

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 23, 1965

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

Prayer by the Rev. Mr. T. Lee Burns of St. Patrick's Church, Lewiston.

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. 409)

**STATE OF MAINE
BUREAU OF PUBLIC
IMPROVEMENTS
AUGUSTA**

February 17, 1965

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

In accordance with the provisions of Title 5, Section 1742, Revised Statutes (1964) of Maine, we are submitting herewith the "Recommended Priorities for Projects Contained within Requests for Capital Improvements" for the fiscal years 1966 and 1967.

Respectfully,
(Signed)

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

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

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

From the Senate:

Joint Resolution Memorializing Congress Recommending Full Development of Electric Power Potential of Passamaquoddy Bay and Upper Saint John River (S. P. 408)

Came from the Senate read and adopted.

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

The SPEAKER: The Chair at this time is happy to recognize in the balcony of the House fifty students from Lewiston High School, accompanied by Miss Geneva Kirk and Mr. and Mrs. Robert Connors. These students are the guests of the Lewiston delegation.

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

From the Senate:

Bill "An Act Establishing an Inter-Agency Committee of State Government" (S. P. 392) (L. D. 1217)

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 Amending the Banking Laws" (S. P. 379) (L. D. 1216)

Bill "An Act to Incorporate the Abby Finance Company" (S. P. 390) (L. D. 1205)

Bill "An Act relating to Ownership of Property by Nonstock Corporations" (S. P. 394) (L. D. 1219)

Bill "An Act relating to Coercion in Placing Insurance on Real and Personal Property" (S. P. 395) (L. D. 1218)

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 Providing for Tax Sheltered Annuities for Employees of School Administrative Units" (S. P. 396) (L. D. 1220)

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 Location of Voters' Marks on Ballots" (S. P. 397) (L. D. 1221)

Came from the Senate referred to the Committee on Election Laws.

In the House, referred to the Committee on Election Laws in concurrence.

From the Senate:

Bill "An Act relating to Governor, Lieutenant Governor and Tribal Committee of the Passamaquoddy Tribe" (S. P. 402) (L. D. 1222)

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 Age of Operators of Motor Vehicles" (S. P. 398) (L. D. 1223)

Came from the Senate referred to the Committee on Judiciary.

In the House:

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

Mr. BUSSIERE: Mr. Speaker, in regard to item 9, L. D. 1223, I move that this bill be referred to the Transportation Committee.

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

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House: I think probably on item 9 that the gentleman from Lewiston, Mr. Bussiere refers to, has to do with the parts of the law as far as this bill is concerned; so I recommend that you retain this bill in the Committee of Judiciary rather than Transportation for interpretation procedure.

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

Mr. BLOUIN: Mr. Speaker, I would like to table this bill until tomorrow if it is possible.

The SPEAKER: The gentleman from Sanford, Mr. Blouin, now moves that item 9 lie upon the

table assigned for tomorrow pending the motion of the gentleman from Lewiston, Mr. Bussiere, that this matter be referred to the Committee on Transportation.

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

A division of the House was had.

Ten having voted in the affirmative and one hundred twenty-four having voted in the negative, the motion did not prevail.

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

Mr. LIBHART: Mr. Speaker, Ladies and Gentlemen of the House: Speaking to the motion as I understand is now before us, to refer to the Committee on Transportation, two similar bills were referred to Legal Affairs, and I am wondering if we don't make more sense in referring consistently bills of like nature to the same committee.

The SPEAKER: The question before the House is on the motion of the gentleman from Lewiston, Mr. Bussiere, that this bill be referred to the Committee on Transportation.

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

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen: Realizing that some of these bills were referred to Legal Affairs primarily because the Committee on Judiciary has got over one hundred bills before them. So, in some cases we have referred similar bills to the Committee on Legal Affairs. Others because of their complication we have referred them to Judiciary, but never in any case have we referred them to the Committee on Transportation. This was the recommendation of the Reference of Bills Committee that it go through Judiciary; so therefore, I still feel that

they should go to the Committee on Judiciary.

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

Mr. BUSSIERE: Mr. Speaker, Members of the House: Now that Mr. Levesque has explained the reason why this bill was referred to the Judiciary Committee, I am pretty certain that Mr. Levesque is right, so I will withdraw my motion.

The SPEAKER: The motion is withdrawn.

Thereupon, Bill "An Act relating to Age of Operators of Motor Vehicles," Senate Paper 398, L. D. 1223, was referred to the Committee on Judiciary in concurrence.

From the Senate:

Bill "An Act relating to Title References in Conveyances of Real Estate" (S. P. 399) (L. D. 1224)

Bill "An Act relating to Bonds in Attachment on Trustee Process" (S. P. 400) (L. D. 1225)

Bill "An Act Providing for Professional Immunity to Nurses in Emergency Cases" (S. P. 401) (L. D. 1226)

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

The SPEAKER: The Chair is pleased to recognize in the balcony of the House thirty-two Sunday School children from Orr's and Bailey Islands, Town of Harpswell, accompanied by their teachers Mayata Hillman, Freda Jones, Sandra Jones, Natalie Johnson, Pam Johnson, Ethlyn Johnson, Louise Coombs, and Vera Sylvester. They are the guests of Representative Prince of Harpswell.

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

From the Senate:

Bill "An Act relating to Time of Ordering Liquor by Certain Licensees" (S. P. 403) (L. D. 1227)

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 to Regulate Community Antenna Television Companies as Public Utilities" (S. P. 304) (L. D. 1231)

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 Catching Lobsters by Skindivers" (S. P. 386) (L. D. 1202)

Came from the Senate referred to the Committee on Sea and Shore Fisheries.

In the House, referred to the Committee on Sea and Shore Fisheries in concurrence.

From the Senate:

Bill "An Act Authorizing Expenditure from Funds of Passamaquoddy Tribe for Legal Services to Protect Lands" (S. P. 405) (L. D. 1228)

Bill "An Act relating to Compensation of Representative of Indian Tribes at the Legislature" (S. P. 406) (L. D. 1229)

Bill "An Act relating to Closing State Liquor Stores and Licensees in Case of Riots, Hurricanes and Floods" (S. P. 407) (L. D. 1230)

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 relating to Realty Subdivisions in Municipalities" (S. P. 388) (L. D. 1203)

Bill "An Act relating to Recording of Realty Subdivisions in

Municipalities and Unorganized Territory" (S. P. 389) (L. D. 1204)

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.

The SPEAKER: The Chair is pleased at this time to recognize in the balcony of the House forty members of the Sunny Servers 4-H Club of Turner, accompanied by their leaders, Mrs. Emerson, Mrs. Gilbert, Mrs. Stevens, Mrs. Sennett, Mrs. Talbot, and Mrs. Hooper. They are guests of the gentleman from Turner, Mr. Gilbert.

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

Senate Reports of Committees Leave to Withdraw

Report of the Committee on Judiciary on Bill "An Act relating to Trespass on Land of the University of Maine" (S. P. 64) (L. D. 125) reporting Leave to Withdraw.

Report of the Committee on Liquor Control reporting same on Bill "An Act relating to Part-Time Liquor Licenses" (S. P. 213) (L. D. 577)

Came from the Senate read and accepted.

In the House, the Reports were read and accepted in concurrence.

Ought Not to Pass

Report of the Committee on Judiciary reporting "Ought not to pass" on Bill "An Act Repealing Law Relating to Obstructions in Windows of Malt Liquor Licensed Restaurants" (S. P. 212) (L. D. 576)

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 Education reporting "Ought to pass" on Bill "An Act relating to Num-

ber of School Directors in a School Administrative District" (S. P. 238) (L. D. 748)

Report of the Committee on State Government reporting same on Bill "An Act relating to Boxing and Prize Fights" (S. P. 200) (L. D. 581)

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.

Referred to Committee on Highways

Report of the Committee on Appropriations and Financial Affairs on Resolve Appropriating Funds for a Motor Vehicle Registration Service and Storage Building" (S. P. 82) (L. D. 226) reporting that it be referred to the Committee on Highways.

Came from the Senate with the Report read and accepted and the Resolve referred to the Committee on Highways.

In the House, the Report was read and accepted and the Resolve referred to the Committee on Highways in concurrence.

Ought to Pass with Committee Amendment

Report of the Committee on Retirements and Pensions on Bill "An Act Providing for Coverage of Employees of Maine State Employees Association under State Retirement System" (S. P. 71) (L. D. 132) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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

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

Committee Amendment "A" was read by the Clerk as follows:
COMMITTEE AMENDMENT "A"
to S. P. 71, L. D. 132, Bill, "An Act Providing for Coverage of Employees of Maine State Em-

ployees Association Under State Retirement System."

Amend said Bill, in the Title, by inserting after the word "Association" the words "and Maine State Employees Credit Union."

Further amend said Bill, in the 8th line, by inserting after the underlined word and punctuation "Association," the underlined words and punctuation "Maine State Employees Credit Union."

Further amend said Bill, in the 16th line, by inserting after the underlined word and punctuation "directors," the underlined words and punctuation "or Maine State Employees Credit Union through its board of directors."

Further amend said Bill, in the 25th line, by inserting after the underlined word and punctuation "Association," the underlined words and punctuation "Maine State Employees Credit Union."

Further amend said Bill, in the 31st line, by inserting after the underlined word "Association" the underlined words and punctuation "or Maine State Employees Credit Union."

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

Non-Concurrent Matter

Bill "An Act Defining Mental Illness for Public Assistance" (H. P. 801) (L. D. 1093) which was referred to the Committee on Health and Institutional Services in the House on February 10.

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

In the House: On motion of Mr. Levesque of Madawaska, the House voted to insist.

Non-Concurrent Matter

Bill "An Act Prohibiting Placement of State Children in a Receiving State Without Certain Notification" (H. P. 803) (L. D. 1095) which was referred to the Committee on Health and Institutional Services in the House on February 10.

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

In the House: On motion of Mr. Levesque of Madawaska, the House voted to insist.

Non-Concurrent Matter

Bill "An Act relating to Operation of Homemaker Service by Department of Health and Welfare" (H. P. 806) (L. D. 1098) which was referred to the Committee on Health and Institutional Services in the House on February 10.

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

In the House: On motion of Mr. Levesque of Madawaska, the House voted to insist.

Non-Concurrent Matter

Bill "An Act relating to Expenses of Sanity Examination of Accused Persons in the District Court and Expenses of Blood Tests in Drunken Driving Cases" (H. P. 819) (L. D. 1110) which was referred to the Committee on Judiciary in the House on February 10.

Came from the Senate referred to the Committee on Towns and Counties in non-concurrence.

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

Non-Concurrent Matter

Resolve Proposing an Amendment to the Constitution to Eliminate Voting Restrictions on Paupers (H. P. 9) (L. D. 9) which was passed to be engrossed as amended by Committee Amendment "A" and House Amendment "A" to Committee Amendment "A" in non-concurrence in the House on February 17.

Came from the Senate with House Amendment "A" to Committee Amendment "A" indefinitely postponed and the Resolve passed to be engrossed as amended by Committee Amendment "A" as amended by Senate Amendment "A" thereto in non-concurrence.

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

**Non-Concurrent Matter
Tabled and Assigned**

Bill "An Act relating to Sale of Publications of Department of Inland Fisheries and Game" (H. P. 216) (L. D. 284) which was passed to be engrossed in the House on February 9.

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

In the House: On motion of Mr. Anderson of Ellsworth, the Bill was tabled pending further consideration and specially assigned for Thursday, March 4.

Non-Concurrent Matter

Bill "An Act relating to Authority of Rumford Water District to Take Land in Town of Peru" (H. P. 363) (L. D. 465) which was passed to be engrossed as amended by Committee Amendment "A" in the House on February 16.

Came from the Senate with Committee Amendment "A" indefinitely postponed and the Bill passed to be engrossed in non-concurrence.

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

Messages and Documents

The following Communications:

**THE SENATE OF MAINE
AUGUSTA**

February 16, 1965

Honorable Jerome G. Plante
Clerk of the House
of Representatives
102nd Legislature

Sir:

The President of the Senate today appointed the following Conferees on the part of the Senate on the disagreeing actions of the two branches of the Legislature on H. P. 47, L. D. 59, Bill, An Act to Authorize the Town of Pownal to Form a School Administrative District:

Senators: SNOW of Cumberland
FALOON of Cumberland
HARDING of Aroostook

Respectfully submitted,

(Signed)

EDWIN H. PERT
Edwin H. Pert
Secretary of the Senate

**THE SENATE OF MAINE
AUGUSTA**

February 19, 1965

Honorable Jerome G. Plante
Clerk of the House of Representatives
102nd Legislature

Sir:

The President of the Senate today appointed the following Conferees on the part of the Senate on the disagreeing actions of the two branches of the Legislature on H. P. 133, L. D. 157, Bill, An Act relating to Publication of Fish and Game Regulations:

Senators: MANUEL of Aroostook
MacDONALD
 of Piscataquis
HOFFSES of Knox

Respectfully submitted,

(Signed)

EDWIN H. PERT
Secretary of the Senate

The Communications were read and ordered placed on file.

On the disagreeing action of the two branches of the Legislature on Bill "An Act relating to Publication of Fish and Game Regulations" (H. P. 133) (L. D. 157), the Speaker appointed the following Conferees on the part of the House:

Messrs. CROMMETT
 of Millinocket
COOKSON of Glenburn
POULIN of Skowhegan

**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:

Agriculture

Bill "An Act relating to Definition of Cord under Weights and

Measures Law" (H. P. 985) (Presented by Mr. Mitchell of Frankfort)

(Ordered Printed)

Sent up for concurrence.

Appropriations and Financial Affairs

Bill "An Act Providing for a State Government Information Bureau" (H. P. 986) (Presented by Mr. Bradstreet of Newport)

(Ordered Printed)

Sent up for concurrence.

Tabled and Assigned

Bill "An Act to Transfer Duties of Liquor Inspectors to the State Police" (H. P. 987) (Presented by Mr. Lane of Waterville)

Committee on Reference of Bills suggested that the Bill be referred to the Committee on Appropriations and Financial Affairs and printing.

Mr. Lund of Augusta moved reference to the Committee on Liquor Control.

Whereupon, on motion of Mr. Levesque of Madawaska, tabled pending the above motion and specially assigned for tomorrow.

Business Legislation

Bill "An Act relating to Unlawful Practices under Unfair Sales Act" (H. P. 989) (Presented by Mr. Fecteau of Biddeford)

(Ordered Printed)

Bill "An Act Defining Interest on Loans" (H. P. 990) (Presented by Mr. Gillan of South Portland)

(Ordered Printed)

Bill "An Act relating to Retail Installment Sales" (H. P. 991) (Presented by Mr. Lane of Waterville)

(Ordered Printed)

Sent up for concurrence.

Tabled and Assigned

Bill "An Act to Establish Savings Bank Life Insurance" (H. P. 992) (Presented by Mr. Ross of Bath and Mr. Graham of Freeport)

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

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

Mr. ROSS: Mr. Speaker and Members of the House: We have before us today for the first time a very controversial piece of legislation. This is a bill which would permit Savings Banks to sell life insurance. Many people will disagree, but in my opinion it is an excellent bill. I decided to co-sponsor it for two reasons. I have always been interested in any logical method of helping the person making an average wage or less. This would give him the opportunity to buy moderate amounts of life insurance at a much cheaper rate than he can under the present system. I feel this is very important since thirty percent of our people own no life insurance at the present time.

When I say this bill is controversial, this is probably an understatement. I have no doubt that really it is one of the most controversial bills that we will have before us this year. For instance, on December 7, 1964, the Independent Insurance Agents Association of Maine agreed to hire counsel to fight this bill. Strangely enough, this was ten days before the savings banks decided to have it presented. Like all of you, I have many friends who sell insurance. They have already contacted me and said that the issue was too hot and that I should step aside. People said the same thing when I sponsored Maine's first Minimum Wage Law. In this game, as one of the great leaders of the Majority Party said, "If you can't stand the heat, stay out of the kitchen." If I make enemies for life because of one piece of legislation, so be it, but I certainly hope this will not be the case.

There are between 1,000 and 1500 life insurance agents in Maine. I fully realize that the majority of these will contact me personally and probably write letters to all of you. They will say that we are trying to put them out of business. This is ridiculous. If we can make more people insurance conscious, the more insurance will be sold on all levels. They will say that banks have no right to be in the insurance business, since it is not compatible

with banking. I suppose that drug stores were not too happy when chain stores started selling drugs. Along the same vein, department stores are probably not too pleased that large drug stores sell miscellaneous sundries. As far as compatibility goes, the philosophy of savings banks has always been to encourage thrift and savings. Certainly insurance is a positive form of both of these.

The second reason that I decided to sponsor this bill, aside from low cost, has to do with discrimination. I believe that a person should have the right to buy a thing how and where he pleases. Life insurance is one of the few commodities that you can't go to a store or office to purchase. An agent must come to see you. This is the sales philosophy of one of our nation's largest industries—life insurance. At this point, I certainly do not want to give away all of my major arguments. I have a great many of them, but this is just the "weighing in ceremony" today. Consequently, why am I even talking about this subject? I am most concerned about the Committee reference.

Joint Rule 17 says, "No member shall be permitted to vote on any question in either branch of the legislature, nor in committee, whose private right, distinct from public interest, is immediately involved." The suggested reference for this bill is Business Legislation. Four of the ten members on this committee are in the insurance business. I certainly would not want to embarrass these gentlemen. Therefore, I feel it would be much more appropriate to refer this bill to the Judiciary Committee which is accustomed to handling all sorts of issues covering a wide scope and breadth and at this point, I so move.

The SPEAKER: The question before the House is on the motion of the gentleman from Bath, Mr. Ross, that this matter be referred to the Committee on Judiciary, be ordered printed and sent up for concurrence.

The Chair recognizes the gentleman from Freeport, Mr. Graham.

Mr. GRAHAM: Mr. Speaker and Ladies and Gentlemen: As the co-sponsor of this bill, I rise in support of the gentleman from Bath, Mr. Ross, that this bill be referred to the Judiciary Committee. Alas, I don't have a penny in any savings bank anywhere, but I began supporting this bill nearly forty years ago. The fight of Louis Brandeis, later one of America's most distinguished Supreme Court Justices, to bring safe, inexpensive life insurance through the savings bank to the people of Massachusetts is one of the most inspiring stories in our business history. I believe that subject to the usual legal safeguards the people of Maine should have the right to buy life insurance where and as they please. No group should have the power to say to them nay.

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

Mr. HEALY: Mr. Speaker, Ladies and Gentlemen of the House: Just a brief reference to the remarks of our good friend, Representative Ross, about the percentage of people who are uninsured. I think that's thirty percent of those who can't get it anyway. Thank you.

The SPEAKER: The Chair recognizes the gentleman from Wilton, Mr. Scott.

Mr. SCOTT: Mr. Speaker, Ladies and Gentlemen of the House: I hate to start the week disagreeing the first thing with my good friend from Bath, the gentleman Mr. Ross. However, I must disagree with him on this point. I happen to be in the general insurance business and I have no particular interest in life insurance, so I don't think that I have already made up my mind on this bill. I happen to be on the Business Legislation Committee and insurance matters have consistently been referred to this Committee and I can assure the gentleman from Bath, Mr. Ross, that he will receive a fair

trial if he comes before our Committee.

The SPEAKER: The Chair recognizes the gentleman from Southwest Harbor, Mr. Benson.

Mr. BENSON: Mr. Speaker and Ladies and Gentlemen of the House: I rise in support of the remarks of my good friend, Mr. Scott, and in opposition to my good friend from Bath, Mr. Ross. I think he was understating it a little bit when he said this was controversial. I can't speak as to the heat of the kitchen whether he should be there or he shouldn't. But, I do think this matter does belong before the Business Legislation Committee and I would urge the House to vote against the motion of the gentleman from Bath, Mr. Ross, to send it to Judiciary.

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

Mr. LEVESQUE: Mr. Speaker, Members of the House: In due respect to all the wonderful colleagues this morning and in the heat of the kitchen and probably in the heat of these halls in a few days, I would now like to respectfully ask that these would be heard in the kitchen and in the hall until tomorrow, so I ask that it be tabled until tomorrow.

The SPEAKER: The Chair would remind the gentleman from Madawaska, Mr. Levesque, that a tabling motion is not debatable.

The question before the House now is the motion of the gentleman from Madawaska, Mr. Levesque, that this matter lie upon the table assigned for tomorrow pending the motion of the gentleman from Bath, Mr. Ross, that this matter be referred to the Committee on Judiciary. Is this the pleasure of the House?

The motion prevailed.

Education

Bill "An Act relating to School Construction Aid in Administrative Units" (H. P. 993) (Presented by Mr. Benson of Southwest Harbor) (Ordered Printed)

Sent up for concurrence.

Health and Institutional Services

Bill "An Act relating to Duties of Department of Health and

Welfare Concerning Water Supplies" (H. P. 994) (Presented by Mr. Dumont of Augusta)

(Ordered Printed)

Bill "An Act relating to Testing Newborn Infants for Detection of Causes of Mental Retardation" (H. P. 995) (Presented by Mr. Dumont of Augusta)

(Ordered Printed)

Bill "An Act Increasing Renewal Fee of Certificate to Practice Chiropractic" (H. P. 996) (Presented by Mr. Lent of Scarborough)

(Ordered Printed)

Sent up for concurrence.

Judiciary

Bill "An Act Providing for Agreement on Detainers" (H. P. 997) (Presented by Mr. Lund of Augusta)

(Ordered Printed)

Bill "An Act Establishing Daylight Saving Time for All Year" (H. P. 998) (Presented by Mr. Anderson of Orono)

(Ordered Printed)

Sent up for concurrence.

The SPEAKER: The Chair recognizes the gentleman from Portland, Mr. Edwards. Does the gentleman care to reconsider one of these matters?

Mr. EDWARDS: The Speaker, yes, I would like to reconsider item 13, H. P. 998, since a similar bill has been heard already before the State Government Committee. I think this should be considered before a committee assignment is made.

The SPEAKER: The gentleman from Portland, Mr. Edwards, now moves that we reconsider our action whereby we referred item 13 to the Committee on Judiciary. Is this the pleasure of the House? All those in favor say aye; those opposed, no.

A viva voce vote was taken.

The SPEAKER: The Chair is in doubt. The Chair will remind the members that it is your obligation to vote.

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

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

The SPEAKER: A division is requested. All those in favor of reconsidering our action whereby item 13 was referred to the Committee on Judiciary will kindly rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Fifty-five having voted in the affirmative and sixty-six having voted in the negative, the motion to reconsider did not prevail.

Legal Affairs

Bill "An Act Prohibiting Dogs from Roaming at Large" (H. P. 999) (Presented by Mr. Dumont of Augusta by request)
(Ordered Printed)

Sent up for concurrence.

Public Utilities

Bill "An Act relating to Registration Number Displayed on Inland Steamers" (H. P. 1000) (Presented by Mr. Dickinson of Mars Hill)

(Ordered Printed)

Bill "An Act relating to Liability of Railroads for Injuries to Employees by Vehicles" (H. P. 1001) (Presented by Mr. Dudley of Enfield)

(Ordered Printed)

Bill "An Act relating to Charter Authority Incidental to Regular Route Bus Certificates" (H. P. 1002) (Presented by Mr. Lund of Augusta)

(Ordered Printed)

Sent up for concurrence.

State Government

Bill "An Act to Create the Maine Recreation Authority" (H. P. 1003) (Presented by Mr. Katz of Augusta and Mr. Danton of Old Orchard Beach)

(Ordered Printed)

Bill "An Act relating to the Status of Investigators in Department of Attorney General" (H. P. 1004) (Presented by Mr. Levesque of Madawaska)

(Ordered Printed)

Bill "An Act relating to Penalties for State House Parking Vio-

lations" (H. P. 1005) (Presented by Mr. Lund of Augusta)

(Ordered Printed)

Sent up for concurrence.

Taxation

Bill "An Act Providing for a State Income Tax" (H. P. 1006) (Presented by Mr. Graham of Freeport)

(Ordered Printed)

Bill "An Act Repealing Certain Exemptions from Sales Tax" (H. P. 1007) (Presented by Mrs. Wheeler of Portland)

(Ordered Printed)

Sent up for concurrence.

Towns and Counties

Bill "An Act Permitting Municipalities to Designate Historic Areas" (H. P. 1008) (Presented by Mr. Cottrell of Portland)

(Ordered Printed)

Sent up for concurrence.

Transportation

Bill "An Act relating to Weight of Three-Axle Trucks" (H. P. 1009) (Presented by Mr. Dudley of Enfield)

(Ordered Printed)

Sent up for concurrence.

The SPEAKER: The Chair at this time is pleased to recognize in the balcony of the House four pupils of the Government Class of the Williams High School of Oakland. The pupils are Lee Peters, Marilyn Wing, Johanna Tuttle, Priscilla Tukey, and they are accompanied by the Honorable Mayor of Waterville, Cyril Joly, and they are guests of Representative Sagahian of Belgrade.

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

The following Bill, 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:

Appropriations and Financial Affairs

Bill "An Act Directing Review of the Liquor Laws" (H. P. 988) (Presented by Mr. Lund of Augusta)

(Ordered Printed)

Sent up for concurrence.

Orders

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

Mrs. CARSWELL: Mr. Speaker, I am especially pleased to present this Order and move its passage.

The Clerk read the Order.

ORDERED, that the Sergeant-at-Arms be directed to escort to the rostrum Jean H. Childs, wife of the Speaker of the House, and their children Donna G., Michele J., Dana W. and William H. Childs.

The SPEAKER: Is it the pleasure of the House that this Order receive passage? It's a vote.

At this point, Jean H. Childs, wife of the Speaker of the House, and their children Donna G., Michele J., Dana W., and William H. Childs were escorted to the well of the Hall of the House by the Sergeant-at-Arms.

The SPEAKER: A privilege which is always extended to the Speaker of the House is giving him the opportunity to have his family appear upon the rostrum and have them introduced to the members of the House. This is of course an honor that every Speaker enjoys, and I certainly am no different than any other one, and it certainly is a great honor for me to introduce my family to you. I know that most of you have met my wife Jean (applause), and on my left is my oldest daughter Donna (applause), and my second daughter Michele (applause), and my oldest boy Dana (applause), and the problem of the family Billy (applause). And on behalf of the family we thank you very kindly. (Applause)

On motion of Mrs. Kilroy of Portland, it was

ORDERED, that Jon Hansen of Windham be appointed to serve as Honorary Page for today.

At this point, Master Jon Hansen was escorted to the well of the Hall of the House by the Sergeant-at-Arms.

The SPEAKER: Jon Hansen is the grandson of the gentlewoman from Windham, Mrs. Harvey. (Applause)

On motion of Mrs. Wheeler of Portland, it was

ORDERED, that the lady members of the House express their appreciation and thanks to an anonymous gentleman for the lovely corsages received today. (Applause)

On motion of Mr. Katz of Augusta, it was

ORDERED, that Larry Dudman of Augusta be appointed to serve as Honorary Page for today.

At this point, Master Larry Dudman was escorted to the well of the Hall of the House by the Sergeant-at-Arms.

On motion of Mr. Richardson, of Cumberland, it was

ORDERED, that Rev. Valton V. Morse of the Cumberland Congregational Church be invited to officiate as Chaplain of the House on Tuesday, April 6, 1965.

On motion of Mr. Erwin of York, it was

ORDERED, that Rev. William J. Kelly of St. Martha's Parish, Kennebunkport, be invited to officiate as Chaplain of the House on Wednesday, March 17, 1965.

House Reports of Committees Leave to Withdraw

Mrs. Kilroy from the Committee on Industrial and Recreational Development on Bill "An Act relating to Use of Fuel Fires in Tents (H. P. 130) (L. D. 154) reported Leave to Withdraw.

Mr. Cote from the Committee on Legal Affairs reported same on Bill "An Act Increasing Allowance for Uniforms of the Police Department of the City of Lewiston" (H. P. 236) (L. D. 305)

Reports were read and accepted and sent up for concurrence.

Covered by Other Legislation

Mr. Nadeau from the Committee on Highways reported Leave to Withdraw on Bill "An Act Appropriating Funds for Construction of New Dam Bridge, an Interstate Bridge" (H. P. 409) (L. D. 521), as covered by other legislation.

Report was read and accepted and sent up for concurrence.

Ought Not to Pass

Mr. Binnette from the Committee on Election Laws reported "Ought not to pass" on Bill "An Act Prohibiting the Marking of Absentee Ballots Before Certain Officials" (H. P. 49) (L. D. 61) which was recommitted.

Mr. Boissonneau from the Committee on Legal Affairs reported same on Bill "An Act Providing for Payment of Personal Property Taxes before Registration of Motor Vehicles and for Hunting and Fishing Licenses" (H. P. 237) (L. D. 306)

Mr. Libhart from same Committee reported same on Bill "An Act relating to Age of Operators of Motor Vehicles" (H. P. 146) (L. D. 169)

Reports were read and accepted and sent up for concurrence.

Tabled and Assigned

Mr. Buck from the Committee on Retirements and Pensions reported "Ought not to pass" on Resolve to Provide Retirement Credit for Seth A. Whitcomb of Readfield (H. P. 430) (L. D. 559)

Report was read.

(On motion of Mrs. Carswell of Portland, tabled pending acceptance of Committee Report and specially assigned for tomorrow.)

**Ought to Pass in New Draft
New Drafts Printed**

Mr. Nadeau from the Committee on Highways on Bill "An Act Appropriating Funds for Construction of Eddy Bridge, an Interstate Bridge" (H. P. 408) (L. D. 520) reported same in a new draft (H. P. 1010) (L. D. 1304) under title of "An Act Permitting Berwick to Apply for Aid under the Bridge Act for Construction of Eddy Bridge" and that it "Ought to pass"

Mr. Richardson from the Committee on Judiciary on Bill "An Act relating to Imposition of Sentence by the Court" (H. P. 140) (L. D. 163) reported same in a new draft (H. P. 1011) (L. D. 1305) under title of "An Act relating to Imposition of Sentence to the County Jail by the Court" and that it "Ought to pass"

Reports were read and accepted, the New Drafts read twice and tomorrow assigned.

**Ought to Pass
Printed Bills**

Mr. Ross from the Committee on Highways reported "Ought to pass" on Resolve Authorizing the Erection of a Marker Honoring the Memory of the Reverend Peter Powers of Deer Isle (H. P. 411) (L. D. 523)

Mr. Waltz from same Committee reported same on Resolve Authorizing State Highway Commission to Study Desirability of Bridge Across Saco River (H. P. 412) (L. D. 524)

Mrs. Baker from the Committee on Legal Affairs reported same on Bill "An Act Increasing Number of Members of Superintending School Committee of Town of Fairfield" (H. P. 234) (L. D. 303)

Mr. Conley from same Committee reported same on Bill "An Act Increasing Compensation of Councilmen of City of South Portland" (H. P. 147) (L. D. 170)

Mr. Libhart from same Committee reported same on Resolve Changing Name of Ames Cove, Knox County, to Flood's Cove (H. P. 240) (L. D. 309)

Mrs. Wheeler from same Committee reported same on Bill "An Act Increasing Salaries of Members of Council of City of Rockland" (H. P. 359) (L. D. 462)

Mr. Buck from the Committee on Retirements and Pensions reported same on Resolve Providing Pension for Emily Withee of Vassalboro (H. P. 536) (L. D. 710)

Mr. Lang from same Committee reported same on Resolve Providing for Pension for Mrs. Mary Belanger of Caribou (H. P. 92) (L. D. 101)

Mr. Lowery from the Committee on Sea and Shore Fisheries re-

ported same on Bill "An Act relating to Taking Alewives in Tremont, Hancock County" (H. P. 215) (L. D. 283)

Same gentleman from same Committee reported same on Bill "An Act relating to Enforcement of Laws Relating to Taking Alewives in Town of Blue Hill" (H. P. 413) (L. D. 525)

Mr. Crommett from the Committee on Towns and Counties reported same on Bill "An Act Increasing Payments to Franklin County Law Library" (H. P. 381) (L. D. 483)

Mr. Lycette from the Committee on Welfare reported same on Bill "An Act relating to Authority of Bureau of Social Welfare" (H. P. 480) (L. D. 633)

Mr. Millay from same Committee reported same on Bill "An Act relating to Relief of Paupers in Deorganized Places" (H. P. 576) (L. D. 746)

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

Ought to Pass with Committee Amendment

Mr. Bourgoin from the Committee on Election Laws on Bill "An Act relating to Boards of Registration in Certain Towns" (H. P. 471) (L. D. 624) 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. 471, L. D. 624, Bill,
"An Act Relating to Boards of
Registration in Certain Towns."

Amend said Bill in the 4th line from the end by inserting after the word "City" the underlined words 'or town'

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

Mr. Davis from the Committee on Judiciary on Bill "An Act relating to Hospitalization for Mental Illness of Convicts in County Jails" (H. P. 68) (L. D. 79) re-

ported "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. 68, L. D. 79, Bill,
"An Act Relating to Hospitaliza-
tion for Mental Illness of Convicts
in County Jails."

Amend said Bill, in section 1, by adding at the end of the 2nd underlined paragraph, the following underlined sentences: 'He shall also have the rights as set forth in Title 34, section 2376. If it is determined that he is not mentally ill, and his sentence has not expired, he shall be returned to the county jail.'

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

Mr. Lowery from the Committee on Sea and Shore Fisheries on Bill "An Act relating to Marine Worm Licenses, Marine Worm Research and Establishment of the Marine Worm Fund" (H. P. 288) (L. D. 370) 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. 288, L. D. 370, Bill,
"An Act Relating to Marine Worm
Licenses, Marine Worm Research
and Establishment of the Marine
Worm Fund."

Amend said Bill by adding at the end the following:

"Sec. 3. R. S., T. 12, § 4311,
amended. The first paragraph of
section 4311 of Title 12 of the Re-
vised Statutes is amended to read
as follows:

'All the license fees received from commercial shellfish and marine worm licenses and from interstate shellfish transportation licenses, and 10 per cent of all the license fees received from wholesale seafood dealer's and processor's licenses are allocated to the Shellfish Fund, as heretofore established.'

Sec. 4. R. S., T. 12, § 4311, sub-§ 1, amended. Subsection 1 of section 4311 of Title 12 of the Revised Statutes is amended to read as follows:

‘1 Purposes for which fund may be used. The commissioner may expend any and all of the money in the Shellfish Fund from time to time for the purpose of restoration, development and conservation of clams, quahogs, oysters and mussels and marine worms in the shores, flats or coastal waters of the State, and for the establishment and maintenance of permanent and temporary facilities used for such purposes.’

Sec. 5. Effective date. This Act shall become effective January 1, 1966.”

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

Mr. Lowery from the Committee on Sea and Shore Fisheries on Bill “An Act Regulating Taking of Alewives in Narraguagus River” (H. P. 414) (L. D. 526) 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. 414, L. D. 526, Bill,
“An Act Regulating Taking of Alewives in Narraguagus River.”

Amend said Bill by inserting after the underlined word and punctuation “for,” in the first line of the 4th paragraph the following underlined words and punctuation **‘and upon approval by the Commissioner of Sea and Shore Fisheries,’**

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

Passed to Be Engrossed

Bill “An Act relating to Tandem Axle Weights” (H. P. 60) (L. D. 335)

Bill “An Act relating to the Transportation of Refrigerated Products” (H. P. 107) (L. D. 115)

Bill “An Act relating to Stock of Merchandise in Retail Stores

under Liquor Law” (H. P. 152) (L. D. 175)

Bill “An Act relating to Definition and Standards for Apprenticeship Agreements” (H. P. 231) (L. D. 300)

Bill “An Act to Reconstitute School Administrative District No. 29” (H. P. 321) (L. D. 424)

Bill “An Act to Reconstitute School Administrative District No. 21” (H. P. 323) (L. D. 426)

Bill “An Act to Reconstitute School Administrative District No. 36” (H. P. 324) (L. D. 427)

Bill “An Act to Reconstitute School Administrative District No. 30” (H. P. 325) (L. D. 428)

Bill “An Act to Reconstitute School Administrative District No. 25” (H. P. 326) (L. D. 429)

Bill “An Act to Reconstitute School Administrative District No. 26” (H. P. 328) (L. D. 431)

Were reported by the 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 Employment of Minors under 18 years of Age” (H. P. 341) (L. D. 444)

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

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

Mr. COOKSON: Mr. Speaker, Members of the House: This bill was before us two years ago and I feel no different now than I did then. It simply reads that no minor under the age of eighteen shall be employed in any capacity that the Commissioner — it does not say who the commissioner is, but I suppose it is the Commissioner of Labor — determines to be hazardous, dangerous to the lives and so forth and so on. I still feel that this prerogative should be left up to the parents, and for this reason, I now move that this bill be indefinitely postponed.

The SPEAKER: The question before the House is the motion of the gentleman from Glenburn, Mr. Cookson, that this bill be indefinitely postponed.

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

Mr. LEVESQUE: Mr. Speaker, Ladies and Gentlemen of the House: This Legislative Document 444 received a public hearing and the Committee saw fit to report this bill a unanimous "ought to pass" Report, and I don't think that it is proper for me this morning to disclose all the reasons why this bill received an "Ought to pass" Report.

Now it might have been here two years ago; it might have been here four years ago, and it might have received different amendments at different times, but I feel certainly that all the people that were at the hearing and the commissioner appeared before the committee, and that is one of the reasons why this has received a unanimous "Ought to pass" Report, so I beg of the colleagues that we vote against this motion to indefinitely postpone this bill.

Mr. Bourgoin of Fort Kent requested a division.

The SPEAKER: Is the House ready for the question? The question before the House is the motion of the gentleman from Glenburn, Mr. Cookson, that Bill "An Act relating to Employment of Minors under 18 Years of Age," L. D. 444, H. P. 341, be indefinitely postponed. A division has been requested. All those in favor of the indefinite postponement of this bill will please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

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

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

Third Reader Indefinitely Postponed

Bill "An Act relating to Employment of Minors under 16 Years of Age" (H. P. 342) (L. D. 445) Was reported by the Committee on Bills in the Third Reading and read the third time.

The SPEAKER: The Chair recognizes the gentleman from Southwest Harbor, Mr. Benson.

Mr. BENSON: Mr. Speaker, Ladies and Gentlemen of the House: In reference to item 12, Legislative Document 445, we find here further restrictions on our young people by adding "construction activity," which covers a multitude of sins, "woods operation and tree surgery." Now if we continue to restrict the activities of our young men, I fear that we are going to soon have the field of activities to which they are able to expose themselves dwindled down to sitting on a soft pillow and sewing a fine seam. I would be a little bit concerned about the type of person that we will have result from this type of activity.

I think that we have already restricted our young people possibly more than they should be in the activities that they can indulge in during their formative years. I think that this restriction is not called for and certainly ill-advised. I now move that item 12, Legislative Document 445, and all accompanying papers be indefinitely postponed.

The SPEAKER: The question before the House is the motion of the gentleman from Southwest Harbor, Mr. Benson, that this bill be indefinitely postponed.

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

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House: This document, L. D. 445 has also received a unanimous report from the Committee on Labor, and we see that there has definitely been something that has been left out in our statute of leaving youngsters of eighteen — of sixteen years of age to be working around construction sites, woods operation and tree surgery. My feeling is that the Committee has studied this and has come out with a unanimous "Ought to pass" Report, that it is much more dangerous for the youngsters of sixteen to be working around construction sites, woods operations, tree surgery, than it is to be working around a bowling alley or a

pool room or such thing now covered under the bill. So it is with the sincere recommendation of the committee that these were dangerous areas that were left out of the books, and it has been found out that in certain areas these were proven to be dangerous and hazardous for sixteen year old youngsters, so that is why I say you should support the committee's report of "Ought to pass" and against the motion of the gentleman from Southwest Harbor, Mr. Benson.

Mr. Bourgoin of Fort Kent requested a division.

The SPEAKER: A division has been requested. The Chair recognizes the gentleman from Houlton, Mr. Berman.

Mr. BERMAN: Mr. Speaker, before we vote on this bill, I would like to inquire through the Chair, what the Committee felt were the standards in determining a construction activity?

The SPEAKER: The gentleman from Houlton, Mr. Berman, has made an inquiry through the Chair to any member of the House. Any member of the House may answer if he so desires. The Chair recognizes the gentleman from Madawaska, Mr. Levesque.

Mr. LEVESQUE: Mr. Speaker, in answer to the gentleman from Houlton, Mr. Berman, I think that when these things are questioned, that it is entirely in the hands of the Commissioner to investigate and find out just what activities are to be considered dangerous. These things are always referred to the Department of Labor and the Commissioner to investigate if there are dangerous activities involved around these construction sites, woods operation or tree surgery.

The SPEAKER: The Chair recognizes the gentleman from Southwest Harbor, Mr. Benson.

Mr. BENSON: Mr. Speaker and Ladies and Gentlemen: I would like to correct one statement made by the gentleman from Madawaska, Mr. Levesque, and that is that this was a unanimous committee report. I am a member of the Labor Committee and I have never been consulted as to how I would vote on this particular issue.

Another thing, the bill reads "no minor under sixteen years of age shall be employed, permitted or suffered to work in" and so forth. I think that when we are restricting these young people to even helping their own father possibly in some activities in which they would like to have the young people help them, such as maybe cutting a little wood for exercise in the woods; possibly helping their father about some building, which certainly would be considered construction, I think that we are imposing unnecessary restrictions on our young people. I certainly would ask that this House go along indefinitely postponing this unnecessary measure.

Mr. Levesque of Madawaska was granted unanimous consent to speak a third time.

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House: In regards to the question posed by the gentleman from Southwest Harbor, Mr. Benson, the Committee Report was made out unanimous to my knowledge of all those that were at the hearing and in executive session. I have no doubt that probably the gentleman from Southwest Harbor was not present at the hearing or at the executive session. That, I will leave to the Chairman of the Committee to decide when the bill is to be reported out if the members so desire.

In regard to a father having his son work for him in a woods operation, this is one of the types of legislation that if you work for remuneration for these construction sites or woods operation or tree surgery. Nowhere in the law has there been any restriction that a father can't have his son cut wood around the house or for himself, so this is only for remuneration or under somebody else's jurisdiction other than the father or a member of the immediate family.

The SPEAKER: The Chair recognizes the gentleman from Perham, Mr. Bragdon.

Mr. BRAGDON: Mr. Speaker, with regard to the remarks just made by our Floor Leader, I fail to get the full significance of his explanation with regard to reports of Committee Chairmen. I wish

he would enlarge upon his remarks in that area.

The SPEAKER: The gentleman from Perham, Mr. Bragdon, has made an inquiry through the Chair to the gentleman from Madawaska, Mr. Levesque, and the gentleman may answer if he so desires.

Mr. LEVESQUE: Mr. Speaker, I failed to grasp the significance of the question of the gentleman from Perham, Mr. Bragdon.

The remarks that I made that the Committee when they reported the bill had nobody in opposition to the bill, so I gather that it was a unanimous "Ought to pass" Report. There was nobody signing a minority "Ought not to pass" Report. All members of the Committee in executive session reported the bill ought to pass and there was nobody against it.

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

Mr. COOKSON: Mr. Speaker, I merely want to ask the members of this House just how they are going to feel just about the time that some of their boys come in and suggest some job that they want to work at, only to be told that they can't do it because the Secretary of Labor says that they can't. I think you better consider these two bills very seriously before you pass this.

The SPEAKER: Is the House ready for the question? The question before the House is the motion of the gentleman from Southwest Harbor, Mr. Benson, that this Bill be indefinitely postponed. A division has been requested.

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

Mr. KENNEDY: Mr. Speaker, I move that the vote be taken by the yeas and nays.

The SPEAKER: The gentleman from Milbridge, Mr. Kennedy, moves that the vote be taken by the yeas and nays. 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 remain standing until the monitors have made and returned the count.

More than one-fifth of the members arose.

The SPEAKER: Obviously, more than one-fifth of the members having arisen, a roll call is ordered.

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

Mr. BERRY: Mr. Speaker and Members of the House: I would like to speak in support briefly of the motion. I notice that the bill without the revision primarily excludes the employment of young people on indoor occupations that could be considered detrimental to their upbringing, shall we say. We are now proposing to exclude young people from working in outdoor occupations which seem to me of an entirely different nature. We are saying now that high school graduates cannot be associated in any way with these outdoor things, and it seems to me that if there is one thing in America that we need today is to get our young people outdoors into good healthy exercise. We have heard a great deal about unemployment of young people, the large number of high school graduates which were being turned out and can find nothing in the world for them to do. It would seem to me that in connection with the Federal proposed program for providing activities for young people, there would be a great deal of outdoor work with which this bill might find itself in direct conflict. I feel we have got a very basic issue here. We are not asking to have our young people exposed to hazards. I am sure that no employer would send an incapable young fellow on a rope up a tree. That is not the issue. The question is we don't want to forbid the gainful, useful outdoor employment of our young people.

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

Mr. ROSS: Mr. Speaker, I would just like to cite to you one illustration. I had a pulp cutter working for me and his son was mentally retarded, and all that boy did, this is when the snow was deep, was go around with a shovel and dig the snow out from the bases of the trees so that his father could cut the trees, and surely he was better off in the woods

helping his father and getting paid by me than he would be running around loose.

The SPEAKER: The Chair at this time would like to recognize in the balcony of the House, twenty scouts of Troop 350 of Old Orchard Beach. They are guests of Father Parent of Old Orchard Beach.

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

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

Mr. LEVESQUE: To debate on the motion.

The SPEAKER: The gentleman requests consent to address the House for a fifth time. Is there objection? The Chair hears none, the gentleman may proceed.

Mr. LEVESQUE: Mr. Speaker, again to remind the Speaker that there has been a new motion since I have spoken.

The SPEAKER: The motion is still the indefinite postponement. The gentleman may proceed.

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House: The gentleman from Cape Elizabeth, Mr. Berry, said that this was going into an outside or out of door area. In the bill you will find that also it includes circuses, which I don't believe all the work around circuses are on the inside. And again I must remind these ladies and gentlemen of the House, this only includes commercial ventures. The gentleman, Mr. Ross, has mentioned that his father couldn't ask his son to remove the snow. This does not come under this bill. This is only for commercial ventures only, and does not interfere with a father and son working together, this is only for commercial enterprise. Thank you.

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

Mr. MARTIN: Mr. Speaker and Members of the House: Mr. Benson from Southwest Harbor referred to sixteen year olds as

young adults, and young men. I certainly cannot agree with this. In my opinion, at sixteen years old they are not even out of high school.

As far as hazardous employment, the bill simply adds three things to the bill, construction, woods operation and tree surgery. In my area in particular woods operation is predominant, and in the past there have been many numerous accidents and even deaths in woods operation at this age level. I can certainly not condone this type of action, and I certainly, if anyone wishes, can cite various deaths that have occurred in the past due to woods operation. In my opinion, this is detrimental to their health, even though some people disagree. Mr. Speaker, therefore I hope we vote against the motion for indefinite postponement.

The SPEAKER: The Chair at this time would remind the members of the House when you are referring to another member of the House, you will refer to him as the gentleman from so and so, Mr. so and so.

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

Mr. LIBHART: Mr. Speaker, the gentleman from Madawaska, Mr. Levesque, has twice stated that this bill refers only to commercial enterprises. This is not true. This bill says "no minor under sixteen years of age shall be employed, permitted or suffered to work." Now the "permitted" or "suffered" was put in the original act solely to prevent people from saying that this youngster is not employed, he is my son, he is working with me, in some dangerous type of activity. Now I don't think there is any of us who disagree with the act as it now reads. It is on the books primarily to prevent the employment of youngsters in dangerous activity. But when we take the broad brush and we include the words "woods operations," the words "construction activity" and the words "tree surgery"—the tree surgery doesn't bother me so much, I would probably admit that this is a dangerous occupation and I don't think there are very many

youngsters working in it because the insurance provisions are so stringent in this area that you don't find youngsters employed here very often, but on the other two, construction activity and woods operations, does this mean that a youngster working in a woods camp in the kitchen as a cookee would be prevented from being gainfully employed if he was under sixteen years of age? You can think of many, many examples along this line and the other line. These things surely aren't dangerous, and I think my quarrel with the bill is the way that it is written.

We have had pointed out that it covers a large area, and where is the court going to draw the line and where is the commissioner going to draw the line?

Now I suggest that if those who are very much in favor of this bill want this type of legislation to be passed, that they should endeavor to use language that can be readily interpreted by the commissioner or by a court, and to get at what they are driving at, and that is the dangerous activities, and not use the broad brush which is going to leave a lot of our youngsters unemployed.

I started working when I was thirteen; I think I have been working ever since. I don't think that it ever harmed me in the least. I think that when we regulate employment of youngsters in circuses and this type of thing, we are trying to get at something other than dangerous activity, and I agree with that, but when we are talking about these broad categories, we are surely not accomplishing what we all want, and that is to stop youngsters from being employed in dangerous industries, and if we can write the bill so that it makes sense, so that it can be interpreted properly, I think we would go with it, but the way it is written now, I certainly hope that you will vote against its passage.

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

Mr. ANDERSON: Mr. Speaker, I move the previous question.

The SPEAKER: The gentleman from Ellsworth, Mr. Anderson,

moves the previous question. For the Chair to entertain a motion for the previous question, it must have the consent of one-third of the members present. All those in favor of the Chair entertaining the motion for the previous question will rise and remain standing until the monitors have made and returned the count.

Seventy-two members arose.

The SPEAKER: More than one-third of the members having arisen, the motion for the previous question is entertained. The question now before the House is, shall the main question be put now? This is debatable by any member for no more than five minutes.

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

Mrs. CARSWELL: Mr. Speaker and Members of the House: There seem to be valid arguments on both sides, so I would hope that the gentleman from Madawaska, Mr. Levesque, would table this matter until a proper amendment can be made.

The SPEAKER: The question before the House is, shall the main question be put now. All those in favor of the main question being put now will say aye; those opposed, no.

A viva voce vote being taken, the main question was ordered.

The SPEAKER: The main question will now be put, and the main question before the House is on the motion of the gentleman from Southwest Harbor, Mr. Benson, that Bill "An Act relating to Employment of Minors under 16 Years of Age," House Paper 342, Legislative Document 445 be indefinitely postponed, and a roll call has been ordered. If you favor the indefinite postponement you will answer "yes" when your name is called; if you oppose the motion, you will answer "no." The Clerk will call the roll.

ROLL CALL

YEA: Anderson, Ellsworth; Avery, Baker, Orrington; Baldie, Beane, Benson, Southwest Harbor; Berman, Berry, Birt, Bradstreet, Bragdon, Brewer, Buck, Carter, Cookson, Cressey, Crommett, Crosby, Cushing, Dickinson, Dudley,

Dunn, Evans, Farrington, Gillan, Glazier, Hammond, Hanson, Gardiner; Hanson, Lebanon; Harriman, Hawes, Hawkes, Huber, Hunter, Clinton; Jewell, Jordan, Katz, Kennedy, Lane, Lang, Lebel, Lewis, Libhart, Lincoln, Littlefield, Lund, Lycette, McKinnon, Meisner, Milay, Mosher, Norton, Payson, Pendergast, Pike, Rackliff, Richardson, Cumberland; Richardson, Stonington; Roberts, Ross, Brownville; Sahagian, Scott, Starbird, Storm, Sullivan, Susi, Truman, Waltz, Ward, Watts, White, Guilford; Whittier, Wight, Presque Isle; Wood, Wuori, Young.

NAY: Anderson, Orono; Baker, Winthrop; Bedard, Benson, Mechanic Falls; Binnette, Bishop, Blouin, Boissonneau, Bourgoin, Brennan, Bussiere, Carroll, Carswell, Champagne, Conley, Cote, Cottrell, Curran, D'Alfonso, Danton, Davis, Dostie, Doyle, Drigotas, Drouin, Dumont, Edwards, Eustis, Faucher, Fecteau, Fortier, Fraser, Mexico; Fraser, Rumford; Gaudreau, Gauvin, Gifford, Graham, Harvey, Bangor; Harvey, Windham; Harvey, Woolwich; Haugen, Healy, Hunter, Durham; Jalbert, Keyte, Kilroy, Kittredge, Knight, Westbrook; Laberge, Lent, Levesque, Lowery, Martin, Mills, Mitchell, Nadeau, Palmer, Peaslee, Pitts, Poulin, Ross, Bath; Ruby, Sawyer, Searles, Stoutamyer, Wheeler.

ABSENT: Bernard, Burwell, Erwin, Gilbert, Haynes, Hoy, Prince, Roy.

Yes, 76; No, 66; 8 Absent.

The SPEAKER: Seventy-six having voted in the affirmative, sixty-six having voted in the negative with eight being absent, the motion prevails.

Sent up for concurrence.

The SPEAKER: The Chair recognizes the gentleman from Lubec, Mr. Pike, who desires to make a parliamentary inquiry and he may do so.

Mr. PIKE: Mr. Speaker, Members of the House: It seems to me that if we say yea and nay that we are apt to be misunderstood either way, and I am certain that those of us who heard the Clerk reply yea and nay got some of them wrong. It would

seem to me that it would be much clearer, while it might depart from the requirements, to say yes and no, which can be distinguished, but yea and nay can sound just alike to me.

The SPEAKER: If the gentleman is making that as a parliamentary inquiry, the answer is that the members may either say yea or nay or yes or no. It would be much more beneficial to the Clerk if you would say yes or no, but the prerogative is yours.

Bill "An Act to Reconstitute School Administrative District No. 27" (H. P. 403) (L. D. 515)

Bill "An Act to Reconstitute School Administrative District No. 37" (H. P. 406) (L. D. 518)

Bill "An Act to Incorporate Mapleton Water District" (H. P. 427) (L. D. 558)

Bill "An Act relating to Boundaries of Madawaska Water District." (H. P. 530) (L. D. 704)

Bill "An Act relating to Board Approval of School Administrative Districts" (H. P. 983) (L. D. 1255)

Bill "An Act relating to School Observance of November Twenty-Second as John F. Kennedy Day" (H. P. 984) (L. D. 1254)

Resolve to Reimburse George S. Graffam of Whitefield for Loss by Spraying Neighboring Blueberry Fields (H. P. 320) (L. D. 423)

Resolve in favor of the Town of Milo (H. P. 398) (L. D. 510)

Resolve in favor of Lloyd Magoon of Mattawamkeag (H. P. 464) (L. D. 618)

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

Amended Bills

Bill "An Act relating to Part-Time School Attendance" (S. P. 59) (L. D. 120)

Bill "An Act Extending Jurisdiction of Courts in Probation Cases" (H. P. 141) (L. D. 164)

Bill "An Act Permitting County Commissioners of Somerset County to Combine Certain Unorganized Territory Road Accounts" (H. P. 179) (L. D. 200)

Bill "An Act relating to Display of Lights on Motor Vehicles During Fog" (H. P. 181) (L. D. 202)

Bill "An Act Requiring Approval of Early Childhood Education Programs" (H. P. 268) (L. D. 350)

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.

Passed to Be Enacted Emergency Measure

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

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

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

Passed to Be Enacted

An Act to Amend the Charter of the Union Mutual Life Insurance Company (S. P. 83) (L. D. 227)

An Act relating to Licensing Dogs in Unorganized Territory (S. P. 51) (L. D. 222)

An Act to Adjust Payments for Edmunds School Addition to Coincide with Actual Construction Cost (S. P. 89) (L. D. 233)

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

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

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)

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Finally Passed

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)

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

Enactor Reconsidered Passed to Be Engrossed

Resolve Regulating Fishing in Certain Waters in Penobscot and Piscataquis Counties (H. P. 135) (L. D. 159)

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

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

Mr. CROMMETT: Mr. Speaker, Ladies and Gentlemen of the House: I would ask that we reconsider our action whereby L. D. 159 was passed to be engrossed.

The SPEAKER: The gentleman from Millinocket, Mr. Crommett, now moves that we reconsider our action whereby this matter was passed to be engrossed on February 16. In order to reconsider, the rules must be suspended, which requires a two-thirds vote. Is there objection to suspending the rules? The Chair hears no objection.

Is it now the pleasure of the House that we reconsider our action whereby this Resolve was passed to be engrossed?

The motion prevailed.

The SPEAKER: The gentleman may proceed.

Mr. CROMMETT: Mr. Speaker, Ladies and Gentlemen of the House: L. D. 159 was introduced by me. I refer you to Senate Amendment filing No. S-7. According to parliamentary, rather legislative procedure, I have no objection to the amendment, but there is a bill, Legislative Document No. 388, that is referred to the Committee on Inland Fisheries and Game pertaining to the same question as the Senate Amend-

ment. Now the Senate Amendment gives you and I a right to vote on this measure. Now with this Legislative Document 388 that is going before the Inland Fisheries and Game Committee, which will be a public hearing, allows the people who are opposed or in favor of it a chance to express their views. Legislative Document 159, without the amendment, passed this House and has the approval of the Inland Fish and Game Department and the Inland Fish and Game Committee. The amendment is just something added disfranchising the people who are interested in it. I have no interest in this Cold Stream Pond, so I am opposed to the Senate Amendment. Mr. Speaker, I would ask a parliamentary inquiry if I may.

Being opposed to the amendment I would like to have the amendment indefinitely postponed, but the original bill 159, I do not wish to have that disturbed.

The SPEAKER: The Chair will rule that in order for the gentleman to make a motion to indefinitely postpone Senate Amendment "A" it would first be necessary for him to move that we reconsider our action whereby we adopted Senate Amendment "A" which will require a two-thirds vote. The gentleman may proceed.

Mr. CROMMETT: Mr. Speaker, Ladies and Gentlemen of the House: I move that we indefinitely postpone Senate Amendment "A" to Legislative Document 159.

The SPEAKER: The Chair understands that the gentleman from Millinocket, Mr. Crommett, moves that we reconsider our action whereby on February 16 we adopted Senate Amendment "A" and this will require that the rules be suspended. The Chair first inquires is there any objection to the suspension of the rules in order to reconsider our action whereby we adopted Senate Amendment "A"? The Chair hears none. The question before the House is that we reconsider our action whereby we adopted Senate Amendment "A." Is this the pleasure of the House?

The motion prevailed.

The SPEAKER: The question before the House now is on the motion of the gentleman from Millinocket, Mr. Crommett, that we indefinitely postpone Senate Amendment "A". Is this the pleasure of the House?

The motion prevailed.

Thereupon the Resolve was passed to be engrossed as amended by Committee Amendment "A" in non-concurrence and sent up for concurrence.

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 Engrossed Bills as truly and strictly engrossed, finally passed, signed by the Speaker and sent to the Senate.

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

SENATE REPORT — "Ought to pass" — Committee on Labor on Bill "An Act Exempting Firemen from Waiting Period Under Work-

men's Compensation." (S. P. 42) (L. D. 213)

Tabled—February 17, by Mr. Gifford of Manchester.

Pending—Acceptance in concurrence.

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

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

Bill "An Act Providing for Longevity Pay for State Department Officers Whose Salaries are Fixed by Statute." (H. P. 970)

Tabled—February 19 by Mr. Berry of Cape Elizabeth.

Pending—Reference.

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

On motion of Mr. Farrington of China,

Adjourned until ten o'clock tomorrow morning.