

# 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**

Wednesday, March 3, 1965

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

Prayer by the Rev. Mr. John J. Curran of St. Augustine's Church, Augusta.

The journal of yesterday was read and approved.

### **Papers from the Senate**

From the Senate:

Bill "An Act to Revise the Forestry Laws" (S. P. 436) (L. D. 1377)

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

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

### **Senate Reports of Committees**

#### **Leave to Withdraw**

Report of the Committee on Inland Fisheries and Game on Bill "An Act relating to Zones for Deer Hunting" (S. P. 93) (L. D. 237) reporting Leave to Withdraw.

Report of same Committee reporting same on Bill "An Act relating to Use of Portable Stoves in the Woods" (S. P. 240) (L. D. 750)

Came from the Senate read and accepted.

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

### **Referred to Committee**

Report of the Committee on Appropriations and Financial Affairs on Bill "An Act Creating Special Legislative Committee to Study Need for Bridge and Causeway to Chebeague Island, Cumberland County" (S. P. 110) (L. D. 337) reporting that it be referred to the Committee on Industrial and Recreational Development.

Came from the Senate with the Report read and accepted and the Bill referred to the Committee on Industrial and Recreational Development.

In the House, the Report was read.

The SPEAKER: The Chair recognizes the gentleman from Biddeford, Mr. Truman.

Mr. TRUMAN: Mr. Speaker, I feel that this should be referred to the Highway Committee, this bill.

The SPEAKER: The question before the House is that this matter be referred to the Committee on Industrial and Recreational Development. Does the gentleman care to debate this matter on why it should not be referred to that committee?

Mr. TRUMAN: Mr. Speaker, it calls for the study of a bridge, and I don't feel it should come to our committee.

The SPEAKER: The Chair recognizes the gentleman from Harpswell, Mr. Prince.

Mr. PRINCE: Mr. Speaker, I would feel guilty if I didn't say something in response to the Chebeague Island Bridge. This is not any legislation of mine, but apparently the Committee that it was referred to decided that the best committee for it to be referred to was Industrial and Recreational Development, and where the bridge does deal with recreational development, I feel that it should be referred to that committee.

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

Mrs. KILROY: Mr. Speaker, on this particular bill there was a \$5,000 appropriation attached to it, and I understand that that appropriation has been discontinued, and I feel that it should go to the Industrial and Recreational Development Committee.

The SPEAKER: Is the House ready for the question? The question before the House is acceptance of the Committee Report referring this matter to the Committee on Industrial and Recreational Development. All those in favor will say aye; those opposed, no.

A viva voce vote being taken, the Report was accepted and the Bill referred to the Committee on Industrial and Recreational Development in concurrence.

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

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

#### **Ought to Pass in New Draft**

Report of the Committee on Agriculture on Bill "An Act Establishing a State Board of Pesticides Control" (S. P. 139) (L. D. 380) reporting same in a new draft (S. P. 420) (L. D. 1329) under same title and that it "Ought to pass"

Report of the Committee on Appropriations and Financial Affairs on Bill "An Act to Appropriate Moneys for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1966 and June 30, 1967" (S. P. 38) (L. D. 209) reporting same in a new draft (S. P. 442) (L. D. 1354) under same title and that it "Ought to pass"

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

In the House, the Reports were read and accepted in concurrence, the New Drafts read twice, and assigned the next legislative day.

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

#### **Ought to Pass**

Report of the Committee on Health and Institutional Services reporting "Ought to pass" on Bill "An Act Authorizing the Leasing by the State of Wing of Community General Hospital, Fort Fairfield, to the Hospital (S. P. 163) (L. D. 493)

Report of the Committee on Inland Fisheries and Game reporting same on Bill "An Act relating to Hunting Turkey under Inland Fish and Game Laws" (S. P. 242) (L. D. 752)

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 assigned the next legislative day.

#### **Ought to Pass with Committee Amendment**

Report of the Committee on Business Legislation on Bill "An Act to Amend Charter of the Home for Aged Men" (S. P. 162) (L. D. 492) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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

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

Committee Amendment "A" was read by the Clerk as follows: COMMITTEE AMENDMENT "A" to S. P. 162, L. D. 492, Bill, "An Act to Amend Charter of the Home for Aged Men."

Amend said Bill in the 9th line by inserting after the words "Home for" the underlined word 'the'

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

Report of the Committee on Judiciary on Bill "An Act relating to Removal of Justices of the Peace and Notaries Public" (S. P. 167) (L. D. 536) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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

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

Committee Amendment "A" was read by the Clerk as follows: COMMITTEE AMENDMENT "A" to S. P. 167, L. D. 536, Bill, "An Act Relating to Removal of Justices of the Peace and Notaries Public."

Amend said Bill, in the 5th line from the end, by striking out the underlined word "Acts" and inserting in place thereof the underlined word "acts"; and by striking out in the last line the underlined figure "14" and inserting in place thereof the underlined figure "30"

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

The SPEAKER pro tem: The Chair is pleased to note in the rear of the House fifty members of the Maine Diocesan Council of Catholic Women. Mrs. Ernest Gates of Readfield is the President of the organization. We deem it an honor to have you ladies with us and we hope that your visit today will be pleasant. (Applause)

Report of the Committee on Transportation on Bill "An Act relating to Renewal of Operators' Licenses for Motor Vehicles" (S. P. 254) (L. D. 764) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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

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

Committee Amendment "A" was read by the Clerk as follows: COMMITTEE AMENDMENT "A" to S. P. 254, L. D. 764, Bill, "An Act Relating to Renewal of Operators' Licenses for Motor Vehicles."

Amend said Bill, in the 7th line, by striking out the underlined word "license" and inserting in place thereof the underlined word "application"

Further amend said Bill by striking out all of the last underlined sentence which reads as follows:

"The licensee, upon receipt of said renewal license, shall immediately forward the required fee to the Secretary of State and fail-

ure to do so shall be grounds for revocation of such license."

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

The SPEAKER pro tem: At this time, the Chair is pleased to note in the balcony of the House twenty-six pupils of the Fifth Grade of the Bowdoinham Community School, Bowdoinham, accompanied by their teacher, Mrs. Ella Curtis and chaperone Mrs. Cary Wright. They are the guests of Representative Millay of Bowdoinham. We hope that your visit will be pleasant and educational for you, and we hope that some day you will aspire to the office we hold here, because in your hands eventually will be placed the future of this State. (Applause)

#### Non-Concurrent Matter

Bill "An Act Establishing Daylight Saving Time for All Year" (H. P. 998) (L. D. 1330) which was referred to the Committee on Judiciary in the House on February 23.

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

In the House:

On motion of Mr. Levesque of Madawaska, the House voted to recede and concur with the Senate.

#### Non-Concurrent Matter Tabled and Assigned

Bill "An Act relating to Employment of Minors under 16 Years of Age" (H. P. 342) (L. D. 445) which was recommended to the Committee on Labor in the House on February 24.

Came from the Senate passed to be engrossed in non-concurrence.

In the House:

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

Mr. BENSON: Mr. Speaker, I move that we insist.

The SPEAKER pro tem: The gentleman from Southwest Harbor, Mr. Benson, moves that the

House insist on our previous action.

(On motion of Mr. Levesque of Madawaska, tabled pending the motion of Mr. Benson of Southwest Harbor and specially assigned for Friday, March 5.)

#### **Non-Concurrent Matter**

Report of the Committee on Taxation reporting "Ought not to pass" on Bill "An Act relating to Municipal Excise Taxes on Boats" (H. P. 168) (L. D. 189) which was accepted in the House on February 11.

Came from the Senate with the Report and Bill recommitted to the Committee on Taxation in non-concurrence.

In the House:

On motion of Mr. Cottrell of Portland, the House voted to recede and concur with the Senate.

#### **Non-Concurrent Matter**

Report of the Committee on Labor reporting "Ought not to pass" on Bill "An Act relating to Advertising for Applicants for Employment" (H. P. 504) (L. D. 657) which was accepted in the House on February 26.

Came from the Senate with the Report and Bill recommitted to the Committee on Labor in non-concurrence.

In the House:

The SPEAKER pro tem: The Chair recognizes the gentleman from Waterville, Mr. Fortier.

Mr. FORTIER: Mr. Speaker, I now move that we recede and concur.

The SPEAKER pro tem: The question now before the House is the motion of the gentleman from Waterville, Mr. Fortier, that the House recede and concur with the Senate.

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

Mr. BENSON: Mr. Speaker, this bill had a hearing before the Labor Committee, and we came out eventually I believe with a nine to one ought not to pass report. Now we are asking that it be recommitted. I believe that the bill has little merit, and that we are asking the committee to spend further time on something

actually which we would be not well advised in doing so. I would ask that this motion be refused.

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

Mr. LEVESQUE: Mr. Speaker, Ladies and Gentlemen of the House: The reason for this recommending to the committee is because of some minor disagreement that can be corrected by an amendment and we thought it would be just as well to refer it back to committee for the purpose of attaching an amendment, and there is no reason why that could not be done at this time.

The SPEAKER pro tem: The question before the House is that we recede and concur. Is this the pleasure of the House?

The motion prevailed.

The following paper from the Senate not on the Advance Journal:

From the Senate: The following Order:

ORDERED, the House concurring, that effective immediately there will be no Thursday session of the Legislature until changed by Joint Order (S. P. 449)

Came from the Senate read and passed.

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

The SPEAKER pro tem: At this time the Chair is pleased to note in the rear of the Hall of the House some friends of mine: a lady who doesn't frequent these halls too often because she doesn't want to bother us; a person I cannot call to the rostrum because she slipped on the ice and can just barely walk; my wife, Mary Frances Ross, accompanied by my eldest son Rodney E. Ross, III, who is attending a school in Boston, and his schoolmate, George C. Corbin, III, of Braintree, Massachusetts. We welcome you, and if you would just move over so the people can see you please. (Applause, the members rising)

Thank you, very much. The Chair is gratified through the response by the members of this House.

### Orders

On motion of Mr. Anderson of Orono, it was

ORDERED, that Christiane Brunet of France, Raquel Alessandri of Brazil and Guido Tosi of Italy, be appointed to serve as Honorary Pages for today.

The SPEAKER pro tem: These three students are spending a year in the United States under the auspices of the American Field Service which this year has brought over 2,904 high school seniors representing 60 foreign countries to the United States. These students live with American families, attend our high schools and generally participate in all activities as any American youth. It is interesting to note that 20 or 25 of these students are visiting Maine. Christiane and Raquel are seniors at Bangor High School and Guido is a senior at Orono High School and is an outstanding all around athlete there. They are accompanied by Mr. John Moore, President of the Augusta Chapter of the American Field Service.

The Chair will ask the Sergeant-at-Arms to retire to the rear of the Hall of the House and conduct these young people to their positions as Honorary Pages for the day. The Chair would also request that Mr. Moore come to the rostrum to be recognized. (Applause, the Members rising)

We are indeed privileged to have these people with us and we welcome them most cordially.

On motion of Mr. Payson of Falmouth, it was

ORDERED, that Rev. Wilbur Hogg of the Church of St. Mary's, Falmouth, be invited to officiate as Chaplain of the House on Wednesday, April 7, 1965.

On motion of Mr. Bernard of Sanford, it was

ORDERED, the Clerk of the House for years on end,  
Has always been close to  
man's best friend,  
But the present Clerk — too  
busy perhaps,  
Has allowed this honored  
custom to lapse,

Therefore this House does  
order the Clerk  
While keeping an efficient  
eye on his work  
To have in his office 'till  
the session end  
This stuffed edition of  
man's best friend.

Whereupon, the Clerk of the House of Representatives, Jerome G. Plante, was presented with a large stuffed dog, amid applause.

Mr. Dumont of Augusta presented the following Order and moved its passage:

WHEREAS, it has been learned that the Mayor of our Capital City, the Honorable Sylvio J. "Turk" Gilbert, has been hospitalized in the Augusta General Hospital,

BE IT ORDERED, the Senate concurring, that the 102nd Legislature wish him a speedy recovery;

AND BE IT FURTHER ORDERED, that an attested copy of this Joint Order be sent to the above party and his family by the Clerk of the House. (H. P. 1019)

The Order received passage and was sent up for concurrence.

Mr. Palmer of Phillips presented the following Order and moved its passage:

WHEREAS, the Town of Strong contested with its neighbor, the Town of Phillips, in the Western Maine Class "S" Basketball Championship;

BE IT ORDERED, that the Maine House of Representatives commend and go on record in declaring its recognition of the fine spirit and good sportsmanship which was displayed by these two fine schools;

AND BE IT FURTHER ORDERED, that an attested copy of this Order be sent to the two respective coaches and schools, coupled with an invitation to attend one of our sessions.

The Order received passage.

Mr. Richardson of Stonington presented the following Order and moved its passage:

WHEREAS, the United States Coast Guard commanded by Chief Warrant Officer, Leo V. Walsh,

performed an invaluable service by rescuing about a dozen lobster boats in the Deer Isle thoroughfare in East Penobscot Bay during a registered 70-mile per hour gusts,

BE IT ORDERED, the Senate concurring, that the 102nd Legislature commend the above Commander, the "skipper" of the United States Coast Guard Cutter, Snohomish, Chief Warrant Officer, Meritt O. Wright, and his crew for their actions which were far beyond the call of normal duty in the saving of property owned by Maine citizens,

AND BE IT FURTHER ORDERED, that an attested copy of this Order be sent to the above Commander, "skipper" and crew of the United States Coast Guard Cutter Snohomish by the Clerk of the House. (H. P. 1020)

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

Mr. RICHARDSON: Mr. Speaker and Members of the House: Last Thursday, February 25, during the heavy coastal storm which raked the coast of Maine, the ice came out of Blue Hill Bay and choked Deer Isle thoroughfare. During that time it was over three feet deep in places and picked up boats complete with their moorings and in fact parted off some of the moorings. The Coast Guard was called and immediately came to the rescue of these people, and I would submit that Chief Wright and the crew of the Snohomish exhibited courage over and above the call of duty, because they did record in coming across Rockland Bay gusts in excess of seventy-miles per hour. So in the face of hurricane winds, they did come to the rescue of our Maine coast fishermen.

Thereupon, the Order received passage and was sent up for concurrence.

#### House Reports of Committees Ought to Pass with Committee Amendment

Mr. Gifford from the Committee on Education on Bill "An Act relating to Payment of Tax Assessments for Flanders Bay Communi-

ty School District" (H. P. 208) (L. D. 276) 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. 208, L. D. 276, Bill, "An Act Relating to Payment of Tax Assessments for Flanders Bay Community School District."

Amend said Bill in the 3rd and 4th lines, by striking out the punctuation and words "and Hancock County,"

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

Mr. Anderson from the Committee on Inland Fisheries and Game on Bill "An Act relating to Free Public Access to Waters Stocked with Fish Raised by State" (H. P. 735) (L. D. 1009) 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. 735, L. D. 1009, Bill, "An Act Relating to Free Public Access to Waters Stocked With Fish Raised by State."

Amend said Bill in the Title by striking out the word "Public"

Further amend said Bill by striking out everything after the amending clause and inserting in place thereof the following: "Sec. 2557-A. Free access to waters stocked by State

No fish or fish spawn raised by the State shall be planted or deposited in any inland waters of the State unless free public or private access to the public is provided to said waters at such times as said lakes are open to fishing under the general law."

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

Mr. Boissonneau from the Committee on Legal Affairs on Bill



"An Act relating to Compensation of Aldermen of City of Lewiston" (H. P. 347) (L. D. 449) 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. 347, L. D. 449, Bill, "An Act Relating to Compensation of Aldermen of City of Lewiston."

Amend said Bill by striking out everything after the amending clause and inserting in place thereof the following:

"**Sec. 9. Compensation.** The members of the board of aldermen shall receive as full compensation for the performance of their official duties as aldermen the sum of \$20 for each meeting of the city council which they shall attend provided that no aldermen shall be paid an amount in excess of \$799 \$1,000 for such attendance during any one fiscal year. Members of the board of aldermen when they shall convene for the purpose of constituting a board of examiners in insanity cases shall receive as full compensation for such duties the sum of \$10 for each meeting attended."

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

The SPEAKER pro tem: The Chair is now pleased to note in the gallery of the House sixty students from the History and Government Class of Greeley Institute in Cumberland Center, accompanied by Mr. Jackson. They are the guests of Representative Richardson of Cumberland.

We are very pleased to have you with us today, and we hope that you will find your trip pleasant and educational. And as I mentioned to some other children who were here before, we hope that you sometime aspire to this job because in your hands will eventually be placed the future of our State and Country. (Applause)

Mr. Cote from the Committee on Legal Affairs on Bill "An Act to Repeal the Act Creating the Paris Village Corporation" (H. P. 357) (L. D. 460) 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. 357, L. D. 460, Bill, "An Act to Repeal the Act Creating the Paris Village Corporation."

Amend said Bill, in section 6, by striking out in the 4th and 5th lines the words "within one year after the effective date of this act"

Further amend said Bill, in section 6, by adding at the end of the first paragraph, the following: 'No referendum shall be held other than during the months of July or August and no sooner than July or August of 1966.'

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

Mrs. Wheeler from the Committee on Legal Affairs on Bill "An Act Increasing Compensation of Members of City Council of City of Portland" (H. P. 352) (L. D. 455) 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. 352, L. D. 455, Bill, "An Act Increasing Compensation of Members of City Council of City of Portland."

Amend said Bill, in the 5th line, by inserting after the words "per year" the following underlined words 'beginning with the 2nd Monday of December, 1964'

Further amend said Bill by striking out all of section 2 and inserting in place thereof the following:

"**Sec. 2 P. & S. L., 1961, c. 194, Art. II, Sec. 2, amended.** Section 2 of article II of chapter 194 of the private and special laws of

1961 is amended by adding at the end a new sentence to read as follows: 'On and after the 2nd Monday of December, 1965, the city council shall by order establish the amount each member shall be entitled to receive as salary for all services rendered, but no such order increasing their salary shall take effect during the then current municipal year.' "

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

The SPEAKER pro tem: The Chair is now pleased to note in the balcony, four pupils of the History and Government Class of Williams High School of Oakland, accompanied by Mr. Richard McClay. They are guests of Representative Fortier of Waterville.

On behalf of the House the Chair welcomes you and hopes that your visit will be educational and enjoyable, and I will once again add we hope that some day you will aspire to become a member of the Halls of this House. (Applause)

#### Divided Report Tabled and Assigned

Majority Report of the Committee on Liquor Control reporting "Ought to pass" on Bill "An Act relating to Malt Liquor Licenses" (H. P. 710) (L. D. 948)

Report was signed by the following members:

Mr. JACQUES of Androscoggin  
— of the Senate.

Messrs. COTE of Lewiston  
BERNARD of Sanford  
FAUCHER of Solon  
LUND of Augusta  
HAYNES of Camden  
ROY of Winslow  
— of the House.

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

Report was signed by the following members:

Messrs. SOUTHARD of Penobscot  
FALOON of Penobscot  
— of the Senate.

Mr. MEISNER of Dover - Foxcroft  
— of the House.

Reports were read.

(On motion of Mr. Cote of Lewiston, tabled pending acceptance of either Report and specially assigned the next legislative day.)

At this point, Speaker Childs returned to the rostrum.

Thereupon, the Sergeant-at-Arms escorted the gentleman from Bath, Mr. Ross, to his seat on the Floor, amid the applause of the House, and Speaker Childs resumed the Chair.

#### Divided Report

Majority Report of the Committee on Natural Resources on Bill "An Act to Promote the Production of Sugar Beets in the State and Reclassifying Certain Waters in Aroostook County" (H. P. 928) (L. D. 1266) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was signed by the following members:

Messrs. DUNN of Kennebec  
MOORE of Washington  
CAHILL of Somerset  
— of the Senate.

Messrs. KNIGHT of Westbrook  
HAWKES of Standish  
JEWELL of Monticello  
Mrs. HARVEY of Windham  
— of the House.

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

Report was signed by the following members:

Messrs. EUSTIS of Dixfield  
PALMER of Phillips  
SAHAGIAN of Belgrade  
— of the House.

Reports were read.

The SPEAKER: The Chair recognizes the gentleman from Presque Isle, Mr. Bishop.

Mr. BISHOP: Mr. Speaker, I move acceptance of the Majority "Ought to pass" Report.

The SPEAKER: The gentleman from Presque Isle, Mr. Bishop, moves we accept the Majority "Ought to pass" Report. Is this the pleasure of the House?

The Chair recognizes the gentleman from Phillips, Mr. Palmer.

MR. PALMER: Mr. Speaker, Members of the House: We spent some two and a half hours on this yesterday, and I for one positively am against polluting our rivers in any way, shape or manner. We have come a long way in the up-grading of our streams. However, this is not only a new business, this is a new industry that is coming into the State of Maine. It is not contaminating a long stretch of the river, but a short stretch. It is the opinion of one of the engineers of the State that it will not be polluted in the sense that most of us think of, but only in the oxygen content of the water.

I spent considerable thought on this last night. I woke up several times, and it was not until I was coming down this morning and could see the type of day warned us that spring was near upon us. And with spring comes the birth of new things, things that give hope to all men. And I think there comes a time when we must make exceptions to all things, and I think that the birth of a new industry in Maine, although there is a gamble in it, carries great hope to the people of Aroostook County; and for this reason I move also that the Majority Report is accepted.

The SPEAKER pro tem: The Chair recognizes the gentleman from Dixfield, Mr. Eustis.

MR. EUSTIS: Mr. Speaker, Ladies and Gentlemen of the House: I slept all right last night and I am still of the opinion that I had yesterday. This bill on the face of it seems a very desirable and simple thing. It seems that the solution would be easy for us all. As a matter of fact, in its full implications, it is a far cry from it. In the first place, this is an emergency measure of course put in here without giving us sufficient time to really debate and confer on. By wide implication this is not a sectional bill, certainly not a political bill; it's a bill to decide whether the State of Maine as such wants to put a price tag on natural resources. I say most emphatically not. You must realize

all of you, this Committee, if the door is opened here, there will be somebody else's foot in it before we have gone much further.

We face a long, hard, expensive road to bring our waters back to something resembling a reasonable facsimile of what they were when God gave them to us as a heritage. We have betrayed them, polluted them, ignored them, and now the day has come, the crossroads are here, we have got to declare ourselves positively on this issue. It concerns every member of this House as State of Maine people and nothing else. Naturally we have feelings one way or the other, our personal bias, I don't think it should influence us in coming to a decision on this matter. Over all, the State of Maine looks to this Legislature now for a positive declaration as to whether or not they favor cleaning up our waters or favor downgrading them.

You must realize that puts a sad handicap on a committee to saddle them with this the first thing. Incidentally, perhaps it's not relevant—it is to me, the general attitude of industries, the power companies and several others in the State of Maine is to look with a cold eye on any attempt to complete the painstaking clearing of our waters. I cite you, for example, Mr. William Chisholm of the Oxford Paper Company, at a meeting or a conclave of the higher echelon of the paper industries had this to say — he said it is the proper function of running water to assimilate and carry away a reasonable amount of waste. What does that translate itself into? Who shall define reasonable? Where is this reasonable amount of waste that is going down the river going to? It is going onto somebody else's river — property along the riverbanks, and I think it is a statement that is out of line. Mr. Maines of Great Northern at this same conclave said, pollution doesn't exist. There is no such thing as pollution. The only way you can pollute a river is to change its character. But when he was a boy walking around we changed the character of the rivers in general throughout the state, and today by his definition

if we start to clean them up, we are polluting them because we do change the character.

The point I am trying to make over all is this: the most precious asset we have in this state today is clean water, and every time we inch away from the issue and make concessions on it we are inviting people to put a price tag on natural resources, and I think it is contrary to the intent and the spirit of this committee and of the State of Maine. You must all realize that personally here the state looks at this Legislature today for a decision which I believe is one of the most important we should make, for two reasons. I think that over all when we do properly clean up and get our state in proper state, we will have a recreational industry, if you want to call it that, of potential value far beyond any temporary business. It will be with us, it will be ours in the State. I most emphatically insist as a member of the minority, that this minority deserves great consideration. I move at this time that the Minority Report be accepted and I ask for a division.

The SPEAKER: The question before the House is the motion of the gentleman from Presque Isle, Mr. Bishop, that the Majority "Ought to pass" Report be accepted.

The Chair recognizes the gentleman from Westbrook, Mr. Knight.

Mr. KNIGHT: Mr. Speaker and Ladies and Gentlemen of the House: I, as a member of this committee, listened intensely for approximately two and one-half hours yesterday. I like to feel that perhaps I am one of the several of the largest majority who are very hesitant about lowering the grades of our streams, but I certainly do feel that every piece of legislation at sometime or other there is cause for exception.

At this hearing yesterday afternoon Room 105 was filled to capacity, and one of the proponents there asked for the people to rise from Aroostook County who were present there and I can truthfully say that over ninety percent of the people in that room rose in favor of this piece of legislation.

I would like to add perhaps at this particular time one thing that most of us do not know, and of course I did not know until yesterday, that this sugar beet plant will not be disposing of any waste only during the months of November, December and January, and as a member of the majority report of this committee, I move for its acceptance.

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

Mr. SAHAGIAN: Mr. Speaker, I would like to pose a question through the Chair to anyone who cares to answer. Why did the Great Western Sugar Company with \$400,000,000 to \$600,000,000 of resources not choose to come into the State of Maine?

The SPEAKER: The gentleman from Belgrade, Mr. Sahagian, poses a question through the Chair to any member of the House who may answer if he so desires.

The Chair recognizes the gentleman from Phillips, Mr. Palmer.

Mr. PALMER: Mr. Speaker, Mr. Sahagian: I understand that this company that you refer to has not one, but several beet processing plants in the west, and they did not give their decision until such a time that they felt it would be impossible for us to pass legislation to get this beet refining plant into the State of Maine. I feel that it wasn't their intent in the first place of ever coming here to the State of Maine, but simply delaying this so that the State of Maine couldn't possibly come up at that short notice that we have had of having a sugar beet factory.

The SPEAKER: The Chair recognizes the gentleman from Presque Isle, Mr. Bishop.

Mr. BISHOP: Mr. Speaker, in answer to the question of the gentleman from Belgrade, Mr. Sahagian, the Great Western Sugar Company has never disclosed their reasons. We suspect that they are working now to have the allotment transferred to a western area.

I would like to speak just briefly on the measure. None of us is

interested in downgrading our streams, but I feel that no principle should be so inflexible that it can stand in the way of a much needed industry and a much needed adjunct to the economy of the State. I don't like to speak in terms of Aroostook because I am reminded many times since I came down here that we are a greedy lot. But we have been cursed, as you know, with a one-crop economy. We either boom or bust, and we have done everything that we can to remedy this. Here is a potential \$109,000,000 industry we can bring in which will tie in with our agricultural population and resources, and we feel that an exception should be made in this case to permit us to grow and become a worthwhile part of the economy of the State. Thank you.

The SPEAKER: Is the House ready for the question?

The Chair recognizes the gentleman from Eastport, Mr. Mills.

Mr. MILLS: Mr. Speaker, I have talked to several of the members in regards to this bill. I am one of the people who do not believe in polluting the streams of the State of Maine, but under the circumstances here, I will have to agree with the gentleman from Presque Isle, Mr. Bishop, that this is a necessary thing to be done; in this way, there is a deadline on when the Federal money will become available. I believe it is Friday, is that right, Mr. Bishop? Under the circumstances, this should be acted on as a piece of emergency legislation today, and I am firmly of the belief that this should be passed. Thank you.

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

Mr. SAHAGIAN: Mr. Speaker, I would like to pose another question at this time through the Chair. What would happen to this sugar refinery in the event it was built and it was operated for a period of a month or two months or six months or a year and then something went wrong and they decided to shut the mill down. Who will assume the burden of this ten or twelve million or

fifteen or twenty million dollars that is going to be invested between the Federal Government and our State of Maine? Who will assume the loss on this? Will the State of Maine have to take over this project?

The SPEAKER: The gentleman from Belgrade, Mr. Sahagian, has posed questions to any member of this House who may answer if he so desires.

The Chair recognizes the gentleman from Presque Isle, Mr. Bishop.

Mr. BISHOP: Mr. Speaker, Members of the House: I assume that the responsibility would be borne just as in any industrial development by the people who furnished the money. This is no different from any other enterprise. There is capital put into it and the risk is borne by those who put in the capital.

The SPEAKER: The Chair recognizes the gentlewoman from Windham, Mrs. Harvey.

Mrs. HARVEY: Mr. Speaker, Members of the House: I too agree with my colleague, Mr. Bishop from Presque Isle. I am against downgrading any stream, but this is an emergency bill. We only had a week on this and I believe it should pass.

Mr. Sahagian of Belgrade was granted unanimous consent to speak a third time.

Mr. SAHAGIAN: Mr. Speaker, Members of the House: I have in my possession the latest quotations of the sugar prices. They were here some time ago twelve cents a pound. They have now dropped to three and a half cents a pound and the Great Western stock has dropped from fifty-seven down to thirty-five dollars a share. I wonder if this sugar beet factory with our soil being the proper for raising sugar beets, with sugar content and so forth, where your transportation is involved in here and I wonder if it would be feasible to operate this plant profitably. And if they do not operate it, my colleague — the gentleman from Presque Isle, said this is like any other industry. This is not like any other industry. When I go into business and spend five or ten million dollars and borrow money

from the bank I am solely responsible for that, but this is Federal money and State money. If this thing didn't pan out, the State of Maine will lose that money and the taxpayers will have to pay for it.

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

Mr. MARTIN: Mr. Speaker, Members of the House: In regard to the question from the gentleman from Belgrade, Mr. Sahagian, in regards to the feasibility of a sugar beet plant in Aroostook County — last year a study was completed by the Lockwood-Green firm of New York City in which the ARA paid \$40,000 for an extensive survey and found that such an economy or such a plant would be feasible in Aroostook County.

Perhaps it should further be pointed out that the study mentioned in regards to other effects it would have on the economy of the State of Maine. Such an example would be the effect it would have on the lime industry of the state. At the present time they have two plants in Knox County producing lime and if this sugar beet plant were to become in existence such would have to be enlarged. Further, the state would realize approximately anywhere from \$300,000 to \$400,000 from the purchase of the machinery through sales tax, use tax. Another industry that would benefit a great deal would be the transportation industry. It was estimated by the Lockwood-Green firm of New York that this would bring in an increase of a million and a half dollars per year and after which time it should increase.

These are merely a few industries that I have pointed out to you to show the effects that it would have if such a plant were to be built. I might also point out at this time, it was estimated by the firm that the savings to New England consumers would be in the vicinity of \$750,000 in the first year alone. That bulk of the saving would be to purchasers in Maine. I would further note that the sugar prices in New England are the highest in the continental United States.

The effect on Maine would be extremely tremendous. I'm sure that the proposed owner doesn't really need the plant to enrich himself, but may I remind you, the gentlemen of this House and the gentlewomen of this House, that the people of Aroostook and the people of Maine do. We are the ones that have something to gain.

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

Mr. SCOTT: Mr. Speaker, Members of the House: It is not my intention to obstruct the promotion of new industry in the State of Maine. However, I do feel as Legislators we must be careful to treat everyone on an equal basis. I want to remind you ladies and gentlemen of the House of the tremendous investment the paper companies have made in the last few years. To my knowledge, streams and rivers have not been reclassified so that they can dump waste without proper treatment. Right at the present moment there is under construction a fifty-four million dollar paper mill in the Town of Jay along with a five million dollar chemical plant. Both these major industries have met the standards set by the Water Improvement Commission.

In my own town we have a new tannery. They also process sewage so that it will not pollute Wilson Stream. It would appear to me that something should be worked out before this new sugar beet industry is built to take care of the treatment. The Water Improvement Commission is making steady progress upgrading our streams and rivers, and we as Legislators should be careful not to undermine this important work.

The SPEAKER: The Chair recognizes the gentleman from Dixfield, Mr. Eustis.

Mr. EUSTIS: Mr. Speaker, Members of the House: Just one question. I would ask every member of this House to consider how much is from twenty to thirty miles of B water worth in dollars and cents. That is your analysis right there. You have it.

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

Mr. BERRY: Mr. Speaker and Members of the House: I think the speakers who have talked on this subject have underlined the importance of our stream classification program in the state. Those of us who are not from the geographical area concerned perhaps may look at it from a little different standpoint, but I am sure all of us share the concern of the county delegation that a new industry may come into the county and be provided with much needed financial relief.

However, I would ask that all of us, those members from Aroostook County as well, give double heed to the importance of our classification laws and think of how long and how hard we have worked to get where we are. Our laws really went on the books about twenty years ago. The birth pains of the stream classification act were long and hard. The fact that they were realized late and with difficulty should make doubly important to us the decision of whether we are going to abrogate them by voting in favor of this bill.

I would like to point out that the members of the present Majority Party were very much instrumental in bringing the waters of the State of Maine into the present classification and to the proper categories. A great deal of tribute is due to the Democratic Party for the courageous stand they have taken in this respect. At a recent session of the Legislature an exception was made to these laws. The only person who had the foresight and perhaps the courage to mention at that time that a mistake might be made in eroding the laws was the present President of the other body.

Mention has been made that our paper industry has paid millions of dollars to comply with stream classifications. Should we not introduce a companion measure to say that this established business in the state which has

invested certainly billions of dollars, and provides thousands of jobs, would be well advised to downgrade their discharge and use the money to create more jobs for the workers of the paper industry. This does not certainly mean that we are helping out our stream classification laws if we adopt this viewpoint. We have asked not only industry, but we have asked our municipalities to spend money to comply with these classifications and our towns have done this. I recall four years ago the music that we had in the background of the 100th Legislature was the continuous air compressor noise and excavation noise when the City of Augusta was complying with the classification requirements of the Water Improvement Commission. Nearby the Town of Winthrop has spent thousands of dollars to comply with the requirements of stream classification. This story is familiar to all of us. It is state-wide.

The closest people who are involved are the people in Mars Hill, who, at the order of the Water Improvement Commission have spent thousands of dollars to bring up to proper classification their industrial and municipal discharge into this very stream. Now is there no solution to this problem? There certainly would seem to be. Other industries have made the necessary investment to provide for proper waste treatment. Why can not this industry do the same thing? I would like to read from the current issue of the Bangor Daily News a resolution which was put out by the Presque Isle Jaycees. And may we acknowledge in passing that there is certainly no body of people more public-spirited in our state than the Jaycees, and they are right on the firing line. Presque Isle Jaycees voted the following: "We, the Presque Isle Jaycees move that without in any way being opposed to the sugar beet industry in Aroostook County, take this stand against the declassification of Prestile Stream on a permanent basis, and oppose the passing of Legislative document num-

ber 1266. It is our feeling that this industry can be achieved without the legislation and, or declassification of the Prestile Stream to Class "D."

Mr. Speaker, I move the indefinite postponement of this bill and all accompanying papers.

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

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

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House: I certainly appreciate some of the remarks made by the gentleman from Cape Elizabeth, Mr. Berry, as being true and factual. Certainly we in Aroostook County, although in the part of Aroostook County that I come from has only been part of Aroostook County recognized that is, in recent years and part of the State of Maine only in recent years, because we were regarded more as Madawaska County in New Brunswick; but now that we are back in Aroostook County as a whole and back in the State of Maine as a whole, there are certain beliefs that I think that we are all trying to strive for and that is for the promotion of industrial growth in our state.

The mention this morning that some paper companies, as the biggest industry of the State of Maine have put millions of dollars into processing plants and rightly so. Some other companies have just begun the process of installing plants in purifying the waters that go back to the rivers and streams of the State of Maine. In this particular case, my feeling is this — if this sugar beet industry is allowed to become an industry in the State of Maine and to the declassification of, I believe, eight to ten miles of stream that's about twelve, fifteen feet wide, on a temporary basis, that eventually and probably very much in the near future that this same industry will be required by law that it will bring back the stream to its normal classification.

Now this stream that we are talking about empties into the St. John River. Now the St. John River runs from the Port of St. John, New Brunswick all the way up to the Allagash and into the northern part of the State of Maine. The St. John River holds no classification, and it behooves me to say that I doubt if we can find a fish that will even attempt to go into the St. John River because of the no classification in the river. Certainly I would like to see all the waters of the State of Maine be pure water, that it would not have to be processed even for drinking, but that is not the case as it is. This pollution problem has come up for years.

We are now trying to eliminate some of these sewers from going into our streams and rivers, and it will be a long process but I feel that eventually we will get to that, that we will have pure water or purer water than we have now in our rivers and streams. The paper industry have started and they have got a long ways to go. They have spent millions of dollars in the State of Maine and we have derived millions in benefits. If we should allow this sugar beet industry to go into the State of Maine, although now there is some controversy of the purification of the water, they do start out with some purification system that no other industry in the State of Maine when they started even ventured to purify the waters that were going back to our rivers and streams. So at least we have got that start and I feel certainly that within a few period of years that they will add onto their purification system to bring back the river, the Prestile River, back to its normal classification. So I certainly urge you to vote against this indefinite postponement and I would request a division when the vote is taken.

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

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

Mr. PIKE: Mr. Speaker, Members of the House: This matter of clean water, which of course we all realize, is very important. It



does seem to me that when an industry comes into the state, desirable as this may be and this without question can be a most desirable industry for the area involved and for the state, that it should look in the eye at the beginning at the cost of cleaning its effluents so that it's acceptable to the stream into which it runs. And we shouldn't wait until after it's in and sort of a captive to make it come up to scratch. Now we've required of our paper companies, and as the gentleman from Madawaska said they have got a long way to go, but they are working on the problem. It just does seem to me that if we let a new industry come in without realizing our standards on water, it will be a signal, a flag, for other industries to come with the same local appeal, giving employment, all very desirable things, almost very essential things, that they ought to look the thing in the eye first, put in their cleaning plant or effluent plant at the start and put the water in clean right from the time they open rather than wait for — and you know what'll happen, wait for years and there will be a delaying action and that poor little stream just can't stand very much effluent. I go along with the gentleman from Cape Elizabeth, I hope the whole thing is indefinitely postponed.

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

Mr. ANDERSON: Mr. Speaker, when the vote is taken I request that it be taken by the yeas and nays.

The SPEAKER: The gentleman from Ellsworth, Mr. Anderson, requests that when the vote is taken that it be taken by the yeas and nays.

The Chair recognizes the gentleman from Fort Kent, Mr. Bourgoin.

Mr. BOURGOIN: Mr. Speaker, Members of the House: I would like to point to you that the pollution of Prestile Stream is not with solids, it is changing the oxygen content of the water of the stream.

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

Mr. EDWARDS: Mr. Speaker, Members of the House: I am not extremely familiar with this problem, but as I listened to the debate here today it has become abundantly obvious to me that what we are doing is killing the sugar beet industry in Maine if we go along with the motion of the gentleman from Cape Elizabeth, Mr. Berry. Opposed to this, we may bend our rules or break them or make exception to them on a temporary basis for a rather minor stream. It seems to me that since this is our last chance and only chance to have this sugar beet industry that we must weigh it extremely heavily.

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

Mr. DICKINSON: Mr. Speaker, Members of the House: From the residence so stated by the Speaker I guess you know that we are concerned about this proposal. I do not rise to oppose industry. However, I think I would be remiss if I did not go on record with a statement of position.

It has been mentioned that a lot of people were here yesterday from Aroostook. I think an analysis of the residence and connection of those people would be interesting. I think the people from the area most vitally concerned did not appear yesterday because they didn't want to oppose industry. However, it has been pointed out that this proposal was hastily drawn and we have thought that perhaps evidence of intentions to comply with our regulations regarding pollution might be a little bit more clearly spelled out as has been spelled out in some other L. D.s in the same connection.

Again, I want to assure that I don't rise to oppose the industry, but we could in our location be mighty interested in some specific outline of future intentions. Thank you.

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

Mr. POULIN: Mr. Speaker, Members of the House: When you talk about classification of rivers I'll give you a good example. I happen to live about ten miles below Madison which has a pulp mill. Their waters are not classified the same as ours. We have to build a disposal plant. We have to start it by 1970. Madison doesn't have to. Further above is Wyman Lake which holds thousands, I should say hundreds of thousands of cords of pulp which is not the best thing for any river, but they are not classified the same as us. So evidently they plan on reclassifying those waters later. So as far as the classification of this river right now, it could be just temporarily, they could readjust it. Now we are supposed to be for industries. We spend millions of dollars on DED. Now we are going to put a stumbling block to the first decent sized industry that is coming in the State of Maine.

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

Mr. COTTRELL: Mr. Speaker and Members of the House: I think we should bring to mind the great effort that has been continuous in the past for this great project, that our senators and our representatives have worked through Congress, through perhaps their friendships, using all the influence they could to make it possible for this state to have a new industry. It is a hard decision, but someone has mentioned the fact that it's a foot in the door, but we should also remember that this is a pretty expensive foot in the door, a ten million dollar business. Here we have not only our great anti-pollution work going on, which is also led by our senators in Congress, but we also have an Economic Development Department that is working hard. Now I think that we can take a chance at this time and not close the door entirely on a great industry for which we have even held special sessions of the 101st Legislature to make possible. And I certainly think that it would be very unwise to in-

definitely postpone this great opportunity.

The SPEAKER: The Chair recognizes the gentleman from Winslow, Mr. Roy.

Mr. ROY: Mr. Speaker, Ladies and Gentlemen of the House: I have to stand here and concur with Mr. Bishop of Presque Isle, and I agree wholeheartedly with Mr. Berry's statements in regards to the classification of streams. I think that the State of Maine should be proud to see that there are still some industries left that are interested in coming here, especially with our sales tax. I just want to cite one example. The City of Waterville had an opportunity to receive an industry that would have employed about three hundred people. The only thing that stopped them from coming to Waterville — it would have cost them a hundred and fifty thousand dollars just on sales tax for new equipment. The Department of DED was contacted and there was nothing that could be done about it.

In turn, I would like to place a question through the Chair for anybody that may want to answer it. What is the percentage of the pollution and does the plant make a provision to provide for their discharge?

The SPEAKER: The gentleman from Winslow, Mr. Roy, has posed a question to any member of the House. Any member of the House may answer if he so desires.

The Chair recognizes the gentleman from Easton, Mr. Rackliff.

Mr. RACKLIFF: Mr. Speaker, Members of the House: I represent the Easton Development Company and the Boston Company. I don't want people to think in this room that we're not doing something up there to aid this pollution. We have got a very expensive disposal system. We are taking out all the liquids. In fact, when we started this project, this sugar beet project, we were asked to get a classification, declassifying it altogether, take all the classification; that is not our idea. We feel in time that we can correct this so that we can possibly have a B, but this time we have got

to have a D to work on. We have spent a half a million dollars on disposal. There will be another half a million dollars go into the new disposal plant on beets; and last night I was talking with Mr. Vahling and he will hire a man from the state to see that we comply with this disposal to suit the state if they so desire. It is not our idea to pollute these waters. We think we can make a good stream out of this if given time.

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

Mr. KENNEDY: Mr. Speaker and Ladies and Gentlemen of the House: I am not speaking as the Minority Leader this morning. I am speaking as an individual and I find myself torn between two loyalties. I have always supported the program of cleaning up the rivers in the State of Maine. I have also in this House supported the laboring man in the State of Maine. Anything that would bring industry into the state, I have been in hearty accord with.

This morning I have a decision to make and my decision is this — that I must compromise my conscience to a certain extent and vote in favor of this bill. I think it devolves upon the conscience of every Legislator, regardless of party, in his decision here this morning, but I find myself in the position of having to support industry and if we can induce another industry to come into the State of Maine, my vote will be cast in that direction.

The SPEAKER: The question before the House is on the motion of the gentleman from Cape Elizabeth, Mr. Berry, that this Bill "An Act to Promote the Production of Sugar Beets in the State and Reclassifying Certain Waters in Aroostook County," H. P. 928, L. D. 1266, and its accompanying papers be indefinitely postponed. The gentleman from Ellsworth, Mr. Anderson, has requested that when the vote be taken it be taken by the yeas and nays. For the Chair to order the yeas and nays it must have the expressed desire of one-fifth of the members present. All those in favor of this vote being taken by the yeas and nays

will kindly 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 having arisen the roll call is not in order.

The gentleman from Madawaska, Mr. Levesque, has requested that when the vote is taken it be taken by division. All those in favor of this bill and its accompanying papers being indefinitely postponed will kindly rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

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

The SPEAKER: The question before the House now is on the motion of the gentleman from Presque Isle, Mr. Bishop, that we accept the Majority "Ought to pass" Report. Is this the pleasure of the House?

Thereupon, the Majority "Ought to pass" Report was accepted and the Bill read twice.

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

COMMITTEE AMENDMENT "A" to H. P. 928, L. D. 1266, Bill, "An Act to Promote the Production of Sugar Beets in the State and Reclassifying Certain Waters in Aroostook County."

Amend said Bill, in section 3, by striking out the words "This Act" in the first line and inserting in place thereof the words "The new classifications hereinabove stated"

Committee Amendment "A" was adopted.

Mr. Rackliff of Easton offered House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to H. P. 928, L. D. 1266, Bill, "An Act to Promote the Production of Sugar Beets in the State and Reclassifying Certain Waters in Aroostook County."

Amend said Bill by inserting after the word "constructed" in the 4th line from the end the follow-

ing: 'and sugar beet refinery machinery installed in said refinery,' House Amendment "A" was adopted.

Thereupon, on motion of Mr. Bishop of Presque Isle, the rules were suspended and the Bill given its third reading.

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

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

Mr. JALBERT: I now move we reconsider our action whereby we passed this bill to be engrossed. When you vote, vote against my motion.

The SPEAKER: The gentleman from Lewiston now moves that we reconsider our action whereby this bill was passed to be engrossed. All those in favor that we reconsider our action whereby this bill was passed to be engrossed will say aye; all those opposed no.

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

#### Orders out of Order

On motion of Mr. Bussiere of Lewiston, it was

ORDERED, that since dog is man's best friend and I am very concerned about the leanness of the new dog presented to the Clerk of the House, and its food supply I suggest that the matter be referred to the appropriations committee to assure the dog a plentiful food supply, at least for the duration of the session. (Applause)

On motion of Mrs. Ruby of Bangor, it was

ORDERED, that the newly acquired dog of the Clerk of the House be named "Butch".

The SPEAKER: The Chair will request the Sergeant-at-Arms to escort the gentleman from Bath, Mr. Ross, to the rostrum for the purpose of continuing his duties as Speaker pro tem.

Thereupon, Mr. Ross assumed the Chair as Speaker pro tem and

Speaker Childs retired from the Hall.

#### Divided Report Tabled and Assigned

Report "A" of the Committee on Liquor Control reporting "Ought to pass" on Bill "An Act Regulating Liquor Salesmen" (H. P. 755) (L. D. 992)

Report was signed by the following members:

Messrs. SOUTHARD of Penobscot  
FALOON of Penobscot  
— of the Senate.

Messrs. LUND of Augusta  
MEISNER of Dover - Foxcroft  
BERNARD of Sanford  
— of the House.

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

Report was signed by the following members:

Mr. JACQUES of Androscoggin  
— of the Senate.

Messrs. COTE of Lewiston  
FAUCHER of Solon  
HAYNES of Camden  
ROY of Winslow  
— of the House.

Reports were read.

The SPEAKER pro tem: The Chair recognizes the gentleman from Dover-Foxcroft, Mr. Meisner.

Mr. MEISNER: Mr. Speaker, I move that we accept the "Ought to pass" Report.

The SPEAKER pro tem: The gentleman from Dover-Foxcroft, Mr. Meisner, now moves the acceptance of Report "A" "Ought to pass".

(On motion of Mr. Lund of Augusta, tabled pending the motion of the gentleman from Dover-Foxcroft, Mr. Meisner, and specially assigned for Friday, March 5.)

#### Passed to Be Engrossed

Bill "An Act Creating the Uniform Hazardous Substances Labeling Act" (S. P. 77) (L. D. 297)

Bill "An Act relating to Organization of Cemetery Corporations" (S. P. 183) (L. D. 548)

Bill "An Act relating to Corporate Names" (S. P. 184) (L. D. 549)

Bill "An Act to Reconstitute School Administrative District No. 31" (S. P. 187) (L. D. 552)

Bill "An Act to Reconstitute School Administrative District No. 24" (S. P. 188) (L. D. 553)

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 Indefinitely Postponed**

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

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

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

Mr. BLOUIN: Mr. Speaker, Ladies and Gentlemen of the House: I rise in opposition to this bill because I feel that this bill is a very, very unfair bill to our business people in the State.

The bill calls for a one dollar to a five dollar increase for our innkeepers and victualers licenses which our people in the State and towns are already heavily taxed on their machinery and buildings wherever their operation may be.

This bill has been presented by Senator Jutras from Wells, York County, and I just don't know what Senator Jutras is trying to do here. I don't know as he is trying to run our people who are in business in this state out of business, or if he is trying to tax them to death.

The SPEAKER pro tem: The gentleman is out of order. You are not allowed to refer to a member of the other branch by name. The gentleman may now proceed.

Mr. BLOUIN: Ladies and Gentlemen, I feel I was elected to this office by our people not to find as many ways as I can to tax them as high as I can. I feel this bill, once more, is a very unfair bill to our business people who are paying already municipal taxes. Therefore, ladies and gentlemen, I would like to move for indefinite postponement of this bill with all its accompanying papers.

The SPEAKER pro tem: The question before the House is the motion of the gentleman from Sanford, Mr. Blouin, that this Bill and all its accompanying papers be indefinitely postponed. Is this the pleasure of the House?

The motion prevailed. The Bill was indefinitely postponed in non-concurrence and sent up for concurrence.

### **Amended Bills**

Resolve to Reimburse Daniel S. Webb of Wilton for Loss of Calves Killed by Bears (H. P. 401) (L. D. 513)

Resolve to Reimburse Arthur E. Thompson of New Gloucester for Fire Loss (H. P. 460) (L. D. 614)

Resolve in favor of Margaret Sinclair of Windham for Fire Loss (H. P. 461) (L. D. 615)

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 Provide Protection for Physically Abused Children" (S. P. 195) (L. D. 574)

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

### **Passed to Be Enacted Emergency Measure**

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

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. 109 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 relating to Penalties under Dealer of Livestock Laws (S. P. 66) (L. D. 127)

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

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

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

An Act to Reconstitute School Administrative District No. 34 (S. P. 152) (L. D. 386)

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

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

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

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

An Act Providing for Training in Safe Handling of Firearms by Certain Minors (H. P. 61) (L. D. 72)

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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 Town of Milo (S. P. 398) (L. D. 510)

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

At this point, Speaker Childs returned to the rostrum.

**SPEAKER CHILDS:** The Chair thanks the gentleman from Bath, Mr. Ross, for acting as Speaker pro tem, and congratulates him on the excellent job that he did.

Thereupon, the Sergeant-at-Arms escorted the gentleman from Bath, Mr. Ross, to his seat on the

Floor, amid the applause of the House, and Speaker Childs resumed the Chair.

The SPEAKER: Is there objection to taking up an enactor which is not on today's calendar? The Chair hears none.

#### Passed to Be Enacted

An Act Relating to Minimum Hour and Wage Standards for Fire-fighting Personnel of Lewiston Fire Department (H. P. 348) (L. D. 450)

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

On motion of Mr. Jalbert of Lewiston, sent forthwith to the Senate.

#### Orders of the Day

The SPEAKER: The Chair recognizes the gentleman from East Millinocket, Mr. Birt, and inquires for what purpose that gentleman arises.

Mr. BIRT: Mr. Speaker, I would ask if the House has in its possession House Paper 484, L. D. 637.

The SPEAKER: Does the gentleman care to make a reconsideration motion?

Mr. BIRT: Yes, I would now move that we reconsider our action whereby we accepted the "Ought not to pass" Report on this bill.

The SPEAKER: The Chair would state that this particular paper is in possession of the House. The gentleman now moves that we reconsider our action whereby on March 2 we accepted the "Ought not to pass" Report on Bill "An Act relating to Fee for Licenses or Permits for Outdoor Advertisers."

The Chair recognizes the gentleman from China, Mr. Farrington.

Mr. FARRINGTON: Mr. Speaker, Ladies and Gentlemen of the House: Yesterday the hour was so late that I did not speak on this subject but I think it is my duty to inform you of a few of the ramifications thereof. This particular bill provides that those placing signs along the highway shall be offered a half rate after July

31st; and let me tell you a little about the procedure of placing signs upon the highway. First one must choose a location. This location must be approved by the Commission. These signs may not be placed within the highway limits; they must be placed upon private property.

Actually the proposition here is whether or not this is a good business attitude for the State to take regarding payment of fees. It seems that in individual business we would frown upon this method whereas one places a sign for a purpose, this purpose being to advertise their business. Now the length of the time that this sign is in view of the general public is the effect that these people will get from such signs. And if we are to assume that one should pay for one month what one shall pay for a full year I think we are not in consideration of good sound business attitudes.

And therefore, I suggest that we reconsider this matter and consider the business people; and I would therefore go along with this consideration. However, after this knowledge if you decide not to reconsider, why I wouldn't feel too badly about it; but I did feel that you should know some of the reasons behind this bill. Thank you very much.

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

Mr. DUDLEY: Mr. Speaker and Members of the House: This bill was heard before the Highway Committee of which I am a member, it was a unanimous report "ought not to pass." It creates an awful lot of work for what little it accomplishes. Had we reported this bill out "ought to pass," which we didn't, we would have made it July first or September first like on your license of your automobile. You can buy that license after September first half price. But as these signs, this tax that you pay for putting the sign by the highway amounts to such a little bit of money and in some cases only two dollars, we felt as though it was kind of small for the amount of bookkeeping involved. You have to have a real large sign to cost

twenty-five dollars — that's a real large sign — and it has to be visible from both sides, and the fee then is twenty-five dollars for the year. Now what this bill says is that after July first it would only be half price. That is how we felt as a committee. You have already accepted the majority report and I hope we do not reconsider.

The SPEAKER: The Chair recognizes the gentleman from China, Mr. Farrington.

Mr. FARRINGTON: Mr. Speaker, Ladies and Gentlemen of the House: I had gone to this department within the Highway Division and inquired just how much extra work this would cost. They informed me that it would not be too much. Mr. Stevens appeared before the committee the same time I did and he felt that it would not be a burden upon this particular section. I think rather we should consider the principle involved rather than the dollars and cents involved. Now are we to be treated any differently by the State than we would treat one another in private enterprise? There is a great deal of principle here involved and I think from this standpoint alone that it would warrant reconsideration.

The SPEAKER: Is the House ready for the question? The question before the House is on the motion of the gentleman from East Millinocket, Mr. Birt, that we reconsider our action whereby we accepted the "Ought not to pass" Report. All those in favor will say aye; those opposed no.

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

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

HOUSE REPORT — "Ought not to pass" — Committee on State Government on Bill "An Act relating to Itemized Statements Filed by and Identification Badges for Legislative Counsel and Agents." (H. P. 100) (L. D. 206)

Tabled—February 17, by Mr. Crommett of Millinocket.

Pending—Acceptance.

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

Mr. CROMMETT: Mr. Speaker, and Ladies and Gentlemen of the House: I respect the members of the Committee on State Government. Now Mr. Speaker, I move that Legislative Document 206 be recommitted to the same committee for further consideration.

The SPEAKER: The gentleman from Millinocket, Mr. Crommett, now moves that this bill be recommitted to the Committee on State Government.

The Chair recognizes the gentleman from Harrison, Mr. Pitts.

Mr. PITTS: Mr. Speaker and Members of the House: I think we considered this bill and passed it out unanimously "ought not to pass," and we've had the gentleman from Millinocket, Mr. Crommett, in executive session once or twice; and I would now move that this bill be indefinitely postponed with all its papers.

The SPEAKER: The question before the House is that this bill be recommitted.

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

Mr. CROMMETT: Mr. Speaker and Members of the House: I am grateful to the members of the Committee on State Government. After tabling this motion I asked the Chairman of the House Committee, the gentleman from Harrison, Mr. Pitts, if it was agreeable to have this bill recommitted. I also talked to the Senate Chairman of this Committee. He also was agreeable. I am mindful of the courtesy you have shown me and would like very much to have this recommitted. I think it is proper and good legislation.

The SPEAKER: The Chair recognizes the gentleman from Fort Kent, Mr. Bourgoïn.

Mr. BOURGOÏN: Mr. Speaker, Members of the House: I would very much like this bill to be recommitted because in the hearings if you are supporting or opposing a bill somebody jumps up and you don't know from what lobby position that he is and this way we will be more aware of the lobbyists and their stands.

The SPEAKER: Is the House ready for the question? The Chair



recognizes the gentleman from Augusta, Mr. Katz.

Mr. KATZ: Mr. Speaker, Members of the House: We not only heard in State Government Committee L. D. 206 but several others. I think we considered the matter at great length. There was no sentiment whatsoever in the Committee for going along with the purposes of this bill and I can see no useful purpose in recommending it.

Mr. Crommett of Millinocket was granted permission to address the House for the third time.

Mr. CROMMETT: New evidence has come to my attention and I wish to present it in all fairness to the Committee. The Committee was gracious and heard me, not the day that it was advertised because I was unavoidably delayed. At the hearing which was advertised there was only one opponent and his criticism — his opposition was corrective criticism which I welcome. The courtesies shown me by this Committee evidently had a time limit on it which I did not understand. That was the purpose for which I tabled this bill. Now with new evidence which is perfectly proper to present to this Committee and to the members of this House, I respectfully request that this bill be returned to the same Committee for reconsideration.

The SPEAKER: Is the House ready for the question? The question before the House is on the motion of the gentleman from Millinocket, Mr. Crommett, that this bill be recommitted. All those in favor of this bill being recommitted will say aye; those opposed will say nay.

A viva voce vote being doubted, a division of the House was had.

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

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

The motion prevailed.  
Sent up for concurrence.

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

HOUSE DIVIDED REPORT — Majority (6) — "Ought to pass" in New Draft (H. P. 1013) (L. D. 1352) Minority (4) — "Ought not to pass"—Committee on Judiciary on Bill "An Act relating to Religious Confessionals as Privileged Communications." (H. P. 18) (L. D. 18)

Tabled—February 24, by Mr. Ross of Bath.

Pending—Acceptance of Either Report.

On motion of Mr. Danton of Old Orchard Beach, retabled pending acceptance of either report and specially assigned for Tuesday, March 9.

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

HOUSE DIVIDED REPORT — Majority (6) "Ought to pass" as Amended by Committee Amendment "A" — Minority (4) "Ought not to pass" 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) (C. "A" H-70)

Tabled—February 26, by Mr. Cote of Lewiston.

Pending—Acceptance of Either Report.

On motion of Mr. Fraser of Mexico, the Majority "Ought to pass" Report was accepted and the bill read twice.

Committee Amendment "A" was read by the Clerk as follows: COMMITTEE AMENDMENT "A" to H. P. 176, L. D. 197, Bill, "An Act Authorizing Expenditure of Moneys by Oxford County for Economic and Recreational Development."

Amend said Bill in the 10th line from the end by inserting after the underlined words "to expend" the underlined words "only with the approval of the Oxford County Legislative delegation"; and by strik-

ing out in the 10th line the underlined figure "\$50,000" and inserting in place thereof the underlined figure '\$35,000'

Further amend said Bill in the 5th line from the end by inserting after the underlined words "a commissioner" the underlined words 'whose office shall be in the Oxford County court house at South Paris'

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

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

RESOLVE, in Favor of Lloyd Magoon of Mattawamkeag (H. P. 464) (L. D. 618)

Tabled—March 2, by Mr. Brewer of Bath.

Pending—Further consideration. (In Senate, Passed to be Engrossed as Amended by Senate Amendment "A.") (S. "A"-27)

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

Mr. BREWER: Mr. Speaker and Ladies and Gentlemen of the House: This bill is another bill in the area of claim payment and the question of where the money is coming from. Originally the bill called for it coming out of Highway funds. We have before us a Senate amendment which changes that and takes it from General Fund revenue. Now in view of the fact that I have discussed this one with the Attorney General and it is a bit different than the bill that we tabled here a week or so ago, I would request now that this

be tabled until Friday by someone.

Thereupon, on motion of Mr. Bragdon of Perham, the Resolve was tabled pending further consideration and specially assigned for Friday, March 5.

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

Bill "An Act relating to Adequate Brakes on Truck Tractors and Semi-trailers." (H. P. 575) (L. D. 745)

Tabled—March 2, by Mr. Storm of Sherman.

Pending—Passage to be engrossed.

Mr. Storm of Sherman offered House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to H. P. 575, L. D. 745, Bill, "An Act Relating to Adequate Brakes on Truck Tractors and Semi-trailers."

Amend said Bill, in the last line, by adding after the word "axles" the underlined punctuation and words '**except that this sentence shall not apply if the vehicle is in compliance with Interstate Commerce Commission safety regulations**'

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

(Off Record Remarks)

On motion of Mr. Crosby of Kennebunk,

Adjourned until Friday, March 5, at ten o'clock in the morning.