emergencies; and

Whereas, the betterment of the unimproved roads in the State is of utmost importance for the economic well-being of the people of the State of Maine; and

Whereas, the following legislation is vitally necessary so that

expenditure of town road improvement moneys may be made in the spring of 1965; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Further amend said Bill by adding at the end thereof, the following:

‘Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.’

Committee Amendment “A” was adopted and the Bill assigned for third reading the next legislative day.

Divided Report

Majority Report of the Committee on Highways reporting “Ought not to pass” on Resolve to Reconstruct Route No. 5 between Cornish and Limerick, York County (H. P. 333) (L. D. 436)

Report was signed by the following members:

Messrs. CAHILL of Somerset
CASEY of Washington
NORRIS of Oxford
— of the Senate.

Messrs. DUDLEY of Enfield
STOUTAMYER

of Madison
WALTZ of Waldoboro
ROSS of Brownville
CARTER of Etna
— of the House.

Minority Report of same Committee reporting “Ought to pass” on same Resolve.

Report was signed by the following members:

Messrs. NADEAU of Biddeford
LENT of Scarborough
— of the House.

Reports were read.

On motion of Mr. Stoutamyer of Madison, the Majority “Ought not to pass” Report was accepted and sent up for concurrence.

Passed to Be Engrossed

Bill “An Act relating to Expend- ing Aroostook County Funds for

Ricker College" (H. P. 2) (L. D. 2)

Bill "An Act relating to Fire Department Officers as Fire Wards" (H. P. 106) (L. D. 114)

Bill "An Act relating to Amount of Property Held by Araxine Wilkins Sawyer Foundation" (H. P. 122) (L. D. 146)

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)

Bill "An Act relating to Stock Structure of Washburn Water Company" (H. P. 156) (L. D. 179)

Bill "An Act Increasing Maine Forestry District Taxes" (H. P. 169) (L. D. 190)

Bill "An Act relating to Additional Persons to Aid Overseers of the Poor" (H. P. 178) (L. D. 199)

Bill "An Act Providing for Group Insurance for Civilian Technicians Employed by the Military" (H. P. 195) (L. D. 250)

Bill "An Act relating to Pilot Programs for School Entrance Age" (H. P. 201) (L. D. 256)

Bill "An Act Repealing the Time Limitation on Law Repealing the Two Inch Soft-Shell Clam Law" (H. P. 249) (L. D. 317)

Bill "An Act Directing an Improvement of Property Tax Administration" (H. P. 257) (L. D. 327)

Bill "An Act relating to Closed Time on Rabbits in Waldo County" (H. P. 272) (L. D. 354)

Bill "An Act to Incorporate Dial Acceptance Corporation" (H. P. 308) (L. D. 411)

Bill "An Act to Incorporate the Ajax Finance Corp. of Maine" (H. P. 310) (L. D. 413)

Bill "An Act to Incorporate the Thompson Finance Company" (H. P. 311) (L. D. 414)

Bill "An Act to Incorporate the Regional Mortgage Company, Inc." (H. P. 312) (L. D. 415)

Bill "An Act to Incorporate Lincoln Acceptance Corporation" (H. P. 313) (L. D. 416)

Bill "An Act to Incorporate Cole Acceptance Corporation" (H. P. 314) (L. D. 417)

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

Third Reader Amended

Bill "An Act relating to Taking Smelts at Damariscotta Mills, Lincoln County" (H. P. 335) (L. D. 438)

Was reported by the Committee on Bills in the Third Reading and read the third time.

Mr. Waltz of Waldoboro offered House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to H. P. 335, L. D. 438, Bill, "An Act Relating to Taking Smelts at Damariscotta Mills, Lincoln County."

Amend said Bill by inserting before the enacting clause, the following:

'Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after the adjournment of the Legislature unless enacted as emergencies; and

Whereas, smelt fishing is an important industry and conservation methods are vital to protect and foster the industry; and

Whereas, the following legislation is vitally necessary to become effective for the late winter and early spring months in 1965; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Further amend said Bill by inserting at the end, the following:

'Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.'

House Amendment "A" was adopted, the Bill passed to be engrossed as amended and sent to the Senate.

Bill "An Act relating to Expending Aroostook County Funds for Maine Potato Blossom Festival" (H. P. 380) (L. D. 482)

Resolve Appropriating Money for Search of Lost Persons in the Woodlands of the State (S. P. 92) (L. D. 236)

Were reported by the Committee on Bills in the Third Reading, Bill read the third time, Resolve read the second time, both passed to be engrossed and sent to the Senate.

Tabled and Assigned

Resolve in favor of Town of Woolwich for Loss of Tax Revenues (H. P. 316) (L. D. 419)

Was reported by the Committee on Bills in the Third Reading and read the third time.

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

Mr. BREWER: Mr. Speaker, Ladies and Gentlemen of the House: Item 22 is a bill that was reported out of Claims unanimous "Ought to pass" of which Committee I am a member. I have no quarrel with the bill itself, the resolve. What does bother me is the part pertaining to where the funds are coming from for payment of this bill. It calls to be taken out of the surplus of the general fund. Now this is revenue for rent which goes into the highway funds. I feel strongly that this is where it should come from rather than the general funds. I have asked the Attorney General's office to give us an opinion whether we can take it out of dedicated highway funds, and in view of that I would hope that the gentleman from Woolwich, Mr. Harvey, would see fit to table this bill.

Thereupon, on motion of Mr. Harvey of Woolwich, the Resolve was tabled pending passage to be engrossed and specially assigned for Friday, February 19.

Resolve to Reimburse Town of Hanover for Aid Extended Floyd Merrill (H. P. 317) (L. D. 420)

Resolve in favor of the City of Augusta (H. P. 378) (L. D. 480)

Were reported by the Committee on Bills in the Third Reading,

read the second time, passed to be engrossed and sent to the Senate.

The SPEAKER: The Chair at this time would like to call to the attention of the members of the House, in the balcony, a group of uniformed young men. These are outstanding Scouts who represent communities all over the State of Maine. This is National Boy Scout Week, and as part of Maine's program for this week, this is Official Scout Recognition Day. Let us join in paying tribute to these outstanding young citizens and to the cause which they represent.

On behalf of the House the Chair welcomes all of you, and we hope that your stay here will be both enjoyable and educational. (Applause, the members rising)

Amended Bills

Bill "An Act to Revise the Laws Relating to the District Court" (S. P. 67) (L. D. 128)

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

Tabled and Assigned

Bill "An Act relating to Age of Compulsory Education" (S. P. 85) (L. D. 229)

Was reported by the Committee on Bills in the Third Reading.

(On motion of Mr. Graham of Freeport, tabled pending third reading and specially assigned for Wednesday, February 24.)

Bill "An Act in Relation to Capital Stock of Rumford Bank and Trust Company" (H. P. 196) (L. D. 251)

Bill "An Act Permitting Entrances from Liquor Premises to Owners' Living Quarters" (H. P. 284) (L. D. 366)

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

Tabled and Assigned

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)

Was reported by the Committee on Bills in the Third Reading and read the second time.

Mr. Martin of Eagle Lake offered House Amendment "A".

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

HOUSE 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 2nd caption "T. 17, R. 4, W.E.L.S., Aroostook County", by striking out all of the 2nd paragraph and inserting in place thereof the following:

'Sell to the St. Agatha Federal Credit Union for \$154.30; 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 \$155.'

Thereupon, on motion of Mr. Martin of Eagle Lake, tabled pending adoption of House Amendment "A" and specially assigned for Tuesday, February 16.

On motion of Mr. Richardson of Cumberland, the House voted to reconsider its action whereby the "Ought to pass" as amended by Committee Amendment "A" Report was accepted on Bill "An Act Extending Jurisdiction of Courts in Probation Cases" (H. P. 141) (L. D. 164) and to table the matter pending acceptance of the Committee Report and specially assigned for Friday, February 19. (Bill previously read twice and Committee Amendment "A" adopted)

Resolution Out of Order

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

The following Joint Resolution: (S. P. 374)

WHEREAS, February 25, 1965 marks the centennial of the legislation providing for the establishment of the University of Maine; and

WHEREAS, the State of Maine has been the beneficiary of the ex-

tensive teaching, research, and service programs of this excellent institution; and

WHEREAS, its students, faculty and alumni have contributed immeasurably to the betterment of the State and Nation; now, therefore, be it

RESOLVED: That this 102nd Maine Legislature designates 1965 as the Centennial Year for Maine's only State University, takes great pride in recognizing the accomplishments of the institution during the past 100 years, offers its support and encouragement as the University launches into its second century of progress, and names the President of the Senate and the Speaker of the House and such members of the Legislature as each may appoint to represent this Legislature at the special Founders Day Convocation at the University on February 25, 1965.

Came from the Senate read and adopted.

In the House, the Resolution was read and adopted in concurrence.

Passed to Be Enacted Emergency Measure

An Act relating to the Display of Boat Numbers (H. P. 70) (L. D. 204)

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. 126 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.

Passed to Be Enacted

An Act to Clarify the Liability for Damages and the Eminent Domain in the Procedure of the Brunswick Sewer District (H. P. 86) (L. D. 95)

Was 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.

An Act relating to License for Sardine Packers (H. P. 94) (L. D. 103)

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

The SPEAKER: The Chair recognizes the gentleman from Stonington, Mr. Richardson.

Mr. RICHARDSON: Mr. Speaker, Ladies and Gentlemen of the House: This is the first time in the two terms that I have served in this honorable body that I have seen strictly un-American and pro-foreign legislation introduced for our consideration. This bill in essence favors foreign imports of fish to the detriment of our American fishermen. I have had dozens of letters and calls from those good American fishermen, received since the hearing on this bill, opposing it. I do not believe that the Members of this House want to promote legislation which is bad for the American fishery, and I therefore at this time move that this bill and all its accompanying papers be indefinitely postponed.

The SPEAKER: The gentleman from Stonington, Mr. Richardson, now moves that this bill and accompanying papers be indefinitely postponed.

The Chair recognizes the gentleman from Lubec, Mr. Pike.

Mr. PIKE: Mr. Speaker I am afraid there is a real misunderstanding about this bill. It is now legal, under our present law, to pack foreign fish in Washington County. This comes from a Court decision last December. The power to control the packers for quality and so forth, rests with the Department of Agriculture, which, under the present law only operates — this license operates from April 15 to December 1. During the period between those dates it has no power of suspension or revocation of licenses. This law merely gives the Agriculture Department its ordinary power to suspend or revoke during that period. It has nothing to do with the catching of fish whatsoever. If passed, it will not change a single thing about our American fishermen or foreign fishermen. If not passed, it will merely mean that the Agriculture Department does not have its inspection powers between those several dates.

I therefore hope that the motion to indefinitely postpone does not prevail.

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

Mr. LIBHART: Mr. Speaker, Ladies and Gentlemen of the House: We have another bill coming up when Mr. Mills returns, L. D. 104, and I will be offering an amendment to it at that time. I agree with my colleague, the gentleman from Lubec, Mr. Pike, that L. D. 103 would do no violence to anything we might do with regard to L. D. 104. I can see no damage being done if we pass this bill now, and I agree with him that there is some misunderstanding as to what L. D. 103 does, and I think he has correctly stated what it will do, and even though I will be with my colleague, the gentleman from Stonington, Mr. Richardson when we talk about 104, I hope we will defeat this motion of his.

The SPEAKER: The question before the House is the motion of the gentleman from Stonington, Mr. Richardson, that "An Act relating to License for Sardine Packers," Legislative Document 103, be indefinitely postponed.

Mr. Pike of Lubec asked for a division.

The SPEAKER: A division has been requested. Is the House ready for the question? All those in favor of this bill and its accompanying papers being indefinitely postponed will kindly rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Nine having voted in the affirmative and one hundred eleven having voted in the negative, the motion did not prevail.

Thereupon, the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Tabled and Assigned

An Act relating to Hunting on Mount Desert Island, Hancock County (H. P. 132) (L. D. 156)

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

(On motion of Mr. Kennedy of Milbridge, tabled pending passage

to be enacted and specially assigned for Wednesday, February 17.)

Mr. SCOTT: Mr. Speaker?

The SPEAKER: The Chair recognizes the gentleman from Wilton, Mr. Scott, and inquires for what purpose does the gentleman arise?

Mr. SCOTT: Item 28, page 4, Bill "An Act relating to Insurance on Public Buildings," House Paper 931, I move we reconsider our action whereby this item was referred to the Committee on State Government.

The SPEAKER: The gentleman from Wilton, Mr. Scott, moves that the House reconsider its action whereby this matter was referred to the Committee on State Government. Is this the pleasure of the House?

The motion prevailed.

Mr. SCOTT: Mr. Speaker, I now move this item be referred to the Committee on Business Legislation.

The SPEAKER: The question before the House is the motion of the gentleman from Wilton, Mr. Scott, that this matter now be referred to the Committee on Business Legislation, ordered printed and sent up for concurrence. Is this the pleasure of the House?

On motion of Mr. Levesque of Madawaska, tabled pending reference and specially assigned for Tuesday, February 16.

Orders of the Day

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

Bill "An Act Relating to Public Notice in Probate Proceedings." (S. P. 294) (L. D. 909)

Tabled—February 10, by Mr. Levesque of Madawaska.

Pending — Reference in concurrence.

On motion of Mr. Levesque of Madawaska, referred to the Committee on Judiciary in non-concurrence and sent up for concurrence.

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

Bill "An Act Relating to Public Notice in Probate Proceedings and Return Dates." (S. P. 295) (L. D. 910)

Tabled — February 10, by Mr. Levesque of Madawaska.

Pending — Reference in concurrence.

On motion of Mr. Levesque of Madawaska, referred to the Committee on Judiciary in non-concurrence and sent up for concurrence.

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

Bill "An Act Increasing Appropriation for Stipend Fund for Disbursements to Certain Agricultural Societies." (H. P. 794)

Tabled — February 10, by Mr. Levesque of Madawaska.

Pending — Motion of Mr. Hawes of Union to refer to Committee on Agriculture.

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

Mr. LEVESQUE: Mr. Speaker I now understand that the gentleman from Union, Mr. Hawes, withdraws his motion, and I move this matter be referred to the Committee on Appropriations and Financial Affairs.

The SPEAKER: Does the gentleman from Union, Mr. Hawes, desire to withdraw his motion?

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

The SPEAKER: The gentleman withdraws his motion that this be referred to the Committee on Agriculture. The question before the House now is the motion of the gentleman from Madawaska, Mr. Levesque, that this matter be referred to the Committee on Appropriations and Financial Affairs, ordered printed and sent up for concurrence.

Is this the pleasure of the House?

The motion prevailed.

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

Bill "An Act Requiring Landowner's Permission to Trap Beaver." (H. P. 814)

Tabled — February 10, by Mr. Palmer of Phillips.

Pending — Reference.

On motion of Mr. Palmer of Phillips, referred to the Committee on Natural Resources, ordered printed and sent up for concurrence.

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

Bill "An Act relating to Legal Fees in Court Proceeding for Benefits under Employment Security Law." (H. P. 825)

Tabled — February 10, by Mr. Levesque of Madawaska.

Pending — Motion of Mr. Richardson of Cumberland to refer to Committee on Judiciary.

The SPEAKER: The Chair recognizes the gentleman from Cumberland, Mr. Richardson.

Mr. RICHARDSON: Mr. Speaker, I withdraw my motion to refer this matter to the Committee on Judiciary.

Thereupon, the Bill was referred to the Committee on Labor, ordered printed and sent up for concurrence.

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

Bill "An Act relating to Costs of Witness and Attorney Fees Under Workmen's Compensation Act." (H. P. 826)

Tabled — February 10, by Mr. Levesque of Madawaska.

Pending — Motion of Mr. Richardson of Cumberland to refer to Committee on Judiciary.

The SPEAKER: The Chair recognizes the gentleman from Cumberland, Mr. Richardson.

Mr. RICHARDSON: Mr. Speaker, I withdraw my motion to refer this matter to the Committee on Judiciary.

Thereupon, the Bill was referred to the Committee on Labor, ordered printed and sent up for concurrence.

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

Bill "An Act Permitting Officers Without Warrants to Enter Buildings Where Animals or Birds Not Properly Cared For." (H. P. 830)

Tabled — February 10, by Mr. Levesque of Madawaska.

Pending — Motion of Mr. Danton of Old Orchard Beach to refer to Committee on Judiciary.

The SPEAKER: The Chair recognizes the gentleman from Old Orchard Beach, Mr. Danton.

Mr. DANTON: Mr. Speaker, I withdraw my motion to refer this bill to the Committee on Judiciary.

Thereupon, on motion of Mr. Levesque of Madawaska, referred to the Committee on Legal Affairs, ordered printed and sent up for concurrence.

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

Bill "An Act relating to Repeal of Sardine Tax on Exports." (H. P. 848)

Tabled — February 10, by Mr. Young of Gouldsboro.

Pending—Reference.

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

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

Bill "An Act relating to Use of Sardine Tax Revenues for Advertising." (H. P. 849)

Tabled — February 10, by Mr. Young of Gouldsboro.

Pending — Reference.

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

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

Bill "An Act Creating Facility Improvement Fund for Certain Recipients of Stipend Fund." (H. P. 853)

Tabled — February 10, by Mr. Levesque of Madawaska.

Pending — Motion of Mr. Hawes of Union to refer to Committee on Agriculture.

Thereupon, the Bill was referred to the Committee on Agriculture, ordered printed and sent up for concurrence.

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

Bill "An Act relating to Weight of Four Axle Commercial Vehicles." (H. P. 875)

Tabled — February 10, by Mr. Davis of Calais.

Pending — Reference.

On motion of Mr. Davis, retabled pending reference and specially assigned for Tuesday, February 16.

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

HOUSE ORDER Relative to House Orders involving Appropriation or Expenditure of Money Not being Acted Upon until Same have been Reproduced and Distributed to Each Member's Desk.

Tabled — February 11, by Mr. Anderson of Orono.

Pending — Passage.

On motion of Mr. Anderson of Orono, retabled pending passage and specially assigned for Tuesday, February 16.

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

HOUSE REPORT — "Ought not to pass" — Committee on Taxation on Bill "An Act Providing Stamped Envelopes When Sales Tax Forms Sent by State Tax Assessor." (H. P. 167) (L. D. 188)

Tabled — February 11, by Mr. Hammond of Paris.

Pending — Acceptance.

The SPEAKER: The Chair recognizes the gentleman from Paris, Mr. Hammond.

Mr. HAMMOND: Mr. Speaker, Ladies and Gentlemen: I now move that the "Ought not to pass" Report be accepted.

The SPEAKER: The question before the House now is on the motion of the gentleman from Paris, Mr. Hammond that we accept the "Ought not to pass" Report. Is this the pleasure of the House?

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

Mr. POULIN: Mr. Speaker, I believe that if we are going to be tax collectors for the State they ought to at least furnish the stamps.

The SPEAKER: The question before the House now is on the motion of the gentleman from Paris, Mr. Hammond, that we accept the "Ought not to pass" Report.

Mr. Danton of Old Orchard Beach asked for a division.

The SPEAKER: Is the House ready for the question? All those in favor of the motion of the gentleman from Paris, Mr. Hammond, that we accept the "Ought not to pass" Report will kindly rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Ninety-three having voted in the affirmative and twenty-eight having voted in the negative, the motion prevailed. Sent up for concurrence.

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

HOUSE REPORT — "Ought to pass" as Amended by Committee Amendment "A" — Committee on Liquor Control on Bill "An Act Providing for Adult Identification Cards Under Liquor Law." (H. P. 149) (L. D. 172)

Tabled — February 11, by Mrs. Carswell of Portland.

Pending — Motion of Mr. Poulin of Skowhegan to reconsider indefinite Postponement of Report and Bill.

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

Mr. BEANE: Mr. Speaker and Ladies and Gentlemen of the House: The Committee on Liquor

gave long and careful consideration to this bill and finally reported it out unanimously "Ought to pass." I would like to present to you some of the reasons why I presented the bill and why I think it is a good bill.

In 1964 there were 305 total licensee hearings. There were 164 licensee hearings involving minors. A little more than 53 percent of the total hearings involved licensees or their agents concerning minors. This is not a pretty picture. Let me give you some figures for 1964 concerning minors in state courts on various liquor charges. Illegal possession — 404, illegal consumption — 2, illegal transportation — 146, procuring liquor for minors — 53.

About 35 percent of the entire commission enforcement division's official duty hours were expended on this minor problem. Just picture if you can, the number of enforcement manpower hours that would be expended on this problem if all agencies could account for their official hours.

I feel that any enforcement agency, any person in charge of school records, marriage records, church records, state, city and town records, will assist when requested for date on birth records of those requesting the ID cards.

I do not claim that this system will be foolproof, but will greatly assist in enforcing our liquor laws, and if our minor problems are cut in half or say even one-third, it will be worth every effort expended to perfect the ID system.

Let me say at the outset our first step is to prevent minors from getting liquor. I feel we are on the right track.

For those, and there are those who may have the idea that this system is only another safeguard or a protection for the licensees, please let me be clear in this matter. The licensee will have no excuse to violate for he only has to ask the youthful customer for the state ID card. No sympathy will be extended to the licensee who fails to ask for the ID card.

The bill itself is pretty much self-explanatory.

There are at least six other states utilizing ID cards to curb minors with liquor and all report it is very successful and becoming more and more acceptable.

The ID card with a picture will be laminated in such a manner as to prevent alteration which, if attempted, can easily be detected.

The issuance of a state ID card will assist in tightening up what was a loose end in the enforcement field of our minor problem with liquor.

This is an important step which is being advanced to this body. I feel that the entire Legislature has a tremendous responsibility in arriving at a decision concerning this bill, for there is not one community in the state who has not had this problem to contend with.

I have prepared an amendment which is on your desk which should remove the undesirability of L. D. 172. I hope the motion to reconsider does prevail.

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

Mr. LIBHART: Mr. Speaker, Members of the House: I think that our difficulties yesterday were primarily directed towards the proposed amendment to this bill and to the fact that the bill itself did not give the judge who would be hearing the case any discretion whatsoever in imposing a fine. I think Mr. Beane's amendment is a good amendment. I think that we must also, if we reconsider, I think that we must also not accept the committee amendment. The committee amendment would, for example, if I were asked to produce an ID card and I did not produce one, make prima facie evidence that I was under twenty-one, and regardless of how much I would like this to happen, this bill can't do it.

I would favor the bill provided the new amendment is adopted and the old amendment defeated.

The SPEAKER: The Chair recognizes the gentleman from Lubec, Mr. Pike.

Mr. PIKE: Mr. Speaker, Members of the House: I am afraid that my thunder has been stolen. I should be immensely complimented if missing an identity card I were proved to be under twenty-one, but I think it would be a little on the ridiculous side. So, I think that amendment is just wrong in principle and wrong in practice.

The SPEAKER: Is the House ready for the question?

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

Mr. BEANE: Mr. Speaker, Ladies and Gentlemen: If this motion to reconsider prevails, then I will make a new motion to substitute the bill for the report.

The SPEAKER: The question before the House now is in the motion of the gentleman from Skowhegan, Mr. Poulin, to reconsider our action whereby we indefinitely postponed this bill and its accompanying papers. Is the House ready for the question? All those in favor that we reconsider our action whereby this was indefinitely postponed say aye; those opposed, no.

A viva voce vote being taken, the motion prevailed.

The SPEAKER: The Chair understands now that the gentleman from Moscow, Mr. Beane moves that we substitute the Bill for the Report. Is this the pleasure of the House?

The motion prevailed.

Thereupon the Bill was read twice and assigned the next legislative day.

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

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

Tabled — February 11, by Mr. Crommett of Millinocket.

Pending — Passage to be Enacted.

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

Mr. CROMMETT: Mr. Speaker, I move that Legislative Document 157 and all its accompanying papers be now indefinitely postponed.

The SPEAKER: The gentleman from Millinocket, Mr. Crommett, now moves that Legislative Document 157 and its accompanying papers be indefinitely postponed. Is it the pleasure of the House?

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

Mr. POULIN: Mr. Speaker, I believe Mr. Brown was a Representative at the hearing of the Fish and Game Committee. It was explained to them at the time the reason they wanted this, there was a mistake made on publication. The way the bill reads now, the Commissioner would be authorized to do just as he wants. Why he wants this, I don't know.

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

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

Mr. CROMMETT: Mr. Speaker, Members of the House: Legislative Document 157 is my bill and through the courtesy of the Department of Inland Fish and Game they helped me to prepare this bill, and known only to God and the Department, they also offered an amendment which doesn't mean anything. In fact, it defeats the purpose. Now I understand that Mr. Poulin, the gentleman from Skowhegan, has a bill that will do that which I intended for my bill to do, and with an amendment to his bill if it is not already incorporated will do exactly what I wish to do. Now rather than to have this carried through, I think it will save a little bit of money to indefinitely postpone it.

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

Mr. COOKSON: Mr. Speaker, I think the gentleman from Millinocket, Mr. Crommett is entirely right in his action here and I wish to support him. I think it is going to be accomplished by other legislation.

The SPEAKER: The question before the House now is on the motion of the gentleman from Millinocket, Mr. Crommett that

this bill and its accompanying papers be indefinitely postponed. Is the House ready for the question? Is it the pleasure of the House that this bill and its accompanying papers be indefinitely postponed? All those in favor say aye; those opposed, no.

A viva voce vote being taken, the motion prevailed. Sent up for concurrence.

(Off Record Remarks)

Mrs. Carswell of Portland was granted unanimous consent to address the House briefly.

Mrs. CARSWELL: Mr. Speaker and Members of the House: On your desks you will find two information sheets relative to an order that was passed by the House several weeks ago concerning a certain vacancy in the Health and Welfare Department, and I hope that you will read them over. This is a follow up.

On motion of Mrs. Baker of Orrington,

Adjourned until Tuesday, February 16, at ten o'clock in the morning.