

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

Tuesday, February 16, 1965

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

Prayer by the Rev. Mr. David Van Strien of South China.

The members stood at attention during the playing of the National Anthem.

The journal of the previous session was read and approved.

Papers from the Senate

From the Senate: The following Communication: (S. P. 362)

Augusta, Maine
February 11, 1965

To the Honorable Senate
and House of Representatives
102nd Legislature

Pursuant to a Joint Order, I am pleased to submit herewith a study report by the Joint Interim Committee created by the 101st Legislature to study State certification of teachers.

Respectfully,

(Signed)

RALPH W. FARRIS, Jr.
Ralph W. Farris, Jr.
Chairman

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

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

From the Senate:
Joint Resolution Protesting the Ordered Closing of VA Hospitals, Domiciliaries and Regional Offices (S. P. 373)

Came from the Senate read and adopted.

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

From the Senate:
Bill "An Act relating to Uniform Local Effort for Payment of School Subsidies" (S. P. 307) (L. D. 1041)
Bill "An Act Increasing Salary of Reporter of Decisions" (S. P. 328) (L. D. 1050)

Bill "An Act Increasing Salaries of Clerks of the Law Court" (S. P. 329) (L. D. 1051)

Bill "An Act relating to Definition of Dependent Children" (S. P. 333) (L. D. 1078)

Bill "An Act Increasing Retirement Allowances of State Employees Retired on Council Orders" (S. P. 334) (L. D. 1079)

Bill "An Act relating to Retirement of Justices of the Supreme Judicial Court and Superior Court" (S. P. 347) (L. D. 1114)

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

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

From the Senate:

Bill "An Act relating to Labeling of Imported Meats Sold in Retail Stores" (S. P. 360) (L. D. 1122)

Came from the Senate referred to the Committee on Business Legislation.

In the House, referred to the Committee on Business Legislation in concurrence.

From the Senate:

Bill "An Act relating to Tuition for Students Attending Secondary School Outside of Residence" (S. P. 335) (L. D. 1080)

Bill "An Act Requiring all Municipalities to Join School Administrative Districts by 1970" (S. P. 349) (L. D. 1115)

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 Bringing Contraband Articles Within the State Prison" (S. P. 336) (L. D. 1082)

Bill "An Act relating to Good Time Deductions for Convicts at the Maine State Prison" (S. P. 337) (L. D. 1081)

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 Visiting Traps under Fish and Game Laws" (S. P. 338) (L. D. 1084)

Bill "An Act relating to Trapping Beaver" (S. P. 339) (L. D. 1083)

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

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

From the Senate:

Bill "An Act relating to Shooting Animals in Roadside Menageries" (S. P. 340) (L. D. 1085)

Bill "An Act relating to Jurisdiction of District Courts" (S. P. 352) (L. D. 1117)

Bill "An Act Providing for Appeal of Sentence in Criminal Cases" (S. P. 353) (L. D. 1116)

Bill "An Act relating to Bail Jumping" (S. P. 354) (L. D. 1118)

Bill "An Act relating to Time of Terms of the Superior Court in Certain Counties" (S. P. 355) (L. D. 1119)

Bill "An Act relating to Trespass on Lands of the University of Maine" (S. P. 357) (L. D. 1120)

Came from the Senate referred to the Committee on Judiciary.

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

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

From the Senate:

Bill "An Act relating to Payments under Industrial Accident Commission Decrees" (S. P. 315) (L. D. 1092)

Came from the Senate referred to the Committee on Labor.

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

From the Senate:

Bill "An Act Revising the Urban Renewal Law" (S. P. 316) (L. D. 1042)

Bill "An Act relating to Charitable Solicitations" (S. P. 317) (L. D. 1043)

Bill "An Act Revising the Dog Laws" (S. P. 319) (L. D. 1045)

Bill "An Act to Annex Certain Territories to the Town of Howland" (S. P. 361) (L. D. 1123)

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 Proximity of State Liquor Stores to Recreation Buildings and Playgrounds" (S. P. 341) (L. D. 1086)

Bill "An Act relating to Drinking in Unlicensed Public Places" (S. P. 358) (L. D. 1121)

Came from the Senate referred to the Committee on Liquor Control.

In the House, referred to the Committee on Liquor Control in concurrence.

From the Senate:

Bill "An Act Requiring Permits to Dam Waters for Recreational Purposes" (S. P. 342) (L. D. 1087)

Came from the Senate referred to the Committee on Natural Resources.

In the House, referred to the Committee on Natural Resources in concurrence.

From the Senate:

Bill "An Act Revising the Rural Electrification Cooperative Law" (S. P. 320) (L. D. 1044)

Bill "An Act Creating the State of Maine Power Authority Act" (S. P. 321) (L. D. 1070)

Bill "An Act Imposing Limitation Upon Holding Both Permit for Common Carriers and Contract Carriers" (S. P. 343) (L. D. 1088)

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

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

From the Senate:

Bill "An Act relating to Service Retirement of Liquor Inspectors" (S. P. 324) (L. D. 1046)

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

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

From the Senate:

Bill "An Act Increasing Salaries of Members of Liquor Commission" (S. P. 325) (L. D. 1047)

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

In the House, referred to the Committee on State Government in concurrence.

From the Senate:

Bill "An Act Exempting Liquor Bottled or Manufactured in Maine from Additional Taxes" (S. P. 326) (L. D. 1048)

Bill "An Act relating to Allocations from Gasoline Tax for Public Facilities for Boats" (S. P. 344) (L. D. 1089)

Came from the Senate referred to the Committee on Taxation.

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

From the Senate:

Bill "An Act Authorizing Androscoggin County to Raise Money for Garage and Court House Capital Improvements" (S. P. 154) (L. D. 1124)

Bill "An Act Increasing Salary of Deputy Clerk of Courts of Cumberland County" (S. P. 330) (L. D. 1052)

Came from the Senate referred to the Committee on Towns and Counties.

In the House, referred to the Committee on Towns and Counties in concurrence.

From the Senate:

Bill "An Act relating to Signaling Devices on Motor Vehicles Used by State Liquor Inspectors" (S. P. 345) (L. D. 1090)

Bill "An Act relating to Lights Used on Motor Vehicles Operated by State Liquor Inspectors" (S. P. 346) (L. D. 1091)

Came from the Senate referred to the Committee on Transportation in concurrence.

From the Senate:

Bill "An Act relating to Definition of Lodging Place under Health

and Welfare Laws" (S. P. 327) (L. D. 1049)

Came from the Senate referred to the Committee on Welfare.

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

Senate Reports of Committees Leave to Withdraw

Report of the Committee on Legal Affairs on Bill "An Act Prohibiting Sunday Auctions" (S. P. 68) (L. D. 129) reporting Leave to Withdraw.

Came from the Senate read and accepted.

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

Ought Not to Pass

Report of the Committee on Judiciary reporting "Ought not to pass" on Bill "An Act relating to Statements of Ministers, Priests and Rabbis as Privileged Communications" (S. P. 15) (L. D. 28)

Came from the Senate read and accepted.

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

Ought to Pass

Report of the Committee on Business Legislation reporting "Ought to pass" on Bill "An Act to Amend the Charter of the Union Mutual Life Insurance Company" (S. P. 83) (L. D. 227)

Report of the Committee on Education reporting same on Bill "An Act to Adjust Payments for Edmunds School Addition to Coincide with Actual Construction Cost" (S. P. 89) (L. D. 233)

Report of the Committee on Towns and Counties reporting same on Bill "An Act relating to Licensing Dogs in Unorganized Territory" (S. P. 51) (L. D. 222)

Came from the Senate with the Reports read and accepted and the Bills passed to be engrossed.

In the House, the Reports were read and accepted in concurrence, the Bills read twice and tomorrow assigned.

Non-Concurrent Matter

Resolve Regulating Fishing in Certain Waters in Penobscot and Piscataquis Counties (H. P. 135)

(L. D. 159) which was passed to be engrossed as amended by Committee Amendment "A" in the House on February 3.

Came from the Senate passed to be engrossed as amended by Committee Amendment "A" and Senate Amendment "A" in non-concurrence.

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

From the Senate: The following Order:

ORDERED, the House concurring, that there be no session of the Legislature on Thursday, February 18th, in order to allow the time for Committee hearings and Executive Committee meetings (S. P. 391)

Came from the Senate read and passed.

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

Messages and Documents

The following Communication: (H. P. 956)

DEPARTMENT OF STATE

February 15, 1965

To Dana W. Childs, Speaker of The House of Representatives of the One Hundred and Second Legislature:

I have the honor to herewith transmit copies of the estimates of expenses of the sixteen counties within the State for the years 1965 and 1966, the same having been filed in this office according to the provisions of Section 253 of Title 30 of the Revised Statutes of 1964.

(Signed) KENNETH M. CURTIS
Secretary of State

The Communication was read and with accompanying papers referred to the Committee on Towns and Counties and sent up for concurrence.

The SPEAKER: The Chair at this time would like to recognize in the balcony of the House 168 pupils of the ninth grade Economic Geography Classes at the Montello Junior High School in Lewiston, accompanied by Mr. Carroll Scribner, their teacher.

These pupils and the teacher are the guests of the gentleman from Lewiston, Mr. Dostie, and the gentleman from Lewiston, Mr. Jalbert.

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

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:

Business Legislation

Bill "An Act Establishing a Commercial Standard for Maine White-Cedar Shingles" (H. P. 947) (Presented by Mr. Wight of Presque Isle and Mr. Martin of Eagle Lake)

(Ordered Printed)

Sent up for concurrence.

Election Laws

Bill "An Act Establishing Voting Districts in Certain Towns" (H. P. 948) (Presented by Mr. Sawyer of Brunswick)

(Ordered Printed)

Sent up for concurrence.

Health and Institutional Services

Bill "An Act relating to Records of Tests of Public Water Supplies" (H. P. 949) (Presented by Mr. Bradstreet of Newport)

Bill "An Act relating to Expiration Date of Licenses for Eating Places" (H. P. 950) (Presented by Mr. Lebel of Van Buren)

(Ordered Printed)

Sent up for concurrence.

Inland Fisheries and Game

Bill "An Act Providing Free Deer Hunting Season for Veterans" (H. P. 951) (Presented by Mr. Dumont of Augusta)

(Ordered Printed)

Sent up for concurrence.

Natural Resources

Bill "An Act to Authorize the Adoption of a System of Marking the Waters of the State" (H. P. 952) (Presented by Mr. Pitts of

Harrison and Mr. Anderson of Ellsworth)

(Ordered Printed)

Sent up for concurrence.

Public Utilities

Bill "An Act relating to Qualifications for Locomotive Engineer" (H. P. 953) (Presented by Mr. Sawyer of Brunswick)

(Ordered Printed)

Sent up for concurrence.

The following Resolve, 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, was received and referred to the following Committee:

Legal Affairs

Resolve Designating May Mountain in Island Falls as Robinson Mountain (H. P. 954) (Presented by Mr. Prince of Harpswell)

(Ordered Printed)

Sent up for concurrence.

Orders

On motion of Mr. Waltz of Waldoboro, it was

ORDERED, that Rev. Foster Williams of the First Baptist Church, Waldoboro, be invited to officiate as Chaplain of the House on Tuesday, March 2, 1965.

House Reports of Committees

Leave to Withdraw

Mr. Bussiere from the Committee on Transportation on Bill "An Act relating to Speed of Commercial Vehicles" (H. P. 574) (L. D. 744) reported Leave to Withdraw.

Report was read and accepted and sent up for concurrence.

Ought Not to Pass

Mr. Edwards from the Committee on State Government reported "Ought not to pass" on Bill "An Act Providing Free Hunting and Fishing Licenses and Motor Vehicle Operator Licenses for Persons Seventy Years of Age or Over" (H. P. 373) (L. D. 475)

Report was read and accepted and sent up for concurrence.

Ought to Pass in New Draft New Draft Printed

Mr. Haugen from the Committee on Health and Institutional Services on Bill "An Act relating to Inspection of County Jails" (H. P. 53) (L. D. 65) reported same in a new draft (H. P. 955) (L. D. 1069) under title of "An Act Appropriating Moneys to Department of Mental Health and Corrections for Inspection of County Jails" and that it "Ought to pass"

Report was read and accepted, the New Draft read twice and tomorrow assigned.

Ought to Pass Printed Bills

Mr. Baldic from the Committee on Health and Institutional Services reported "Ought to pass" on Bill "An Act relating to Certificates of Registration and Instructors' Licenses under Barber Law" (H. P. 57) (L. D. 69)

Mr. Libhart from the Committee on State Government reported same on Bill "An Act relating to Meetings of the Public Safety Council in Civil Defense and Public Safety" (H. P. 290) (L. D. 372)

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

Ought to Pass with Committee Amendment

Mrs. Hanson from the Committee on Education on Bill "An Act Providing Construction Aid for the Flander's Bay Community School District" (H. P. 329) (L. D. 432) 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. 329, L. D. 432, Bill, "An Act Providing Construction Aid for the Flander's Bay Community School District."

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

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

'Sec. 2. Effective date. This Act shall take effect on January 1, 1966.'

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

Mr. Bussiere from the Committee on Transportation on Bill "An Act Providing for Safety Seat Belts for Motor Vehicles" (H. P. 436) (L. D. 565) 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. 436, L. D. 565, Bill, "An Act Providing for Safety Seat Belts for Motor Vehicles."

Amend said Bill by inserting after the enacting clause the following:

"Sec. 1. R. S., T. 29, 1, sub-Sec. 1-A, additional. Section 1 of Title 29 of the Revised Statutes is amended by adding a new subsection 1-A, to read as follows:

'1-A. Automobile. "Automobile" shall mean a motor vehicle designed for the conveyance of passengers with a seating capacity of less than 8 persons. '

Further amend said Bill by striking out all of the last underlined paragraph in section 1.

Further amend said Bill in section 2 by inserting after the underlined words "safety seat belts" the underlined words and figure **'on 1966 and subsequent models'**

Further amend said Bill by renumbering sections 1 and 2 to be sections 2 and 3 respectively.

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

Divided Report

Majority Report of the Committee on Health and Institutional Services reporting "Ought not to pass" on Bill "An Act Governing Schools of Barbering in State Juvenile Institutions" (H. P. 50) (L. D. 62)

Report was signed by the following members:

Messrs. CARTER of Kennebec
DUNN of Kennebec
HILTON of Somerset
— of the Senate.

Mrs. WHITE of Guilford
Messrs. PEASLEE

of Farmingdale
BINNETTE of Old Town
BALDIC of Waterville
HAUGEN

of South Portland
CRESSEY

of North Berwick
— of the House.

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

Report was signed by the following member:

Mrs. CARSWELL of Portland
— of the House.

Reports were read.

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

Mr. BERRY: Mr. Speaker and Members of the House: I am not sure what motion should be put right now but, in order to have something to talk to, I would move that the House accept the Minority "Ought to pass" Report.

The SPEAKER: The gentleman from Cape Elizabeth moves that we accept the Minority "Ought to pass" Report. The gentleman is in order and he may proceed.

Mr. BERRY: Mr. Speaker and Members of the House: I have the greatest respect for the members of this committee and for the toughness of the problem which is presented by this bill. I understand that the barbering profession is not under-populated in the State of Maine and certainly we do not want to do anything to harm them. I would call your attention this morning, however, that this bill deals essentially with the problem of rehabilitation and I think that is the viewpoint that we want to consider. If this can be done without harming anybody, I feel that it should be done; and it was because of this that I was uncertain of the motion.

I would hope that out of this bill something could come that

would permit our state correctional institutions to have even a minor rehabilitation program. If we are to deny these correctional institutions the opportunity to teach the inmates useful trades when they return to society, I think we are perhaps missing a golden opportunity. If we restrict the barbering profession to zero, will we shortly be restricting the carpentry trade to zero, the plumbing trade and all the other useful trades which now play such an important part in society's attempt to help these people. It would be my sincere hope, and I believe we can come up with something that would permit our state institutions to continue this worthwhile work.

The SPEAKER: The Chair recognizes the gentlewoman from Portland, Mrs. Carswell.

Mrs. CARSWELL: Mr. Speaker and Members of the House: I concur with the motion of the gentleman from Cape Elizabeth, Mr. Berry. I feel that the decision was influenced — the committee's decision was influenced greatly by the Commissioner of Mental Health and Corrections when he stated in the newspaper that he was not in favor of this barber training program at the Boys Training Center. I also feel that this gentleman is very inconsistent. He gave me a bill, which is L. D. 11, and asked me to present it before this Legislature. I presented the bill and the bill says that Mr. Hughes at the Boys Training Center and the other superintendents will decide when a boy has been rehabilitated and it will not have to go through central office. However, this same person wants to tell the boys—I mean tell the superintendents, how the boys should be rehabilitated. Yet he says they can't have a barber training school.

Other institutions have them. There is one in Iowa that has been very successful. It is not going to cost the state much extra money. There is a barber out there already who is cutting boys' hair and he does about 461 boys per year. Now while he is doing this, he could be training

a few of the students, I should say a few of the inmates in the institution. This way he is wasting their time. They can just get their hair cut and go back and twiddle their thumbs the rest of the day. They have a very, very minimum program of rehabilitation out there now, and this would be a minimum charge for the good that would come out of it.

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

Mr. POULIN: Would I be in order to move that this be tabled until tomorrow morning?

The SPEAKER: The question now before the House is on the motion of the gentleman from Skowhegan, Mr. Poulin, that this matter and accompanying papers lie upon the table assigned for tomorrow pending acceptance of the Minority "Ought to pass" Report.

Mrs. Carswell of Portland requested a division.

The SPEAKER: The gentlewoman from Portland, Mrs. Carswell has requested a division. All those in favor of this matter lying upon the table assigned for tomorrow will kindly rise and remain standing until the monitors have made and returned the count.

Sixty having voted in the affirmative and sixty-eight having voted in the negative, the motion did not prevail.

The SPEAKER: The question before the House now is on the motion of the gentleman from Cape Elizabeth, Mr. Berry, that we accept the Minority "Ought to pass" Report.

The Chair recognizes the gentleman from Gardiner, Mr. Hanson.

Mr. HANSON: Mr. Speaker, Ladies and Gentlemen of the House: I think possibly that there has been a bit of confusion in regards to the rehabilitation program or the teaching within the institutions. It is only my opinion, but I don't feel that this type of legislation should ever have been presented to this Legislature. The main reason is because if they have the appropriations, and if

the superintendent, the director of the division, and so forth, are in sympathy or in favor of having any program, I believe that they do not have to come to Legislature to obtain permission.

I believe that Thomaston has three chairs in their barber shop. They never came to Legislature for a special permit. They have a barber that enters that institution, helps train those gentlemen that are in there and some of those after their visit at Thomaston have gone out and have worked at the trade. They made their application for license the same as everybody else is required to do and those that were qualified, they received their license and practiced the trade.

There were better than four hundred barbers that were present in opposition to this bill, and I think that we have other things to consider. At that hearing, I was questioned as to why I changed my way of thinking. I did not change my way of thinking. A little better than a year ago, if I remember correctly, I worked quite a few hours in trying to set up the physical facilities for a training program within their institution and this was set up only on paper, as to the requirements which would be the same as in other schools, not only in the State of Maine but in other states. I also sent them copies of our curriculum, our general procedure of our business, anything that I could to help them with their training.

I believe that I suggested to the gentleman from Portland, the superintendent of the school, Mr. Hughes, over a telephone conversation early last fall, that I would be most happy to endeavor to set up a meeting, or a conference, which would consist of the gentleman from Portland, Mr. Hughes, the Director of the division, Mr. Ulmer, the members of the State Barbers Board, and I requested that there be at least three members of the Legislature-elect which would be in the House. I also requested that there be an attorney present so that there could be no

question as to the legality of the proposed question. I heard nothing more until I saw the director of the division in the cafeteria and he said that he was not interested in having this type of training within the school and that he would have nothing to do with it.

So therefore, there was no meeting, there was no get-together to come up with a compromise whereby possibly it could have been worked out so that some credits could possibly have been given like there are in only sixteen states within this Union. I have the names of the states here if anybody wishes to see them; I am not going to name them. In these states where they allow credits for this type of training, after their completion, they are trained within that institution and after their completion, they are required to work as an apprentice from eighteen to twenty-seven months in practically all of the states. State laws in Maine, for those of you who are not acquainted with them, are three types of training — eighteen months of apprenticeship, or six months schooling and six months apprenticeship, or a straight nine months of schooling; a total of 1500 hours.

As it appears on the literature that I have received, and I believe that we should take this into consideration possibly as much as anything else, I think many of you, if not all of you, have received a brochure from the Boys Training Center. If you have read this over, you will find where plus ninety per cent of the community population are school dropouts. I have letters from eighteen different judges within the state which have been hesitant about sending boys to the Boys Training School because it has been overcrowded. They have not had the facilities. I believe that their population is approximately from a hundred and ninety to two hundred that they are capable of taking care of, and yet in this report I believe that it shows four hundred and seventy-five went through that institution in the last year. It also states in this brochure that committed boys are aca-

demically grade retarded one to eleven years. Our state laws are that you must be seventeen years of age. The greater part of those youngsters down there are under seventeen years of age before they can even start their training.

Ladies and gentlemen, just because a barber works in there is no sign that he should be teaching them a trade any more than when a doctor or a dentist visits that institution that he should be teaching them the profession of doctoring or dentistry. I feel that that is no argument at all.

I could speak for quite some time on this because I have no objection, I don't know of anybody that has any definite objection if they want to have the training within their school, providing that those who graduate from that school are not given the same credits as the law abiding youngster, your youngster, my youngster or whoever the youngster might be that himself stayed within the limits of the law. I think we have a moral obligation here and I would certainly hope that the members of this House would defeat this motion that is before the House. Thank you.

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

Mr. BLOUIN: Mr. Speaker, Ladies and Gentlemen of the House: I don't believe that this bill is a very good bill. I agree with the Majority Report of the committee it ought not to pass, and Mr. Speaker if I am in order, I would like to move indefinite postponement of this bill.

The SPEAKER: The gentleman from Sanford is in order. The question before the House now is on the motion of the gentleman from Sanford, Mr. Blouin, that this Report and its accompanying papers be indefinitely postponed.

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

Mrs. CARSWELL: Mr. Speaker and Members of the House: I hope you will go along to oppose this motion. Listening to the gentleman from Gardiner, Mr. Hanson, he mentioned about the age requirement for barbers. Well, I

don't think that William Hughes is going to take a twelve year old boy and waste his time teaching him barbering. According to the report that I received from Mr. Hughes, he says: "Presently the Boys Training Center employs a barber who is responsible for the appearance of four hundred and sixty-one boys during a single year. It would appear both practical and profitable to the State of Maine to train at the same time a selected few who display both the interest and ability to enter the barbering profession. The requirements of a barber school and program at the Center is but four chairs in an available area of the existing Arthur R. Gould School Building. To provide a larger area and six additional chairs would be an additional expenditure of state funds not available."

Now I read this because if you look at the bill and also refer to Mr. Hanson's statement, he said that it's not necessary to have this legislation before the House; well it definitely is necessary, because the bill states that rules and regulations promulgated under the paragraph relating to the size, number of chairs and students shall not apply to any state juvenile institution conducting rehabilitation courses for its inmates. The state law now says that you should have ten chairs and that's why this bill is before the House today.

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

Mr. COTTRELL: Mr. Speaker and Members of the House: My coiffure might indicate that I know very few barbers, but in the past I have known many, many barbers and I saw those many, many barbers appear at the hearing when this bill was heard before the committee and they are my constituents; and so I must go against the distinguished Representative from Portland, who seems to me now to have done her duty by putting this bill in and having it heard and having it come out with a Majority Report "Ought not to

pass." So I must go along with this motion for indefinite postponement.

The SPEAKER: The Chair recognizes the gentlewoman from Portland, Mrs. Carswell.

Mrs. CARSWELL: Mr. Speaker and Members of the House: I realize there are many, many votes among the barbers. However, I choose to speak for those who cannot speak for themselves and that is the needy of our youth in the State of Maine who need a proper rehabilitation program so that the problem will not return in subsequent legislatures, and so that we will not have to have the families of these children and the women that they have married bringing up families and then bringing their problems to us. I speak for those boys that don't have votes today, but who will have good jobs, good families and good votes later.

Mr. Boissonneau of Westbrook requested a division.

The SPEAKER: The Chair recognizes the gentleman from Portland, Mr. Healy.

Mr. HEALY: Mr. Speaker, may I inquire if this program includes the extinct art of shaving?

The SPEAKER: Is the House ready for the question? The question before the House is on the motion of the gentleman from Sanford, Mr. Blouin that this Bill "An Act Governing Schools of Barbering in State Juvenile Institutions," L. D. 62, and its accompanying papers be indefinitely postponed. All those in favor of this Bill and its accompanying papers being indefinitely postponed will kindly rise and remain standing until the monitors have taken the count. The Chair will at this time explain that if this motion carries this bill will be dead.

A division of the House was had.

One hundred five having voted in the affirmative and twenty-six having voted in the negative, the motion prevailed.

Sent up for concurrence.

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

Mrs. CARSWELL: Mr. Speaker, I would say there were a few brave gentlemen who were not afraid of the barber's razor.

Passed to Be Engrossed

Bill "An Act Providing for Adult Identification Cards under Liquor Law" (H. P. 149) (L. D. 172)

(Later Tabled)

Bill "An Act relating to Regulation of Vehicles on Publicly Owned Property" (H. P. 338) (L. D. 441)

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

Bill "An Act relating to Hours for Sale of Liquor" (H. P. 945) (L. D. 1065)

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

The SPEAKER: The Chair recognizes the gentleman from South Thomaston, Mr. Kittredge.

Mr. KITTREDGE: Mr. Speaker, first I would like to thank you, because I am new at this game and I don't know all the rules, but Ladies and Gentlemen, I would like to speak to this bill just a moment.

Last year in the United States we had 48,000 people that were killed on the highways. Autopsies showed that approximately ninety per cent of the people that were killed had been drinking, that they had alcohol in their blood. Now if I understand this bill correctly, what is it going to do? It is going to permit drinking between midnight and one o'clock in the morning during the winter months. So beside the danger from the icy roads, we now want to permit people to become a little more confused by drinking during these hours prior to their return home. I ask you, do we want to assume this responsibility? This is a bad bill. I now move that further action on this bill be postponed indefinitely.

The SPEAKER: The gentleman from South Thomaston, Mr. Kittredge, now moves this bill and its accompanying papers be indefinitely postponed.

The Chair recognizes the gentleman from Lewiston, Mr. Cote.

Mr. COTE: Mr. Speaker, this bill was heard before Liquor Control. Both factions, pros and cons agreed on this bill, the wets and the dries. They felt that they wanted uniform hours throughout the State. Now you can do it six months a year during the summer months, and they felt it was a promotion for business in this State to get badly needed tax money. I hope that the motion of the gentleman from South Thomaston, Mr. Kittredge, does not prevail, and when the vote is taken I call for a division.

The SPEAKER: The gentleman from Lewiston, Mr. Cote, requests a division.

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

Mr. BERNARD: Mr. Speaker, Members of the House: Being on Liquor Control my second term, it was quite a thing to hear Reverend Bubar — and I think most of you people here know Reverend Bubar — and Reverend Smith, I would dare say ninety-five percent of the time they are against liquor bills. I asked them a question: What is the difference between twelve o'clock, twelve-thirty on the fourth of July, or twelve-thirty on Thanksgiving? Reverend Bubar and Reverend Smith both testified that they could see no difference, and they got up as proponents of the bill, so I go along with the gentleman from Lewiston, Mr. Cote, and the division.

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

Mr. POULIN: Mr. Speaker, Ladies and Gentlemen of the House: I will not talk to the bill, but I will let this article do it. An incident of rare honesty occurred when a politician who had been among the leading exponents of prohibition made this statement on his eighty-ninth birthday: I was

eighty-three years old and suffering from hardening of arteries when we went for prohibition. If I had known that God Almighty was going to give me another dozen years, I would never have voted the country dry.

The SPEAKER: The Chair recognizes the gentleman from Hampden, Mr. Littlefield.

Mr. LITTLEFIELD: Mr. Speaker, Ladies and Gentlemen of the House: To begin with, Reverend Bubar or Reverend Smith isn't telling me how to vote on any of these bills. This bill extends the selling time of liquor an hour after midnight. That is a bad hour, and especially so on a Saturday night when more people are planning weekend trips. Drinking drivers are a menace on our highways. It would seem to me that if we can buy liquor until midnight, we should be satisfied. If a man cannot get drunk enough by midnight, I would suggest that he go to his liquor store, get a fifth and put it in his bureau drawer and have it to tank up with after midnight. I support the motion to indefinitely postpone this bill. I request a roll call.

The SPEAKER: A roll call has been requested. The Chair recognizes the gentleman from Old Town, Mr. Binnette.

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

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

Mr. EDWARDS: Mr. Speaker, our two major objections here have been that this is a one hour increase allowing people to drink more during the winter months. I would suggest that those who are going to drink too much seem to do it pretty well before midnight now, and I don't think that this hour is going to make that much difference.

The second statement by Mr. Kittredge, with which I disagree, was the statement that we should not accept this awful responsibility. I suggest to him that this is not our responsibility to accept, but rather a private personal situ-

ation, a place where we have no real right to interfere.

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

Mr. SULLIVAN: Mr. Speaker, I would like to call the attention of this House to part of the words of the President of the Senate, Bob Marden, made last year, when he said he was disgusted at the hypocrisy in the then Senate, and when he said those who vote dry and drink wet. I support the motion the gentleman made.

The SPEAKER: The question before the House is the motion of the gentleman from South Thomaston, Mr. Kittredge, that this bill and its accompanying papers be indefinitely postponed. A roll call has been requested. Is the House ready for the question? For the Chair to order a roll call, it must have the expressed desire of one-fifth of the members present. All those desiring a roll call will please rise and be counted.

Twenty-three members arose, there being one hundred and thirty members present, twenty-three being less than one-fifth, a roll call was not ordered.

The SPEAKER: The matter is still debatable. The Chair recognizes the gentleman from Lewiston, Mr. Jalberty.

Mr. JALBERT: I don't want to debate the matter, Mr. Speaker. I just had a couple of inquiries as to what the roll call procedure was and I would like you to explain it to the membership.

The SPEAKER: A roll call is not in order, so I assume that at this time the procedure is not necessary.

Mr. JALBERT: I didn't ask for the procedure, I asked for an explanation of what a roll call does.

The SPEAKER: For the information of the members, a roll call means just what it says, it is a roll call, each member's name is called and at that time for the record he would either vote for or against the pending motion.

The question before the House now is the motion of the gentleman from South Thomaston, Mr.

Kittredge, that this bill be indefinitely postponed. The gentleman from Lewiston, Mr. Cote, has requested a division. All those in favor of Bill "An Act relating to Hours for Sale of Liquor," House Paper 945, L. D. 1065, being indefinitely postponed, will please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Fifty-one having voted in the affirmative and eighty having voted in the negative, the motion did not prevail.

Thereupon, the Bill was passed to be engrossed and sent to the Senate.

Bill "An Act Permitting Livermore Falls Water District to Take Water from Certain Sources" (H. P. 946) (L. D. 1066)

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

Amended Bills

Bill "An Act relating to Expenditure of Town Road Improvement Funds" (H. P. 129) (L. D. 153)

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

The SPEAKER: The Chair recognizes the gentleman from Enfield, Mr. Dudley.

Mr. DUDLEY: Mr. Speaker and Members of the House: On item 5, L. D. 153, I will make a motion that this bill be indefinitely postponed so I will have a motion to talk to.

The SPEAKER: The question before the House now is the motion of the gentleman from Enfield, Mr. Dudley, that this bill and its accompanying papers be indefinitely postponed. The gentleman may proceed.

Mr. DUDLEY: Now I would like to enlighten the House the best I can on what this bill, in my opinion does. First, let me say that I have been in the House several other terms, at least twice, when this bill has been defeated. Now the thing that a lot of people think is that this bill increasing the amount from

\$6,000 to \$9,000 that you can spend on town road improvement, they are going to get more money. This is not so, because from the General Highway Act there is only just a certain amount set aside for this program.

I don't know how I can best explain the bill to you except to say that this allows a town to spend more money on a designated piece of road, more — now the limit is \$6,000, this will allow them to spend up to \$9,000. Well, I tell you, the reason that — some of the reasons that I am opposed to it I suspect, is before the Committee of which I am a member, the postal mail carriers seem to be opposed to the bill.

Now to enlighten you on how we happened to have this type of legislation in the first place. Several years ago we had what was known as the "pork barrel account" and it didn't seem to be a proper method of distributing these funds, so we passed a bill known as the — at that time it was the postal mail carriers, routes or something, and later it was changed to town road improvement, and at that time it was about \$1500 a mile. Now the intent of the bill was to get the fellow who lived in the last house on the farm out of the mud, and it was a very good bill, and the towns were expected to contribute to it. In other words, right now they can spend \$10,000 or any amount and always could. The only thing this bill said is this is what the state will participate, up to \$6,000. Beyond that, the town has to carry. Now if you don't raise the amount of money in the fund, all you are doing is building a shorter piece of road, but you are building it thicker.

An easy way to explain it would be like the frosting on a cake. This way, as it is now, you could make it go farther and go to more farms and get more people out of the mud. If you raise it to \$9,000, certainly you will build a better road but you will get less people out of the mud, so you are defeating the purpose of the original bill. Now another thing, another angle to this bill, for the people that live in urban areas,

I can say this, this year there is no move to raise the amount in the fund, but I am sure another year they will be around to rob the general highway fund for more money. So we are getting away from the intent of the original bill. The original bill, the intent, was that we would try to get these farmers out of the mud so that the rural mail carrier could get to each and every one of them with the mail.

Now if you spend the money all in one place you are defeating the purpose one way; and the other way you are defeating it is because you are ruining the incentive for the town to participate. What you are trying to do is trying to say that now the State will pay the whole cost. In other words, the town won't put anything. The original intent of the bill was the State was going to help the towns get out of the mud, which I think they should be. I think we should get as many people out of the mud as possible. I agree with the rural mail carriers that it is better at \$6,000 than it is at 9,000 and I don't want to see the highway fund raided further two years from now, and I hope that you will go along with the motion to indefinitely postpone. It has been indefinitely postponed many times, this same bill in this same House. Thank you.

The SPEAKER: The Chair recognizes the gentleman from Brownville, Mr. Ross.

Mr. ROSS: Mr. Speaker, I am a signer of the Majority "Ought to pass" Report. This bill had a good hearing and it came out of our Committee nine to one "Ought to pass." For the benefit of the members of the House that are not familiar with it, I would like to explain that it is only permissive legislation. If you have a mile of road, you can put town road improvement money in at the present time up to the amount of \$6,000. It costs more to build a mile of road today than it did several years ago. Now under this bill, you will be allowed to put \$9,000 in one mile of road; it doesn't say that you have to, but a road that has grain trucks and

what-not going over it, under this bill, will be allowed to put \$9,000 of town road improvement money into this one mile. It is strictly permissive. It doesn't say that you have to put \$9,000 in any mile, and I think that the nine to one Committee Report speaks for itself and I hope that the motion to indefinitely postpone is defeated.

The SPEAKER: The Chair recognizes the gentleman from Eagle Lake, Mr. Martin.

Mr. MARTIN: Mr. Speaker and Members of the House: As the gentleman from Brownville, Mr. Ross, has already pointed out, this bill does not require that \$9,000 be given, it simply allows it. As you know, the costs of building a road today has simply gone up and that it varies greatly with the community and the needs of that community. Further, this bill does not cut the aid the town must put in in order to get the money from the improvement fund. The bill is still intended for equal distribution of the money for the unimproved roads. This is the prime concern of the State and it must always be.

The last increase to \$6,000 was in 1948. Certainly the cost of building a piece of road, whether it be one mile or ten thousand, has gone up, and this is why it must be changed to \$9,000. If we are realistic, and we must be, then we should pass this bill, not only to help the municipalities involved, but also to keep up with the changing costs. \$6,000 doesn't go too far to get the people out of the mud, and I believe \$9,000 would certainly help them.

As far as the funds are involved this would need not be increased since many towns do not use it, and the point is, you give it to those that don't. There were many people at the hearing as has already been pointed out, and I might add that approximately twenty officials or twenty town officials spoke in favor of this bill. The only group opposing the bill were the rural carriers.

Therefore, Mr. Speaker and Members of the House, I hope that the motion of the gentleman

from Enfield, Mr. Dudley, for indefinite postponement is defeated. Thank you.

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

Mr. COOKSON: Mr. Speaker and Members of the House: Having spent this town road improvement money myself for several years, I just would like to add a few things to what these other gentlemen here have already said.

We have gone on and spent our \$6,000 maybe ten years ago on a particular piece of road, and we were not allowed to spend any of it for far, so consequently, it has gone pretty much to pot. Now this would allow us to go back and spend another \$3,000 over that same area to improve it again, and this is all that this bill is asking for. I am sure you all agree that \$6,000 doesn't go very far in improving, that is the work that the bill was meant for was to improve these roads, not build them, because you can't build them for 6,000 or 9,000 either. It is just to improve them. Thank you.

The SPEAKER: The Chair recognizes the gentleman from Clinton, Mr. Hunter.

Mr. HUNTER: Mr. Speaker, having been a selectman in my town for sixteen years, I can appreciate this bill. We have a road under the \$6,000 that we weren't able to finish, it's about two-thirds done. This \$9,000 would give us a chance to finish this road without raising the money in town and raising our taxation. All the selectmen in my area are all in favor of this bill; everyone I have talked to have been in favor of it. Thank you.

The SPEAKER: The Chair recognizes the gentleman from Madison, Mr. Stoutamyer.

Mr. STOUTAMYER: Mr. Speaker, as a signer of the Majority Report, and to set the record straight, in answer to the gentleman from Enfield, Mr. Dudley, in this particular bill the mail carriers did not object. They were represented by Mr. Edgerly of Kingfield, their elected representative, and he appeared as neither an opponent or a proponent.

He was an opponent to a bill that was withdrawn which was similar to this.

The SPEAKER: Is the House ready for the question? The Chair recognizes the gentleman from Biddeford, Mr. Nadeau.

Mr. NADEAU: Mr. Speaker and Members of the House: I am a member of the Committee, and I am convinced that we should raise this from \$6,000 to \$9,000, after being at the hearing and listening to all these people that came, and their explanation convinced me.

The SPEAKER: The question before the House is the motion of the gentleman from Enfield, Mr. Dudley, that Bill "An Act relating to Expenditure of Town Road Improvement Funds," House Paper 129, Legislative Document 153 be indefinitely postponed.

All those in favor of this bill being indefinitely postponed will say aye; those opposed, no.

A viva voce vote being taken, the motion did not prevail.

Thereupon, the Bill was passed to be engrossed as amended by Committee Amendment "A" and sent to the Senate.

Bill "An Act to Create the Brewer Sewerage District" (H. P. 154) (L. D. 177)

Bill "An Act to Amend Charter of Westbrook Sewerage District" (H. P. 157) (L. D. 180)

Bill "An Act relating to Dissolution of York Sewer District" (H. P. 246) (L. D. 314)

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.

Third Reader Amended

Bill "An Act relating to Penalty Relative to Short Lobsters" (H. P. 250) (L. D. 318)

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

On motion of Mr. Lowery of Brunswick, the House voted to reconsider its action whereby on

February 12 Committee Amendment "A" was adopted.

Thereupon, Mr. Lowery of Brunswick offered House Amendment "A" to Committee Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H. P. 250, L. D. 318, Bill, "An Act Relating to Penalty Relative to Short Lobsters."

Amend said Amendment by striking out all of the 5th, 6th, 7th, 8th, 9th and 10th 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, up to and including the first 5, and by a fine of \$25 for each such lobster in excess of 5, or by imprisonment for not more than 90 days, or by both."

House Amendment "A" to Committee Amendment "A" was adopted.

Thereupon, Committee Amendment "A" as amended by House Amendment "A" thereto, was adopted, the Bill passed to be engrossed as amended and sent up for concurrence.

Bill "An Act relating to Open Season on Raccoons" (H. P. 334) (L. D. 437)

Bill "An Act relating to Authority of Rumford Water District to Take Land in Town of Peru" (H. P. 363) (L. D. 465)

Bill "An Act to Increase Borrowing Capacity of Topsham Sewer District and to Provide a Lien for Charges" (H. P. 364) (L. D. 466)

Bill "An Act Increasing Death Benefits under State Retirement Law" (H. P. 368) (L. D. 470)

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.

The SPEAKER: The Chair recognizes the gentleman from York,

Mr. Erwin, and inquires for what purpose does the gentleman arise?

Mr. ERWIN: Mr. Speaker, I would like to refer back to item number one, Bill "An Act Providing for Adult Identification Cards under Liquor Law," H. P. 149, L. D. 172, which was passed to be engrossed, and move reconsideration.

The SPEAKER: The gentleman is in order. You may proceed.

Mr. ERWIN: Mr. Speaker, I was not awake, I'm afraid, when we passed this bill to be engrossed, Mr. Speaker, and I am going to move that we reconsider that action, because it is my understanding that the sponsor, the gentleman from Moscow, Mr. Beane, has an amendment pending, and I note his absence. And if we may reconsider our action, I will then come forth with an appropriate motion after that.

The SPEAKER: The gentleman from York, Mr. Erwin, moves that we reconsider our action whereby we passed item one to be engrossed, Bill "An Act Providing for Adult Identification Cards under Liquor Law." Is this the pleasure of the House?

The motion prevailed.

Thereupon, on motion of Mr. Erwin of York, tabled pending passage to be engrossed and specially assigned for tomorrow.

Passed to Be Enacted Emergency Measure

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 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. 127 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.

Emergency Measure

An Act Authorizing the Municipalities of Cumberland and North Yarmouth to Form a School Administrative District (H. P. 48) (L. D. 60)

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. 131 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.

Orders of the Day

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

Bill "An Act Repealing the Law Regulating the Canning of Her-
ring." (H. P. 95) (L. D. 104)

Tabled—February 2, by Mr. Young of Gouldsboro.

Pending—Third Reading.

On motion of Mr. Mills of Eastport, retabled pending third reading and tomorrow assigned.

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

Bill "An Act Prohibiting Taking of Fish as Bait in Certain Inland Waters." (H. P. 224) (L. D. 291)

Tabled—February 9, by Mr. Harvey of Woolwich.

Pending—Third Reading.

The SPEAKER: The Chair recognizes the gentleman from Woolwich, Mr. Harvey.

Mr. HARVEY: Mr. Speaker, this bill was a department bill, and the purpose of it was the prohibiting of these carp in inland waters. I have talked with the department. At the time, I don't believe they realized the impact of this bill, and it would put dozens of bait dealers out of business, and any citizen on the coastal waters of Maine would not be able to take the so-called "mummy chubs" for use as bait for fishing for pickerel, perch and

so forth. Now I pointed out to the Department that Section 63 of the Maine fishing laws prohibits the taking and use of carp, and they agree with me that under the circumstances that this bill should be indefinitely postponed.

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

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

Mr. COOKSON: Mr. Speaker, as a member of the Fish and Game Committee that heard this bill, I wish to go along with the gentleman from Woolwich, Mr. Harvey.

The SPEAKER: The question before the House is the motion of the gentleman from Woolwich, Mr. Harvey, that this bill be indefinitely postponed. All those in favor of this bill being indefinitely postponed will say aye; those opposed, no.

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

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

Bill "An Act Prohibiting the Marking of Absentee Ballots Before Certain Officials." (H. P. 49) (L. D. 61)

Tabled—February 10, by Mr. Fortier of Waterville.

Pending—Third Reading.

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

Mr. ROSS: Mr. Speaker and Ladies and Gentlemen of the House: Last week the Assistant Minority Floor Leader said that this bill would not affect him because he was neither a Justice of the Peace or a Notary Public. I am a Justice of the Peace and I will admit that one of the reasons I became a Justice of the Peace was to help get sick ballots. But at the time I became a Justice of the Peace I was not

running for a political office. But what amazes me is the fact that evidently this has now become a partisan issue. If that is so, I wonder if some persons in this House haven't chosen the wrong side of the issue. For instance, down my way in Sagadahoc County, the passage of this bill would help the Republican Party. That is so because the last few years the opposition candidates have done an excellent job in getting absentee ballots, but I certainly would not vote for this bill just because of that. Both parties have volunteer committees to get absentee votes, I realize that, but in the final analysis, it's the candidates themselves who are interested in getting votes and this certainly discriminates against all candidates on every echelon in both political subdivisions. I move indefinite postponement.

The SPEAKER: The Chair recognizes the gentleman from Mars Hill, Mr. Dickinson, and the question before the House now is on the motion of the gentleman from Bath, Mr. Ross, that this bill and its accompanying papers be indefinitely postponed.

Mr. DICKINSON: Mr. Speaker, as a member of the Election Laws Committee who signed the majority report on this bill, it might seem rather inconsistent to vote to table after that previous action. However, I have in my possession a corrected reprint of L. D. 61, which includes or excludes three more individuals than the L. D. which the Committee considered. Therefore, it would seem to me that this reprint should be re-referred to the Committee on Election Laws before further action.

The SPEAKER: The question before the House now is on the motion of the gentleman from Mars Hill, Mr. Dickinson, that this bill be recommitted to the Committee on Election Laws.

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

Mr. ROSS: Mr. Speaker, definitely this is not a party or partisan matter. The reason that I opposed this bill, I figure that it

is going to disenfranchise some people. It isn't always that you can get a Notary Public to go, for instance, on a Saturday afternoon, and furthermore, I think that definitely it makes a candidate who is a Notary Public, makes him to appear untrustworthy. I certainly support the motion to indefinitely postpone.

The SPEAKER: The question before the House is on the motion of the gentleman from Mars Hill, Mr. Dickinson, that this bill and its accompanying papers be re-committed.

The Chair recognizes the gentleman from Mars Hill, Mr. Dickinson.

Mr. DICKINSON: Mr. Speaker, perhaps a little further explanation is in order. This reprint, besides including the names of the Justices of the Peace, Notary Public and Clerk of Courts, includes Deputy Town Clerks, Town Clerks and Dedimus Justices. I am a Notary and would hope that the action which I took wasn't a reflection on Notaries, but when a Dedimus Justice is thrown in with the group, that makes it a little bit different matter in my opinion.

The SPEAKER: The question before the House is the recommitment question. Is the House ready for the question?

The Chair recognizes the gentleman from Lewiston, Mr. Bussiere.

Mr. BUSSIÈRE: If I am in order, I would like to table this bill until tomorrow.

The SPEAKER: The gentleman from Lewiston, Mr. Bussiere, now moves that this bill lie upon the table assigned for tomorrow. All those in favor of this bill lying upon the table assigned for tomorrow will say aye; those opposed will say no.

A viva voce vote being taken, the motion did not prevail.

The SPEAKER: Is the House now ready for the question of recommitment?

Mr. Anderson of Ellsworth requested a division.

The SPEAKER: The gentleman from Ellsworth, Mr. Anderson, requests a division. All those in favor of this bill being recommitted to the Committee on Election Laws will kindly rise and remain stand-

ing until the monitors have taken the count.

A division of the House was had.

Eighty-five having voted in the affirmative and thirty-four having voted in the negative, the motion prevailed. Sent up for concurrence.

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

An Act relating to Bow and Arrow Hunting on Mount Desert Island, Hancock County." (H. P. 131) (L. D. 155)

Tabled—February 10, by Mr. Kennedy of Milbridge.

Pending—Passage to be Enacted.

On motion of Mr. Benson of Southwest Harbor, the House voted to suspend the rules and to reconsider its action of February 2 whereby this Bill was passed to be engrossed.

Whereupon, Mr. Benson of Southwest Harbor offered House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to H. P. 131, L. D. 155, Bill, "An Act Relating to Bow and Arrow Hunting on Mount Desert Island, Hancock County."

Amend said Bill by adding at the end thereof, the following:

'Referendum; effective date; certificates to Secretary of State.

This Act shall take effect 90 days after adjournment of the Legislature only for the purpose of permitting its submission to the legal voters within each of the Towns of Bar Harbor, Mount Desert, Southwest Harbor and Tremont, present and voting at the annual town meeting held in 1966 by said towns, respectively. The town clerks in the respective towns shall reduce the subject matter of this Act to the following question: "Shall the Act Relating to Bow and Arrow Hunting on Mount Desert Island, Hancock County, passed by the 102nd Legislature, be accepted?" The voters shall indicate by a cross or check mark placed against the words "Yes" or "No" their opinion of the same. This Act shall take effect for all purposes hereof after its acceptance by a majority of the legal voters

voting on the question at town meetings in each of the 4 above-named towns.

The results of all votes to accept or reject this Act in said towns shall be declared by the municipal officers of the Towns of Bar Harbor, Mount Desert, Southwest Harbor and Tremont, respectively, and returns filed by the town clerks with the Secretary of State.

House Amendment "A" was adopted, the Bill passed to be engrossed as amended by House Amendment "A" in non-concurrence and sent up for concurrence.

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

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

Tabled—February 11, by Mr. Bernard of Sanford.

Pending—Acceptance.

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

Mr. BERNARD: Mr. Speaker, Ladies and Gentlemen of the House: I had an amendment drawn to present this morning, and I also understand that there was another amendment to be presented at the same time. Now there is a legal question that has arisen between the Attorney General and Mr. Green of Sea and Shore Fisheries. I have been asked to recommit this to the Committee in order to have a conference with the Committee, the Attorney General and the Sea and Shore Commissioner.

The SPEAKER: The Chair understands the gentleman from Sanford, Mr. Bernard, moves this matter be recommitted to the Committee on Sea and Shore Fisheries. Is this the pleasure of the House?

The motion prevailed. Sent up for concurrence.

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

HOUSE REPORT—"Ought to pass" as Amended by Committee Amendment "A" — Committee on Public Utilities on Bill "An Act relating to the Freeport Water Company" (H. P. 286) (L. D. 368)

Tabled—February 11, by Mr. D'Alfonso of Portland.

Pending—Acceptance.

On motion of Mr. D'Alfonso, of Portland, retabled pending acceptance of the Committee Report and tomorrow assigned.

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

Bill "An Act relating to Insurance on Public Buildings." (H. P. 931)

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

Pending—Motion of Mr. Scott of Wilton to refer to Committee on Business Legislation.

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

Mr. LEVESQUE: Mr. Speaker, I now move this matter be referred to the Committee on State Government by accepting the Committee Report.

The SPEAKER: The question before the House is the motion of the gentleman from Wilton, Mr. Scott, that this matter be referred to the Committee on Business Legislation. All those in favor will say aye; those opposed, no.

A viva voce vote was doubted by the Chair.

A division was requested by Mr. Levesque of Madawaska.

A division of the House was had.

Seventy-three having voted in the affirmative and forty-seven having voted in the negative, the motion prevailed, the Bill was referred to the Committee on Business Legislation, 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 Tax on Lobsters Shipped Beyond the State." (H. P. 938)

Tabled—February 12, by Mr. Lowery of Brunswick.

Pending—Reference.

On motion of Mr. Lowery of Brunswick, 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:

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) Committee Amendment "A" adopted.

Tabled—February 12, by Mr. Martin of Eagle Lake.

Pending — Adoption of House Amendment "A."

On motion of Mr. Martin of Eagle Lake, House Amendment "A" was adopted.

Thereupon, Committee Amendment "A" as amended by House Amendment "A" thereto, was adopted, the Bill passed to be engrossed as amended in non-concurrence and sent up for concurrence.

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

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

Tabled—February 12, by Mr. Davis of Calais.

Pending—Reference.

On motion of Mr. Davis of Calais, referred to the Committee on Transportation, ordered printed and sent up for concurrence.

The Chair laid before the House the eleventh 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 12, by Mr. Anderson of Orono.

Pending—Passage.

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

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House: I move that Item 11 be referred to the Committee on Rules and Business of the House.

The SPEAKER: The gentleman from Madawaska, Mr. Levesque, now moves that this matter be referred to the Committee on Rules and Business of the House.

The Chair recognizes the gentleman from South Thomaston, Mr. Kittredge.

Mr. KITTREDGE: Mr. Speaker, Ladies and Gentlemen: I certainly welcome the move to recommend that this be referred to the Committee on Rules of the House, because very definitely this should be included in House Rules. However, since I have previously checked with both sides of the House on this order before I drew it up, why I would greatly appreciate it if some member of the House would table item 11 again so that I may recheck to see if the leadership on either side would like to have anything further included in the order.

The SPEAKER: The Chair recognizes the gentleman from Augusta, Mr. Katz.

Mr. KATZ: Mr. Speaker, I move that this lay upon the table until tomorrow.

The SPEAKER: The gentleman from Augusta, Mr. Katz, now moves that this matter lie upon the table assigned for tomorrow pending the motion of the gentleman from Madawaska, Mr. Levesque, that this matter be referred to the Committee on Rules and Business of the House.

Mr. Levesque of Madawaska requested a division.

The SPEAKER: The gentleman from Madawaska, Mr. Levesque, requests a division. 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.

Seventy-two having voted in the affirmative and fifty-seven having voted in the negative, the motion prevailed.

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

(Off Record Remarks)

On motion of Mrs. Lincoln of Bethel,

Adjourned until ten o'clock tomorrow morning.

SENATE

Wednesday, February 17, 1965

Senate called to order by the President.

Prayer by the Rev. John Donovan of Winthrop.

On motion by Mr. Jutras of York, the Journal of yesterday was Read and Approved.

Papers from the House

Non-concurrent matters

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)

In Senate, February 10, Passed to Be Engrossed as Amended by Committee Amendment "A"

Comes from the House, Passed to Be Engrossed as Amended by Committee Amendment "A" (S-4) and House Amendment "A" (H-25) in Non-concurrence.

In the Senate, that body voted to recede and concur.

Bill, "An Act Relating to Bow and Arrow Hunting on Mount Desert Island, Hancock County." (H. P. 131) (L. D. 155)

In House, February 2, Passed to Be Engrossed.

In Senate, Passed to Be Engrossed in concurrence.

Comes from the House Passed to Be Engrossed as Amended by House Amendment "A" (H-40)

In the Senate:

Mr. BROWN of Hancock: Mr. President, I move that the Senate recede and concur.

Mr. HARDING of Aroostook: Mr. President, I move that the bill be tabled.

Thereupon, the bill and accompanying papers were tabled pending the motion of Senator Brown of Aroostook that the Senate recede and concur.

House Papers

Bill, "An Act Reactivating the Maine Governor's Committee on Aging." (H. P. 793) (L. D. 1071)

Bill, "An Act Providing Subsidy to Driver Education." (H. P. 792) (L. D. 1128)

Which were referred to the Committee on Appropriations and Financial Affairs in concurrence.

Bill, "An Act Relating to Election of Clerks and Secretaries of Trust Companies." (H. P. 795) (L. D. 1072)

Bill, "An Act Concerning Insider Trading of Domestic Stock Insurance Company Equity Securities." (H. P. 796) (L. D. 1073)

Which were referred to the Committee on Business Legislation in concurrence.

Bill, "An Act Relating to Status of Academies, Seminaries and Institutes as Public High Schools for Certain Purposes." (H. P. 797) (L. D. 1074)

Which was referred to the Committee on Education in concurrence.

Bill, "An Act Relating to Board of Visitors for Institutions Under Department of Mental Health and Corrections." (H. P. 798) (L. D. 1075)

Bill, "An Act Relating to Escape of Women Sentenced to the Maine State Prison." (H. P. 799) (L. D. 1076)

Bill, "An Act Relating to Inmates at Reformatories Attending Funerals." (H. P. 800) (L. D. 1077)

Bill, "An Act Defining Mental Illness for Public Assistance." (H. P. 801) (L. D. 1093)

(On motion by Mr. Girard of Androscoggin, tabled pending reference to a committee and especially assigned for the next legislative day.)

Bill, "An Act Relating to Right to Hold Property of Corporations for Facilities for Elderly Persons." (H. P. 802) (L. D. 1094)

Bill, "An Act Prohibiting Placement of State Children in a Receiving State Without Certain Notification." (H. P. 803) (L. D. 1095)

(On motion by Mr. Girard of Androscoggin, tabled pending reference.)

Bill, "An Act Relating to Practical Demonstrations Without Fee in Schools of Hairdressing and Beauty Culture." (H. P. 804) (L. D. 1096)

Bill, "An Act Authorizing Use of Prisoner Assistance by Certain