

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Second
Legislature*

OF THE

STATE OF MAINE

1965

DAILY KENNEBEC JOURNAL
AUGUSTA, MAINE

HOUSE

Friday, February 26, 1965

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

Prayer by the Rev. Mr. David K. Montgomery of Waterville.

The journal of the previous session was read and approved.

Papers from the Senate

From the Senate:

Bill "An Act relating to Use of Moneys Received from the Potato Tax." (S. P. 421) (L. D. 1356)

Bill "An Act Revising the Potato Grading Law" (S. P. 422) (L. D. 1357)

Came from the Senate referred to the Committee on Agriculture.

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

From the Senate:

Bill "An Act Repealing Insurance Premium Charges in Small Loans" (S. P. 423) (L. D. 1358)

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 Training Qualifications for Practice of Hair-dressing and Beauty Culture" (S. P. 424) (L. D. 1359)

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 to Create a State Commission of Culture and Recreation" (S. P. 418) (L. D. 1328)

Bill "An Act to Create the Maine Tourist Development Commission" (S. P. 426) (L. D. 1361)

Came from the Senate referred to the Committee on Industrial and Recreational Development.

In the House, referred to the Committee on Industrial and Recreational Development in concurrence.

From the Senate:

Bill "An Act Regulating Fly Fishing in Certain Portion of Kennebec River" (S. P. 425) (L. D. 1360)

Bill "An Act relating to Fees for Fishing and Hunting Licenses" (S. P. 427) (L. D. 1362)

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.

Tabled and Assigned

From the Senate:

Bill "An Act Providing for Compulsory Retirement of Teachers at Age 65" (S. P. 404) (L. D. 1355)

Came from the Senate referred to the Committee on Labor.

In the House:

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

Mr. LEVESQUE: Mr. Speaker, Ladies and Gentlemen of the House: Because of an error in reference on item 9, I would now move this be referred to Retirements and Pensions.

The SPEAKER: The gentleman from Madawaska, Mr. Levesque, moves this matter be referred to the Committee on Retirements and Pensions in non-concurrence.

(On motion of Mr. Benson of Southwest Harbor, tabled pending the motion of Mr. Levesque of Madawaska and specially assigned for the next legislative day.)

Senate Reports of Committees Ought to Pass

Report of the Committee on Sea and Shore Fisheries reporting "Ought to pass" on Bill "An Act Providing for Research of Commercial Fishery Resources by Department of Sea and Shore Fisheries" (S. P. 99) (L. D. 266)

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

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

Tabled and Assigned

Report of the Committee on Towns and Counties reporting

"Ought to pass" on Bill "An Act Increasing Fees of Innkeepers and Victualers" (S. P. 226) (L. D. 685)

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

In the House, the Report was read.

(On motion of Mr. Bussiere of Lewiston, tabled pending acceptance of the Committee Report and specially assigned for Tuesday, March 2.)

The SPEAKER: The Chair at this time would like to recognize in the balcony of the House members of the Intermediate Youth Group of the Riverview Congregational Church of South Gardiner who are accompanied by their leader, Mr. Ivan Boynton. They are the guests of the gentleman from Gardiner, Mr. Hanson.

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 at this time would like to recognize in the rear of the House Brigadier General Clair H. Thurston, who is the Commanding General of the Maine State Guard and holds the rank of Brigadier General. He is retired from the United States Army and he is from Knox, Maine. He retired from the Army in 1962 after 30 years of service. He is a veteran of five major campaigns of World War II and four campaigns of the Korean War. He holds thirty-three decorations and citations awarded by the United States and foreign governments, including the Distinguished Service Cross.

The Chair would request the Sergeant-at-Arms to escort to the rostrum the Honorable Brigadier General Clair H. Thurston.

Whereupon, the Honorable Clair H. Thurston, Brigadier General, was escorted to the rostrum by the Sergeant-at-Arms amid applause of the House, the Members rising.

The SPEAKER: Is there objection if the gentleman has a few words to say to the House? The

Chair hears none. The Brigadier General may proceed.

BRIGADIER GENERAL THURSTON: Thank you Mr. Speaker. Ladies and Gentlemen of the Maine Legislature: It is a privilege and a pleasure and a distinct honor for me and the organization I represent to be recognized by this body. I would like to take just a moment of your time to briefly report to you the progress we have made in the establishment of the Maine State Guard which you gentlemen authorized a few years ago. As you know, when the Berlin crisis came up, you authorized the establishment of a Maine State Guard as an adjunct and a supplemental military force to support the State of Maine in any emergency. That was activated on the 28th day of October of this year.

In four months we have, I am proud to say, been able to recruit almost a complete cadre for the Maine State Guard. We now have four battalions organized in the State, one in Portland, one in Lewiston, one in Bangor and one in Caribou. There is one more battalion to go and that is in the Waterville area. Our brigade headquarters and headquarters company is all organized in the Augusta area. I expect, gentlemen, to reach cadre strength by the middle of April and I am happy to report to you at that time I will promise you we will have a force in being that will be able to be used at the discretion of the Maine Government in any emergency.

This force, gentlemen, was established as I do not have to tell you, to fulfill the role of protection of the people of the State of Maine. A glance at the headlines, we are all aware, will show a need of forces in being. There is no time to organize once a crisis hits us. I would like to leave you with this thought—it may not be in the final analysis the role of dropping megatons on the enemy or how many megatons he drops on us that will decide the issue in an all out nuclear war. God forbid that it ever comes. But, if it does come, the ability of a nation and a state to stand

up and take care of itself, to function and continue orderly government, maintain law and order, to live and exist, may be the deciding factor in a war. I leave you with that thought, gentlemen. I thank you for your support in maintaining and organizing the Maine State Guard. Thank you. (Applause)

The SPEAKER: On behalf of the House the Chair is most happy and the Chair thanks the gentleman for appearing before this body and we are honored to have such a distinguished guest. (Applause)

Thereupon, Brigadier General Thurston was escorted to the rear of the Hall of the House by the Sergeant-at-Arms.

Divided Report

Majority Report of the Committee on Welfare reporting "Ought not to pass" on Bill "An Act Eliminating Residence Requirements in Public Assistance" (S. P. 227) (L. D. 686)

Report was signed by the following members:

Messrs. SMITH of Cumberland
GIRARD of Androscoggin
— of the Senate.

Messrs. FRASER of Mexico
LEWIS of Bristol

Mrs. RUBY of Bangor

Mr. LYCETTE of Houlton
— of the House.

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

Report was signed by the following members:

Mr. SNOW of Cumberland
— of the Senate.

Messrs. WHITTIER of Farmington
ANDERSON of Orono
MILLAY of Bowdoinham
— of the House.

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

In the House: Reports were read and the Reports and Bill recommitted to the Committee on Welfare in concurrence.

On motion of the gentlewoman from Guilford, Mrs. White, House Rule 25 was suspended for the re-

mainder of today's session in order to permit smoking.

Non-Concurrent Matter

An Act Providing for Training in Safe Handling of Firearms by Certain Minors (H. P. 61) (L. D. 72) which was passed to be enacted in the House on February 9 and passed to be engrossed as amended by Committee Amendment "A" on January 28.

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.

Non-Concurrent Matter

Bill "An Act relating to Bow and Arrow Hunting on Mount Desert Island, Hancock County" (H. P. 131) (L. D. 155) which was passed to be engrossed as amended by House Amendment "A" in non-concurrence in the House on February 16.

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

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

Non-Concurrent Matter

Resolve Authorizing Kermit O. Stadig to Bring Civil Action Against State of Maine (H. P. 230) (L. D. 299) which was passed to be engrossed as amended by Committee Amendment "A" in the House on February 12.

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 when the Senate and House adjourn, they adjourn to

meet at 10 o'clock on Tuesday morning, March 2nd (S. P. 444)

Came from the Senate read and passed.

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

Petitions, Bills and Resolves Requiring Reference

The following 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:

Election Laws

Bill "An Act Providing for a Presidential Preference Primary" (H. P. 1015) (Presented by Mr. Ross of Bath)

(Ordered Printed)

Sent up for concurrence.

Orders

Mrs. Carswell of Portland presented the following Order and moved its passage:

WHEREAS, Representative Catherine Carswell requested an investigation of conditions in, and surrounding, licensed nursing homes, boarding homes, and children's homes in Maine, from the Attorney General, and

WHEREAS, circumstances would indicate that a further investigation of this matter is necessary for the protection and welfare of our citizens to determine whether the licensing procedures of the Department of Health and Welfare are adequate to protect these citizens and to correct any abuses existing, now, therefore, be it

ORDERED, that the Speaker of the House, the Majority Floor Leader and Assistant Leader; the Minority Floor Leader and Assistant Leader, along with Representative Carswell, are hereby constituted a special interim committee to study nursing homes, boarding homes, and children's homes; their operations, regulation and licensing; with the power to call and summons witnesses and records and to administer oaths; said committee to report its findings and recommendations to the 102nd Legislature; said Committee to have legislative immunity.

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

Mr. ERWIN: Mr. Speaker, Members of the House: With all due respect to the gentlewoman from Portland, Mrs. Carswell, this is an extraordinary order, and for the moment, if I may, I would like to speak to this order, to point out what I have seen in the few short minutes that I have been able to look at it.

In the first place the order supposedly is an order investigating licensing procedures, but it does a great deal more than investigate licensing procedure. It is obviously going to be a study in depth of nursing homes, boarding homes, children's homes, their operations, regulations and licensing. Now this normally, if the procedures of past legislatures are carried out, would be a major task for the Legislative Research Committee. This is a select committee. It is called an Interim Committee, and then it is stated in the order that it's to report to the 102nd Legislature; and I suggest that the Speaker and all of the Majority and Minority Leaders and Mrs. Carswell will be absent for the rest of the session on this particular investigation.

I think this perhaps needs a little bit more thinking and a little bit more careful language. Therefore, I am going to suggest that if perhaps the lady would like to table this order so we might clarify the objectives, it would be more helpful than a sudden automatic passage of something quite as different as this one seems to be.

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

Mrs. CARSWELL: Mr. Speaker, Members of the House: Where the tabling matter is only a suggestion I believe that I can debate this.

The SPEAKER: The question before the House is the passage of the order. The gentlewoman may proceed.

Mrs. CARSWELL: Mr. Speaker, Members of the House: This investigation has been going on for months now, close to two months we'll say. I have cleared this

order with the Attorney General. There is a special investigator working on this and where it has been cleared with the Attorney General, I feel that with the investigator working with the Committee it will not take a major amount of the Committee's time. This has also been cleared with the Speaker of the House, the Majority Leader and Assistant Leader, the Minority Leader and Assistant Leader, and I hope this matter does not become tabled.

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

Mr. ROSS: Mr. Speaker, Members of the House: As one of those involved in this order, all I can say is that all I know is what I read in the papers. If the conditions are as intolerable as the papers have made them out to be, I think something should be done immediately and I will support the order.

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

Mr. BERRY: Mr. Speaker, Members of the House: When the gentleman from York, Mr. Erwin, rises and brings up some legal matters, I for one would listen to him. If there is perhaps no precedent for extraordinary powers for a committee of this nature such as immunity, subpoenaing of witnesses, I think perhaps in view of the statement of the gentleman from Portland, Mrs. Carswell, that the matter is already being investigated, that this order perhaps could well stand to be tabled for a day or two and remove if necessary these powers which perhaps it doesn't need if it already is investigating the matter. I would suggest that someone table this until the next legislative day and we can decide this over the weekend.

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

Mr. LIBHART: Mr. Speaker, I move that this order be tabled until March 2.

The SPEAKER: The gentleman from Brewer, Mr. Libhart, now moves that this matter lie upon the table assigned for March 2.

Mrs. Carswell of Portland requested a division.

The SPEAKER: The gentleman from Portland, Mrs. Carswell, requests a division. All those in favor of this matter lying upon the table assigned for March 2 will kindly rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

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

Thereupon, the Order received passage.

On motion of Mr. Gifford of Manchester, it was

ORDERED, that Karen Sue Bigelow of Manchester be appointed to serve as Honorary Page for today.

The SPEAKER: Karen Bigelow is the daughter of our Journal Clerk, Lois Bigelow, in the Clerk's office. On behalf of the House the Chair welcomes you as our Honorary Page. (Applause)

On motion of Mr. Ross of Brownville, it was

ORDERED, that Joan Anderson of Amherst be appointed to serve as Honorary Page for today.

The SPEAKER: Joan Anderson is the granddaughter of our distinguished gentleman from Ellsworth, Mr. Anderson. On behalf of the House the Chair welcomes you and we are very pleased that you are serving as our Honorary Page. (Applause)

On motion of Mr. Hanson of Gardiner, it was

ORDERED, that Linda S. and Susan P. Matthews of South Gardiner be appointed to serve as Honorary Pages for today.

The SPEAKER: Linda and Susan are the daughters of the Secretary to the Speaker, Phyllis Matthews, and on behalf of the House the Chair welcomes you and we are happy that you are serving as our Honorary Pages. (Applause)

On motion of Mr. Libhart of Brewer, it was

ORDERED, in recognition of the extraordinary courage displayed by Trooper Thomas O. McCrea, of the Maine State Police, during the exchange of gunfire in apprehending a deranged man in Brewer on February 21, 1965, that the House of Representatives of the State of Maine declares its commendation of Trooper McCrea's conduct and tenders its sincere best wishes for his future success; and be it further

ORDERED, that an attested copy of this Order, signed by the Speaker of the House be immediately transmitted by the Clerk of the House to Trooper McCrea and the Chief of the Maine State Police.

Tabled and Assigned

Mr. Berry of Cape Elizabeth presented the following order and moved its passage:

ORDERED, that the remarks of the gentleman from Waterville, Mr. Lane, in reference to Bill "An Act to Transfer Duties of Liquor Inspectors to the State Police" (H. P. 987) be stricken from the legislative record of February 24, 1965.

(On motion of Mr. Littlefield of Hampden, tabled pending passage and assigned the next legislative day.)

The SPEAKER: At this time the Chair would like to appoint the Committee for the Mock Session: Mr. BINNETTE of Old Town
Mrs. RUBY of Bangor
Mr. CONLEY of Portland
Mrs. LINCOLN of Bethel

House Reports of Committees Leave to Withdraw

Mrs. Carswell from the Committee on Health and Institutional Services on Bill "An Act relating to Definition of Disabled under Aid to Dependents of Veterans" (H. P. 689) (L. D. 926) reported Leave to Withdraw.

Mr. Nadeau from the Committee on Highways reported same on Bill "An Act Increasing Expenditures of Town Road Improvement Fund" (H. P. 483) (L. D. 636)

Mr. Boissonneau from the Committee on Legal Affairs reported same on Bill "An Act relating to Interest in Contracts by City of

Portland Officials" (H. P. 353) (L. D. 456)

Mr. Faucher from the Committee on Liquor Control reported same on Bill "An Act Providing for a Separate Licensing Division under Liquor Commission" (H. P. 648) (L. D. 876)

Mr. Hunter from the Committee on Retirements and Pensions reported same on Bill "An Act Increasing Retirement Benefits of Certain Retired Superintendents of Schools" (H. P. 533) (L. D. 707)

Reports were read and accepted and sent up for concurrence.

Ought Not to Pass

Mr. Baldie from the Committee on Inland Fisheries and Game reported "Ought not to pass" on Bill "An Act Permitting Sunday Hunting of Bobcats and Rabbits in Northern and Central Zones" (H. P. 629) (L. D. 836)

Mr. Cookson from same Committee reported same on Bill "An Act Prohibiting Hunting Deer with Certain Firearms" (H. P. 701) (L. D. 939)

Mr. Poulin from same Committee reported same on Bill "An Act Providing Free Hunting and Fishing Licenses for Persons Over Seventy Years of Age" (H. P. 630) (L. D. 837)

Reports were read and accepted and sent up for concurrence.

Indefinitely Postponed

Mr. Roberts from the Committee on Inland Fisheries and Game reported "Ought not to pass" on Bill "An Act relating to Wearing Fluorescent Clothing When Hunting" (H. P. 698) (L. D. 936)

Report was read.

The SPEAKER: The Chair recognizes the gentleman from Bowdoinham, Mr. Millay.

Mr. MILLAY: Mr. Speaker, I would like to make a motion that the House does not accept the "Ought not to pass" Report and I would like permission to debate the matter briefly.

The SPEAKER: The Chair understands that the gentleman from Bowdoinham, Mr. Millay now moves that we substitute the bill for the report. The gentleman may proceed.

Mr. MILLAY: Mr. Speaker, Ladies and Gentlemen of the House: It's not that I expect this bill to pass, but I do think that certain things should be pointed out before we pass over it with routine procedures. I would like to point out that this law was passed in Massachusetts three years ago and since that time there has been not one single hunting accident in the case of being mistaken for game. In the State of Maine we have had not one single accident involving fluorescent clothing where people were mistaken for game.

Now the three main objections to this bill is one, that it interferes with our constitutional rights. I believe that this bill would certainly advance the safety of the people that are hunting in the woods. It is fundamental law that no constitutional guarantee is violated by such an exercise of the police power of the State when manifestly necessary intending to secure general and public benefits.

I believe hunting is a sport. My wife in the back of the room will certainly testify I do more of it than most, and the real enjoyment should come from just being able to participate. As in any sport it isn't whether we win or lose, but how we play the game. When winning becomes more important than we are not willing to take good common sense safety measures, I say it is no longer a sport. So a few more deer escape by noting a flash of orange, it may mean that our children have a few more deer to hunt in their time. I think the idea of having game here in years to come is far more important than the idea that we must shoot a few more.

I am a registered guide and I would rather a deer got away than shoot a single human being. If it takes a little of the enjoyment out by being afraid that we may be shot while pursuing one of our favorite sports, I'd say the measure is justified and should be passed. I would like to see a division on this thing mainly to get the feeling of the House. I realize it will very likely not pass, but I would like to know how many of the members

of the House are really in favor of this measure. Thank you.

The SPEAKER: The gentleman from Bowdoinham, Mr. Millay has requested a division.

The Chair recognizes the gentleman from Belgrade, Mr. Sahagian.

Mr. SAHAGIAN: Mr. Speaker, if I am in the right to speak on this bill, I would like to briefly.

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

Mr. SAHAGIAN: Mr. Speaker, Members of the House: This act, L. D. 936, relating to wearing fluorescent clothing when hunting, this document, legislative document which calls for wearing fluorescent clothing when hunting affects every individual in our state. Many times we feel as legislators we can attempt correcting a situation by affecting all of our people at once. This is just such a bill. This bill would require every deer hunter in our State to wear fluorescent clothing, and in my opinion, I think that that is just what this bill would do. In my opinion further, I have a question about the constitutionality of such a bill. Ladies and gentlemen, you cannot legislate one's life in this State whereby you tell him what type of clothing he must wear when hunting deer in our Maine woods, and I have had a great deal of opposition from my area about this L. D. 936 and I would be remiss if I did not bring this to your attention and ask each and everyone of you to consider what this bill would do to individual rights of men. Thank you.

I would like to move for indefinite postponement of this bill with all its accompanying papers.

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

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

Mr. POULIN: Mr. Speaker, Members of the House: This is in rebuttal. I go along with the idea, it's a good idea to have people wear certain clothing to identify themselves, but you've got lumbermen and different people who walk

through the woods that are not hunters. In other words, you would make them fair game if you made a mistake and shot one while he wasn't wearing the right clothing. The idea in itself is a good idea, but I don't believe you can make it compulsory unless you include any person going in any woods should have to wear their clothing hunting or not. This bill just says people hunting.

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

Mr. ANDERSON: Mr. Speaker, Ladies and Gentlemen of the House: It has been said that the low percentage of accidents in Massachusetts was due to the wearing of fluorescent clothing. I will remind you that in Massachusetts the season is much shorter, they use shotguns and the shotgun pellet will not carry further than a hundred yards; but down here in the State of Maine with our high-powered rifles they will go for miles. I support the motion for indefinite postponement.

The SPEAKER: The Chair recognizes the gentleman from Bowdoinham, Mr. Millay.

Mr. MILLAY: Mr. Speaker, Members of the House: I would request a division on the indefinite postponement action to get the feeling of the House. I would rebut in this respect, that in Massachusetts the accidents that occurred the previous four years were four, two and three, showing that they did have accidents. That's about all.

Mr. Sahagian of Belgrade requested a roll call.

The SPEAKER: Is the House ready for the question? The question before the House is on the motion of the gentleman from Belgrade, Mr. Sahagian, that this bill and its accompanying papers be indefinitely postponed, and the gentleman has requested the yeas and nays.

For the Chair to entertain a motion for a roll call vote it must have the expressed desire of one-fifth of the members present. All those desiring a roll call vote will please rise and remain standing until the monitors have made and returned the count.

A sufficient number did not arise.

The SPEAKER: Obviously less than one-fifth of the members having arisen a roll call vote is not in order.

A division has been requested. All those in favor of this Bill "An Act relating to Wearing Fluorescent Clothing When Hunting," L. D. 936 and its accompanying papers 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.

One hundred one having voted in the affirmative and thirty having voted in the negative, the motion prevailed.

Sent up for concurrence.

Mr. Bedard from the Committee on Labor reported "Ought to pass" on Bill "An Act relating to Advertising for Applicants for Employment" (H. P. 504) (L. D. 657)

Same gentleman from same Committee reported same on Bill "An Act relating to Workman's Compensation Insurance" (H. P. 505) (L. D. 658)

Reports were read and accepted and sent up for concurrence.

The SPEAKER: The Chair at this time would like to recognize in the balcony of the House ten Girl Scouts of Troop 224 of Dover-Foxcroft who are accompanied by Mrs. Mary Campbell and Mrs. Charles Shaw. They are the guests of the gentleman from Dover-Foxcroft, Mr. Meisner and the gentleman from Guilford, Mrs. White.

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

Ought to Pass in New Draft New Draft Printed

Mr. Libhart from the Committee on Legal Affairs on Bill "An Act relating to Certain Financial Provisions of Charter of City of Rockland (H. P. 239) (L. D. 308) reported same in a new draft (H. P. 1014) (L. D. 1371) under same title and that it "Ought to pass"

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

Ought to Pass Printed Bills

Mr. Bernard from the Committee on Business Legislation reported "Ought to pass" on Bill "An Act Revising the Savings and Loan Association Laws" (H. P. 621) (L. D. 828)

Mr. Hanson from the Committee on Education reported same on Bill "An Act Authorizing the Municipalities of Atkinson, Lake View Plantation and Milo to Form a School Administrative District" (H. P. 207) (L. D. 275)

Mr. Levesque from same Committee reported same on Bill "An Act Increasing Compensation of Treasurer of Georges Valley Community School District" (H. P. 203) (L. D. 258)

Mr. Baldic from the Committee on Health and Institutional Services reported same on Bill "An Act Prohibiting Sale of Finger Alphabet Cards, or Use Thereof, as an Inducement in the Sale of Merchandise" (H. P. 477) (L. D. 630)

Mr. Cressey from same Committee reported same on Bill "An Act relating to Application to Municipalities for Support of Indigent Dischargees from the Pineland Hospital and Training Center" (H. P. 476) (L. D. 629)

Mr. Haugen from same Committee reported same on Bill "An Act relating to Pineland Hospital and Training Center's Admission Procedures" (H. P. 474) (L. D. 627)

Mr. Peaslee from same Committee reported same on Bill "An Act Authorizing Position to Mobilize Volunteer Services within Department of Health and Welfare" (H. P. 478) (L. D. 631)

Mrs. White from same Committee reported same on Bill "An Act relating to Halfway House Program at Reformatory for Women" (H. P. 479) (L. D. 632)

Mr. Cookson from the Committee on Inland Fisheries and Game reported same on Resolve Opening Certain Waters in Aroostook and Piscataquis County to Ice Fishing (H. P. 494) (L. D. 647)

Mrs. Baker from the Committee on Legal Affairs reported same on Bill "An Act to Clarify the Council-Manager Charter of City of South Portland" (H. P. 358) (L. D. 461)

Reports were read and accepted, the Bills read twice, Resolve read once, and assigned the next legislative day.

Passed to Be Engrossed

Mrs. Wheeler from the Committee on Legal Affairs reported "Ought to pass" on Bill "An Act relating to Minimum Hour and Wage Standards for Firefighting Personnel of Lewiston Fire Department" (H. P. 348) (L. D. 450)

Report was read and accepted and the Bill read twice.

On motion of Mr. Cote of Lewiston, under suspension of the rules, the Bill was given its third reading, passed to be engrossed and sent to the Senate.

Ought to Pass Printed Bills

Mr. Bernard from the Committee on Liquor Control reported "Ought to pass" on Bill "An Act relating to Certain Liquor Licensees Providing Entertainment to Charge Admission" (H. P. 749) (L. D. 986)

Report was read.

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

Mr. BLOUIN: Mr. Speaker, I would like to table this bill until March 2, please.

The SPEAKER: The gentleman from Sanford, Mr. Blouin, now moves that this matter lie on the table assigned for March 2.

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

Mr. BERNARD: Mr. Speaker and Members of the House: This is one of the —

The SPEAKER: There is a tabling motion before the House which is not debatable.

Mr. BERNARD: I request a division.

The SPEAKER: A division has been requested on the tabling motion. The question before the House is the motion of the gentleman from Sanford, Mr. Blouin,

that this matter be tabled and assigned for March 2.

All those in favor of this matter lying on the table assigned for March 2 will kindly rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Twenty-nine having voted in the affirmative and seventy-five having voted in the negative, the tabling motion did not prevail.

Thereupon, the "Ought to pass" Report was accepted, the Bill read twice and assigned the next legislative day.

Mr. Lowery from the Committee on Sea and Shore Fisheries reported "Ought to pass" on Bill "An Act Repealing Regulation on Dragging for Scallops in Bagaduce River and Bay" (H. P. 431) (L. D. 560)

Same gentleman from same Committee reported same on Bill "An Act relating to Type of Dredge to Dig Clams in Town of Phippsburg" (H. P. 539) (L. D. 713)

Mr. Storm from the Committee on Transportation reported same on Bill "An Act relating to Adequate Brakes on Truck Tractors and Semitrailers" (H. P. 575) (L. D. 745)

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

Ought to Pass with Committee Amendment Tabled and Assigned

Mr. Gaudreau from the Committee on Inland Fisheries and Game on Bill "An Act relating to Hunting by Nonresident Aliens" (H. P. 699) (L. D. 937) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read.

(On motion of Mr. Harvey of Woolwich, tabled pending acceptance of Committee Report and specially assigned for Friday, March 5.)

Mr. Danton from the Committee on Judiciary on Bill "An Act relating to Decisions under Liquor Law Pending Appeal" (H. P. 138) (L. D. 161) 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. 138, L. D. 161, Bill, "An Act Relating to Decisions Under Liquor Law Pending Appeal."

Amend said Bill by striking out all of the last 3 underlined lines of section 1 and inserting in place thereof the following: "if notice of appeal is given to the commission within 7 days of the sending of the decision of the Administrative Hearing Commissioner by registered or certified mail to the address given by the licensee at the time of this application for a license."

Further amend said Bill by striking out all of the last 2 underlined lines of section 2 and inserting in place thereof the following: "commission within 7 days of the sending of the decision of the Administrative Hearing Commissioner by registered or certified mail to the address given by the licensee at the time of his application for a license."

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

Mr. Doyle from the Committee on Public Utilities on Bill "An Act to Create the Van Buren Sewer District" (H. P. 428) (L. D. 570) 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. 428, L. D. 570, Bill, "An Act to Create the Van Buren Sewer District."

Amend said Bill, in section 17, by striking out in the 19th line the figure "\$100,000" and inserting in place thereof the figure "\$200,000"

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

Mr. Pendergast from the Committee on Public Utilities on Bill "An Act to Provide Adequate Illumination of Switching Leads in Railroad Yards" (H. P. 532) (L. D. 706) 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. 532, L. D. 706, Bill, "An Act to Provide Adequate Illumination of Switching Leads in Railroad Yards."

Amend said Bill by striking out in the 3rd line from the end the underlined word "continuous" and inserting in place thereof the underlined word "frequent"

Further amend said Bill by inserting before the single quotation mark at the end the following underlined sentence: **'This section shall be subject to rules and regulations promulgated by the Public Utilities Commission.'**

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

Mr. Sawyer from the Committee on Public Utilities on Bill "An Act to Amend the Charter of the Auburn Sewerage District" (H. P. 245) (L. D. 323) 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. 245, L. D. 323, Bill, "An Act to Amend the Charter of the Auburn Sewerage District."

Amend said Bill by striking out all of sections 2 and 3 and inserting in place thereof the following:

"Sec. 2. P. & S. L., 1917, c. 193, § 4, amended. Section 4 of chapter 193 of the private and special laws of 1917 is amended to read as follows:

'Sec. 4. Bond issue authorized. The Auburn Sewerage District is hereby authorized under the permission and direction of the public utilities commission, to issue

bonds to provide for such improvements and extensions of the system as may be deemed necessary by said sewerage district. Said bonds shall be a legal obligation of said sewerage district, and on all property therein, which is hereby declared to be a quasi-municipal corporation within the meaning of the statutes of this State. Bonds so issued shall not impair any liens outstanding, if any, covering said sewer system.

From the proceeds of the bonds issued as above the Auburn Sewerage District shall set aside an amount which with accumulations shall be sufficient to retire the sewer loan of the City of Auburn, due January 2, 1921, of \$24,000, and said fund shall be used for the payment of said loan and for no other purpose. Said fund shall be invested subject to the same conditions as hereinafter specified for the sinking fund.

The district is also authorized to borrow money temporarily and to issue therefor the interest-bearing notes of the district. Such notes may be issued to enable the district to accomplish its various purposes as set forth in its charter and to repay existing notes.

Sec. 3. P. & S. L., 1917, c. 193, §6, amended. Section 6 of chapter 193 of the private and special laws of 1917 is amended to read as follows:

'Sec. 6. Sinking fund for redemption of bonds. The Auburn Sewerage District shall **Bonds of the Auburn Sewerage District** shall be redeemed as follows:

The District may create a sinking fund for the retirement of its bonded indebtedness by setting aside annually from its income a sum equal to at least 1% of its total bonded indebtedness. Said sinking fund shall be invested in such securities as savings banks of this State are authorized to invest in, and shall be held, together with its accumulations, for the sole purpose of redeeming and paying the principal of said bonds, or it may issue its serial bonds to mature at such times as shall be fixed by the board of trustees.'

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

Mr. Searles from the Committee on Public Utilities on Bill "An Act to Create the Mapleton Sewer District" (H. P. 426) (L. D. 569) 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. 426, L. D. 569, Bill, "An Act to Create the Mapleton Sewer District."

Amend said Bill by striking out all of the 3rd sentence from the end of the 2nd paragraph of "Sec. 24." and inserting in place thereof the following sentence:

'After the expiration of said period of 30 days and within one year thereafter, the treasurer may record in the registry of deeds of Aroostook County, Southern District, a certificate signed by the treasurer setting forth the amount of such rate, toll, rent or other charge, describing the real estate on which the lien is claimed and stating that a lien is claimed on the real estate to secure payment of said rate, toll, rent or other charge and that a notice and demand for payment of the same has been given or made in accordance with the provisions of this section and stating further that such rate, toll, rent or other charge remains unpaid.'

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

Divided Report

Majority Report of the Committee on Towns and Counties reporting "Ought to pass" on Bill "An Act relating to Application of Federal Social Security to Firemen" (H. P. 104) (L. D. 112)

Report was signed by the following members:

Messrs. CASEY of Washington
BERNARD of Penobscot
—of the Senate.

Messrs. BUSSIÈRE of Lewiston
SULLIVAN of Portland
WIGHT of Presque Isle
FARRINGTON of China
HAMMOND of Paris
—of the House.

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

Report was signed by the following members:

Mr. GIRARD of Androscoggin
—of the Senate.

Mrs. KILROY of Portland
—of the House.

Reports were read.

On motion of Mr. Crommett of Millinocket, the Majority "Ought to pass" Report was accepted, the Bill read twice and assigned for third reading the next legislative day.

Divided Report Tabled and Assigned

Majority Report of the Committee on Towns and Counties on Bill "An Act Authorizing Expenditure of Moneys by Oxford County for Economic and Recreational Development" (H. P. 176) (L. D. 197) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was signed by the following members:

Messrs. CASEY of Washington
GIRARD of Androscoggin
BERNARD of Penobscot
—of the Senate.

Mrs. KILROY of Portland
Messrs. HAMMOND of Paris
SULLIVAN of Portland
—of the House.

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

Report was signed by the following members:

Messrs. CROMMETT
—of Millinocket
BUSSIÈRE of Lewiston
WIGHT of Presque Isle
FARRINGTON of China
—of the House.

Reports were read.

(On motion of Mr. Cote of Lewiston, tabled pending acceptance of either Report and specially assigned for Wednesday, March 3.)

Passed to Be Engrossed

Bill "An Act to Reconstitute School Administrative School District No. 28" (S. P. 91) (L. D. 235)

Bill "An Act relating to School Administrative District Budget Meetings" (S. P. 115) (L. D. 342)

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

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

Bill "An Act to Clarify the Charter of the Kennebec Water District" (S. P. 215) (L. D. 674)

Bill "An Act relating to Retirement Benefit for Sheriffs and Full-Time Deputies under Retirement System" (S. P. 249) (L. D. 759)

Bill "An Act relating to Application of Slaughterhouse Law to Domestic Rabbits" (S. P. 257) (L. D. 806)

Bill "An Act relating to Municipal Officers in City of Lewiston" (H. P. 78) (L. D. 88)

Bill "An Act relating to Lights on Rescue Vehicles of Civil Defense and Public Safety Agencies" (H. P. 292) (L. D. 374)

Bill "An Act relating to Amount of Property Held by Portland Public Library" (H. P. 315) (L. D. 418)

Bill "An Act to Reconstitute School Administrative District No. 32" (H. P. 407) (L. D. 519)

Bill "An Act relating to Filing of Corporation Clerk's Acceptance and Resignation" (H. P. 457) (L. D. 611)

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

Third Reader Tabled and Assigned

Bill "An Act to Reconstitute School Administrative District No. 33" (H. P. 468) (L. D. 621)

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

(On motion of Mr. Levesque of Madawaska, tabled pending passage to be engrossed and specially assigned for Tuesday, March 2.)

Bill "An Act to Reconstitute School Administrative District No. 35" (H. P. 469) (L. D. 622)

Bill "An Act relating to Area Directional Sign for Acadia Na-

tional Park" (H. P. 481) (L. D. 634)

Bill "An Act Providing for Access Roads to Public Industrial Development Areas" (H. P. 485) (L. D. 638)

Resolve to Change the Name of Muddy Pond, Damariscotta, to Paradise Pond (S. P. 248) (L. D. 758)

Resolve Granting World War I Bonus to Stanley D. Royles of Portland (H. P. 613) (L. D. 805)

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 Penalties under Dealer of Livestock Law" (S. P. 66) (L. D. 127)

Bill "An Act relating to Trespass on Unimproved Land Devoted to Preservation of Wildlife" (H. P. 238) (L. D. 307)

Bill "An Act Amending Charter of St. Mark's Home, Augusta" (H. P. 267) (L. D. 349)

Bill "An Act to Establish a Keep Maine Scenic Program" (H. P. 291) (L. D. 373)

Bill "An Act relating to Budget Committee of Town of Fairfield" (H. P. 345) (L. D. 447)

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 Revising the Laws Relating to Credit Unions" (H. P. 456) (L. D. 610)

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

Mr. Harriman of Hollis offered House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" TO H. P. 456, L. D. 610, Bill, "An Act Revising the Laws Relating to Members of the House: We have Credit Unions."

Amend said Bill, in section 1, by adding after the underlined word "**orders**" in the 6th line the underlined words '**to their own members**'

Further amend said Bill by striking out all of section 3.

Further amend said Bill by re-numbering sections 4 to 6 to be section 3 to 5 respectively.

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

The SPEAKER: The Chair at this time would like to recognize in the balcony of the House nineteen Cadette Girl Scouts of Troop 787 of Rockland, accompanied by Mrs. Almond Pierpont. They are the guests of Representative Huber of Rockland.

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

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

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

Resolve Designating Maine Turnpike as "The Maine Gold Star Memorial Highway" (H. P. 383) (L. D. 485)

Resolve Permitting Owners of Maple Ridge Island to Construct Road Across Dismal Swamp (H. P. 521) (L. D. 694)

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

Bill "An Act to Correct Errors and Inconsistencies in the Education Laws" (S. P. 90) (L. D. 234)

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

Finally Passed Constitutional Amendment

Resolve Proposing an Amendment to the Constitution to Eliminate Voting Restrictions on Paupers (H. P. 9) (L. D. 9)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being a Constitutional Amendment and a two-thirds vote of the House being necessary, a division was had. 111 voted in favor of same and 10 against, and accordingly the Resolve was finally passed, signed by the Speaker and sent to the Senate.

Passed to Be Enacted

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

An Act relating to Meetings of the Public Safety Council in Civil Defense and Public Safety (H. P. 290) (L. D. 372)

An Act Providing Construction Aid for the Flander's Bay Community School District (H. P. 329) (L. D. 432)

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

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

Enactor

Tabled and Assigned

An Act relating to State Retirement Benefits for Certain Teachers and Increasing Pensions for Certain Retired School Superintendents (H. P. 788) (L. D. 931)

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

(On motion of Mrs. Carswell of Portland, tabled pending passage to be enacted and specially assigned the next legislative day.)

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

An Act Appropriating Moneys to Department of Mental Health and Corrections for Inspection of County Jails (H. P. 955) (L. D. 1069)

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

Orders of the Day

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

HOUSE REPORT—"Ought to pass"—Committee on Labor on Bill "An Act relating to Improper Conditions for Industrial Safety." (H. P. 420) (L. D. 532)

Tabled — February 19, by Mr. Kittredge of South Thomaston.

Pending—Acceptance.

Thereupon, the "Ought to pass" Report was accepted, the Bill read twice and assigned for third reading the next legislative day.

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

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

Tabled — February 19, by Mr. Harvey of Woolwich.

Pending — Passage to be Engrossed.

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

Mr. BREWER: Mr. Speaker and Members of the House: We have a ruling now from our Attorney General saying that the rent derived from this property goes into the Highway Department funds as miscellaneous revenue, and he sees no constitutional objection now for the payment of this claim out of highway funds, so I present House Amendment "A" and move its adoption.

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

HOUSE AMENDMENT "A" to H. P. 316, L. D. 419, Resolve, in Favor of Town of Woolwich for Loss of Tax Revenues.

Amend said Resolve, in the 1st and 2nd lines, by striking out the words "Unappropriated Surplus of the General Fund" and inserting in place thereof the words 'General Highway Fund'

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

On motion of Mr. Hunter of Durham,

Adjourned until Tuesday, March 2, at ten o'clock in the morning.