

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, March 12, 1965

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

Prayer by the Rev. Mr. Lucien Grondin of Waterville.

The journal of the previous session was read and approved.

**Papers from the Senate
Conference Committee Report**

Report of the Committee of Conference on the disagreeing action of the two branches of the Legislature on

Bill "An Act Providing for Compulsory Retirement of Teachers at Age 65" (S. P. 404) (L. D. 1355) reporting that the House recede from its action whereby it referred the Bill to the Committee on Retirements and Pensions and concur with the Senate in reference to the Committee on Labor.

(Signed)

SMITH of Cumberland

O'LEARY of Oxford

HARDING of Aroostook

— Committee on part of Senate

CARSWELL of Portland

KENNEDY of Milbridge

LEVESQUE

of Madawaska

— Committee on part of House

Came from the Senate read and accepted.

In the House, the Report was read and accepted in concurrence. The House voted to recede and concur.

Conference Committee Report

Report of the Committee of Conference on the disagreeing action of the two branches of the Legislature on

Bill "An Act Providing for Compulsory Retirement of Teachers" (S. P. 432) (L. D. 1366) reporting that the House recede from its action whereby it referred the Bill to the Committee on Retirements and Pensions and concur with the Senate in reference to the Committee on Labor.

(Signed)

SMITH of Cumberland

O'LEARY of Oxford

HARDING of Aroostook

— Committee on part of Senate

CARSWELL of Portland

KENNEDY of Milbridge

LEVESQUE

of Madawaska

— Committee on part of House

Came from the Senate read and accepted.

In the House, the Report was read and accepted in concurrence. The House voted to recede and concur.

From the Senate: The following Communication:

STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA

March 9, 1965

The Honorable Senate and
House of Representatives
The 102nd Legislature

There is attached hereto, a copy of a letter dated January 7, 1964, forwarded to me by the Honorable W. Willard Wirtz, Secretary of Labor. I am pleased to also attach the texts of a Convention and certain Recommendations, which were adopted by the 46th Session of the International Labor Conference.

The letter and other data are self-explanatory and are provided for the information of the members of the Legislature.

Respectfully submitted,

(Signed)

JOHN H. REED

John H. Reed

Governor

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

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

The SPEAKER: The Chair would request the Sergeant-at-Arms to escort the gentleman from Madawaska, Mr. Levesque, to the rostrum for the purpose of acting as Speaker pro tem.

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

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

From the Senate: Bill "An Act to Authorize State Participation in Federally Aided Health Facilities Programs" (S. P. 459) (L. D. 1395)

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

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

From the Senate: Bill "An Act Increasing Compensation of Members of the Legislature" (S. P. 460) (L. D. 1396)

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

In the House:

On motion of Mr. Katz of Augusta, referred to the Committee on State Government in non-concurrence and sent up for concurrence.

From the Senate: Bill "An Act relating to the Powers of the Maine Turnpike Authority" (S. P. 457) (L. D. 1394)

Came from the Senate referred to the Committee on Judiciary.

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

Senate Reports of Committees Ought to Pass in New Draft

Report of the Committee on Transportation on Bill "An Act relating to Use of Transporter Registration Plates by Wreckers and Service Vehicles" (S. P. 104) (L. D. 271) reporting same in a new draft (S. P. 443) (L. D. 1379) under same title and that it "Ought to pass"

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

In the House, the Report was read and accepted in concurrence, the New Draft read twice and assigned the next legislative day.

Ought to Pass

Report of the Committee on Election Laws reporting "Ought to pass" on Bill "An Act Authorizing Use of Ditto Marks in Preparing Lists under Election Law" (S. P. 281) (L. D. 843)

Report of same Committee reporting same on Bill "An Act relating to Time Polls Must Remain Open on Election Day" (S. P. 282) (L. D. 844)

Report of the Committee on Highways reporting same on Resolve Appropriating Funds for a Motor Vehicle Registration Service and Storage Building (S. P. 82) (L. D. 226)

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

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

At this point, Speaker Childs returned to the rostrum.

SPEAKER CHILDS: The Chair thanks the gentleman from Madawaska, Mr. Levesque, for acting as Speaker pro tem. The Clerk will continue with business of the day.

The **SPEAKER:** The Chair would recognize in the balcony of the House thirty-one pupils of the fifth grade of the South Grammar School of Waterville, accompanied by their teacher Edward Spearin and their chaperones Mrs. Clarence Dore, Mrs. Eugene Marshall and Mr. Edmund Longley. They are the guests of the gentleman from Waterville, Mr. Baldic. On behalf of the House, the Chair welcomes you and we hope that your visit will be both educational and enjoyable. (Applause)

Divided Report

Majority Report of the Committee on Education on Bill "An Act relating to Approval of School Building Plans" (S. P. 114) (L. D. 341) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was signed by the following members:

Messrs. SNOW of Cumberland
FALOOD of Penobscot
— of the Senate.

Messrs. LEVESQUE of Madawaska
GRAHAM of Freeport
CARROLL of Limerick

Mrs. HANSON of Lebanon
— of the House.

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

Report was signed by the following members:

Mr. MENDELL of Cumberland
— of the Senate.

Messrs. GIFFORD of Manchester
RICHARDSON

of Stonington
— of the House.

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

In the House: Reports were read.

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

Mr. GRAHAM: Mr. Speaker, I move we accept the Majority Report.

The SPEAKER: The gentleman from Freeport, Mr. Graham, moves we accept the Majority "Ought to pass" Report.

The Chair recognizes the gentleman from Manchester, Mr. Gifford.

Mr. GIFFORD: Mr. Speaker, Members of the House: I rise this morning in opposition to the motion of the gentleman from Freeport, Mr. Graham. This Legislative Document 341, ladies and gentlemen of the House, is a departmental bill designed to give the State Department of Education a little more power over local school systems and to make life a little more difficult for those communities which have not subscribed to the theories propounded by spokesmen of that Department, seeking by harassment to secure a compliance with its wishes which it has been unable to obtain through logical presentation and argument. In my opinion it is not

worthy of enactment and should be defeated.

Let us look at L. D. 341 rather closely. It proposes that the State Board of Education shall have the power of approval or disapproval of all plans for construction of, or additions to, secondary school buildings enrolling fewer than three hundred students. No such approval would be required if the building is designed to enroll three hundred or more students. I would suggest to you, first of all, that the bill is discriminatory and carries with it the implication that the school officials and civic leaders of the smaller communities of our State, those with fewer than three hundred high school students, are incapable of sound judgment and must present their proposals for approval or disapproval of the State Board, while their counterparts in larger communities, by implication, are deemed to be more capable. Through enactment of this bill, citizens of our smaller communities would, in this area of local self-government, be demoted to the status of second class citizens.

The determination by the State Board would be and I quote, "on the basis of the adequacy of the total educational program." Now what does this mean? I would suggest to you that it is a sufficiently broad term to mean anything that the State Department might from time to time desire it to mean, to the end that local school systems with fewer than three hundred secondary school students, needing enlarged facilities, could find themselves dictated to on every facet of their school program in order to secure their required approval.

Or it could mean that under our established system of voluntary formation of school administrative districts, the voluntary feature would cease to exist for such towns with enactment of L. D. 341 granting the State Board the power to deny secondary school construction "on the basis of the adequacy of the total educational program," coercing these towns into the formation of districts. I

would suggest to you that it is more than coincidence that the three hundred student figure in L. D. 341 is the same as that in the prevailing school administrative district Sinclair Act.

For the record, I should like to state that I personally favor the formation of school administrative districts on a voluntary basis, as originally conceived and now existing in our Sinclair Act. In fact, I recently voted with the minority to have my own home town join one. I would favor amending existing statute to make it more flexible and the formation of districts more acceptable to more towns. But I am bitterly opposed to their formation by force, by coercion, or by harassment, and I denounce L. D. 341 as such. I denounce it as unnecessary and unjust discrimination against the smaller communities of our State. And I denounce it as undesirable encroachment by the State Department into an area of school management which has always belonged to the local community.

I hope you will join with me in indefinitely postponing this measure.

The SPEAKER: Is the gentleman making a motion?

Mr. GIFFORD: I move that L. D. 341 and all its accompanying papers be indefinitely postponed in non-concurrence.

The SPEAKER: The question before the House now is on the motion of the gentleman from Manchester, Mr. Gifford, that this bill and its accompanying papers be indefinitely postponed in non-concurrence.

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

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House: I think that you will find in L. D. 341 the majority report of the committee should be accepted for these reasons. Certainly this is a department bill and nobody wants to argue that fact that it is a department bill. I think that the department in this particular case is looking for an efficiently operated secondary school without a fantastic cost to

the State of Maine under the foundation program or other programs that State monies are going to be allocated. It is no use to go into a school building plan that the area feels that they should build and then the State of Maine to support something that will not be efficient nor adequate to serve the people in those areas. Now granted, we all can't be in a school district and this is merely to help the people to help themselves to a good and efficient school system on the secondary level. And in this area we have eliminated the word shall be approved or disapproved and the word plan may or may not, so that the word "shall" will be eliminated and substitute the word "may" in the Senate amendment which if you vote against the motion to indefinitely postpone and accept the majority ought to pass. Thank you.

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

Mr. POULIN: Mr. Speaker and Ladies and Gentlemen of the House: I believe the Education Department has enough powers now. I don't think we ought to give them any more.

The SPEAKER: The Chair recognizes the gentleman from Limerick, Mr. Carroll.

Mr. CARROLL: Mr. Speaker, Members of the House: It seems to me that the first words we hear is—this is a departmental bill. This is more power for the department. These people are running these departments. They are studying all the time what we are doing in the State of Maine, what these small communities are doing, and they are closer to the problem than those of us many times who sit here in this House.

Now, this departmental thing is not a kiss of death when we come in here with a bill and it has a majority report. We should be trying to stop people that are wasting their money on small schools. I know of small schools that have built additions on and many of the people are building these additions knowing full well that in a short time they will be going into a school district. What happens?

They get into financial distress. We have people coming down here asking the State of Maine to get them out of trouble. Now this bill has many good things in it and I realize that everybody is talking about—here is a department, they have got enough power, we don't want them to dictate to us, we don't want them telling us what to do.

Now, we have gone on long enough. These small communities are staggering around in circles, but what are they accomplishing in their schools? Their children go on from these small communities and they are being denied entrance in our colleges. Why are they being denied entrance? Because these schools are not offering them what they should have to get into college. Now we should be forming districts, and actually, if the people in this House deep in their heart were to do the right thing for the small towns in the State of Maine, they would mandate school districts. Now don't call me a dictator. I'm not a dictator. I believe in people and I believe people should work together and co-operate together. But when we listen to people come in here with private interests, private motives, and they want to form a district—but, we want the school in our town; we want this but, we want that. They have got all kinds of excuses why they should not lose their power. I believe in a democratic form of government. I believe we should operate that way, but I also believe we must have some limitations if we are going to get efficient spending of our monies.

Now this has the majority ought to pass and the committee has held hearings on it and I really feel that this bill is not doing all the harm that the gentleman from Manchester, Brother Gifford, says it is. I think that this bill has many fine points and therefore I request that you accept the majority report ought to pass.

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

Mr. POULIN: Mr. Speaker, Ladies and Gentlemen of the House: I do not believe the build-

ings educate the children; it's the teachers.

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

Mr. RICHARDSON: Mr. Speaker, Members of the House: The day the hearing was held, I asked what perhaps was a facetious question of one of the proponents of the bill. The question that I posed was this—could he name any of the larger administrative districts, any of the larger city schools, which had placed students at the University of Maine this past fall and that one-half of the students which attended were on the dean's list in January? He was unable to answer the question. But one of the schools in the small towns that I represent sent four students to the University of Maine last fall; all four succeeded. Two of the students in the course of engineering, which we are all perfectly willing to admit is the most difficult course there, were on the dean's list. So one-half of the students represented from this small high school of less than one hundred were on the dean's list at the University. I would therefore submit that many of our small schools are doing a superb job in educating our students; and I don't like the word "educationally sound," and I would support the motion of Mr. Gifford, my worthy colleague, that we indefinitely postpone this bill.

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

Mr. GRAHAM: Mr. Speaker, Members of the House: This bill would only discourage; it would not prevent towns from building and knocking themselves out economically to build schools which are not efficient and which do not offer good schooling. Under this bill, towns could if they want go ahead and build whatever kind of school they want. All we are saying is that towns should not have the right to go ahead and build inefficient, wrong types of schools and then in effect be paid for it by the State.

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

Mr. RICHARDSON: Mr. Speaker, Members of the House: I would like to point out that the word "may" is for the approval of schools of three hundred or less who employ ten or more teachers. The amendment specifically states that the State Board may not approve of plans of schools with less than ten teachers.

The SPEAKER: The Chair recognizes the gentlewoman from Lebanon, Mrs. Hanson.

Mrs. HANSON: Mr. Speaker, Members of the House: The gentleman from Freeport, Mr. Graham, stole most of my thunder. My agreement with this bill is that there are enough SAD districts formed now, that eventually it is going to be state-wide districting. Therefore I would dislike to see these small towns build, go into debt and build buildings which when they were formed into districts they would then have to go and go into debt or would have to help build new buildings for the district. Therefore I signed the majority report.

Mr. Levesque from Madawaska then requested a division.

The SPEAKER: The Chair recognizes the gentleman from Manchester, Mr. Gifford.

Mr. GIFFORD: Mr. Speaker, Members of the House: I would like to add only a couple of additional points. I would like to thank the gentleman from Limerick, Mr. Carroll, for recognizing that this bill is a part of the State Department program for one day mandating school districts. I would like to seriously disagree with him that the State Department is closer to these local school problems than the local people are themselves and I should like to clarify the remarks made by the gentleman from Madawaska, Mr. Levesque, as to the amendment coming out of committee to this bill changing the word "shall" to "may." This changes the intent of the bill but very little. It simply gives the State Department who are sponsoring this bill in the first place, who desire this right of disapproval, the privilege of not exercising it if they choose. If they choose, however, as it is fully expected to exercise it, then they

may operate under the amended bill in exactly the same way as in the original.

The SPEAKER: Is the House ready for the question? The question before the House is on the motion of the gentleman from Manchester, Mr. Gifford, that this bill and its accompanying papers be indefinitely postponed and the gentleman from Madawaska, Mr. Levesque, has requested a division. All of those in favor of this Bill "An Act relating to Approval of School Building Plans," Senate Paper 114, L. D. 341, 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.

Fifty-three having voted in the affirmative and seventy-four 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 Freeport, Mr. Graham, 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 in concurrence and the Bill was read twice.

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

COMMITTEE AMENDMENT "A" to S. P. 114, L. D. 341, Bill, "An Act Relating to Approval of School Building Plans."

Amend said Bill by striking out the underlined word "shall" in the 5th line and inserting in place thereof the underlined word "may"; and by striking out the underlined word "shall" in the 7th line and inserting in place thereof the underlined word "may"

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

Non-Concurrent Matter

An Act relating to Number of School Directors in a School Administrative District (S. P. 238) (L. D. 748) which was passed to be enacted in the House on March

2 and passed to be engrossed on February 24.

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

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

Non-Concurrent Matter

An Act relating to Decisions under Liquor Law Pending Appeal (H. P. 138) (L. D. 161) which was passed to be enacted in the House on March 9 and passed to be engrossed as amended by Committee Amendment "A" on March 2.

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

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

Non-Concurrent Matter

Bill "An Act relating to State Retirement Benefits for Certain Teachers and Increasing Pensions for Certain Retired School Superintendents" (H. P. 788) (L. D. 931) which was passed to be engrossed as amended by House Amendment "A" and House Amendment "B" in non-concurrence in the House on March 2.

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

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

Non-Concurrent Matter

Bill "An Act relating to Construction and Operation of Intrastate Natural Gas Pipelines" (H. P. 845) (L. D. 1146) which was passed to be engrossed in the House on March 9.

Came from the Senate recommit-
ted to the Committee on Public Utilities in non-concurrence.

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

Orders

Mr. Jalbert of Lewiston presented the following Order and moved its passage:

WHEREAS, it has been learned that our colleague, State Representative Parker Hoy of Lewiston, has been hospitalized.

BE IT ORDERED, that the House of Representatives wish him a speedy recovery;

AND BE IT FURTHER ORDERED, that an attested copy of this Order be sent to the above party and family at his residence by the Clerk of the House.

The Order received passage.

Mr. Martin of Eagle Lake presented the following Order and moved its passage:

To Howard who is six and twenty,
The Maine House would like to say,

We wish you all the best in life
And pleasure on this day.

Your work we all appreciate—

Your efforts do not lack,
Sessions to come in future years
We're sure will want you back.

But one word of advice

We offer now to you,
The years are slipping fast behind,
The ones ahead grow few.

Don't be too quick to shrug this off
With just a smile or laugh
When we recommend unanimously
You find a better half.

The SPEAKER: The Chair would inquire of the gentleman from Eagle Lake, Mr. Martin, as to who Howard is? Howard is our Assistant Clerk. Thank you very much. (Applause)

The Order received passage.

On motion of Mrs. Ruby of Bangor, it was

ORDERED, that the ladies of the House extend sincere thanks to the anonymous donor of the lovely corsages received today.

(Off Record Remarks)

Mr. Katz of Augusta presented he following Joint Resolution and moved its adoption:

JOINT RESOLUTION
URGING IMPROVED SERVICE
AT MAINE'S DC3 STOPS

WHEREAS, there is grave concern among the citizens of Maine that the air passenger service at the so-called DC3 stops has fallen far short of the bare minimum needs of the State; and

WHEREAS, with the approach of the summer tourist season Maine's image as Vacationland will suffer significant injury unless scheduled air transportation into all our air carrier airports is adequate to handle the needs of our people and our summer guests; and

WHEREAS, Northeast Airlines has substantially up-graded service at Portland, Bangor and Presque Isle,

NOW THEREFORE, BE IT RESOLVED, that Maine's 102nd Legislature express to Mr. James Austin, President of Northeast Airlines, the earnest desire that Northeast Airlines make firm plans for a summer schedule serving our DC3 stops. This schedule must serve the basic needs of our communities, namely Lewiston-Auburn, Augusta, Rockland and Bar Harbor, by offering a sufficient number of seats, conveniently scheduled and dependably flown with adequate ground personnel for the convenience of the traveling public; and

BE IT FURTHER RESOLVED that an attested copy of this Resolution be transmitted forthwith by the Secretary of the Senate to Mr. James Austin. (H. P. 1030)

The Joint Resolution was adopted and sent up for concurrence.

On motion of Mr. Anderson of Ellsworth, it was

ORDERED, that Barbara Michaud and John Proulx, both of Waterville, be appointed to serve as Honorary Pages for today.

The SPEAKER: Barbara and John are the grandchildren of the gentleman from Waterville, Mr. Baldic, and on behalf of the House the Chair welcomes you and we hope that you will enjoy your

duties as Honorary Pages. (Applause)

Mr. Gaudreau of Lewiston presented the following Order and moved its passage:

WHEREAS, St. Dominic's High School of Lewiston was the winner of the Maine State Championship Hockey Tournament and thereby will participate in the New England Championship Tournament;

BE IT ORDERED, that the members of the House of Representatives extend their congratulations to this team for its victory in the Maine State Championship, and wish them every success in the coming New England Hockey Tournament;

AND BE IT FURTHER ORDERED, that the Clerk of the House be directed to send an attested copy of this Order to the St. Dominic's High School.

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

Mr. GAUDREAU: Mr. Speaker, Ladies and Gentlemen of the House: I would just like to point out that St. Dominic's High School is the only school in the State that has ever won two New England championships in any sport, and they have a good chance of winning a third. This State should be as proud of St. Dominic's as we are in Lewiston. Thank you. (Applause)

Thereupon, the Order received passage.

House Reports of Committees
Leave to Withdraw

Mr. D'Alfonso from the Committee on Public Utilities on Bill "An Act relating to Registration Number Displayed on Inland Steamers" (H. P. 1000) (L. D. 1332) reported Leave to Withdraw.

Mr. Wood from the Committee on Taxation reported same on Bill "An Act Providing for Conducting a State Lottery" (H. P. 170) (L. D. 191)

Reports were read and accepted and sent up for concurrence.

Ought Not to Pass

Mr. Gifford from the Committee on Education reported "Ought

not to pass" on Bill "An Act relating to Duties of Indian Constables" (H. P. 732) (L. D. 970)

Mr. D'Alfonso from the Committee on Public Utilities reported same on Bill "An Act relating to Charter Authority Incidental to Regular Route Bus Certificates" (H. P. 1002) (L. D. 1336)

Mr. Hanson from the Committee on Taxation reported same on Bill "An Act relating to Use of Sardine Tax Revenues for Advertising" (H. P. 849) (L. D. 1262)

Mr. Ross from same Committee reported same on Bill "An Act Exempting Nonrevenue - producing Real Property on Airports from Property Tax" (H. P. 258) (L. D. 328)

Reports were read and accepted and sent up for concurrence.

Ought to Pass in New Draft Referred to Committee on Highways

Mr. Crommett from the Committee on Towns and Counties on Bill "An Act Providing Aroostook County Funds for Maine-Quebec Highway" (H. P. 561) (L. D. 731) reported same in a new draft (H. P. 1029) (L. D. 1399) under title of "An Act Providing Funds for Land Damages and Rights-of-Way for Maine-Quebec Highway" and that it be referred to the Committee on Highways.

Report was read and accepted, the New Draft read twice and referred to the Committee on Highways and sent up for concurrence.

Ought to Pass Printed Bills

Mr. Avery from the Committee on Business Legislation reported "Ought to pass" on Bill "An Act relating to Election of Clerks and Secretaries of Trust Companies" (H. P. 795) (L. D. 1072)

Mr. Bernard from same Committee reported same on Bill "An Act to Clarify the Law with Respect to Municipal Investments" (H. P. 309) (L. D. 412)

Mr. Fecteau from same Committee reported same on Bill "An Act to Incorporate the Federal Finance Company" (H. P. 727) (L. D. 965)

Mr. McKinnon from same Committee reported same on Bill "An

Act to Incorporate Plymouth Capital Finance Company" (H. P. 726) (L. D. 964)

Mr. Scott from same Committee reported same on Bill "An Act relating to Management of Insurance Organizations During Periods of Acute Emergency" (H. P. 683) (L. D. 920)

Same gentleman from same Committee reported same on Bill "An Act to Incorporate the Allied Loan Company" (H. P. 725) (L. D. 963)

Mr. Graham from the Committee on Education reported same on Bill "An Act Authorizing the Municipalities of Acton, Alfred, Limerick, Lyman, Newfield, Shapleigh and Waterboro to Form a School Administrative District" (H. P. 322) (L. D. 425)

Mr. Cottrell from the Committee on Taxation reported same on Bill "An Act relating to Definition of 'Storage' and 'Use' in Sales and Use Tax Law" (H. P. 658) (L. D. 885)

Mr. Curran from same Committee reported same on Bill "An Act relating to Payments by Baxter State Park Authority to Maine Forestry District" (H. P. 719) (L. D. 957)

Mr. Drigotas from same Committee reported same on Bill "An Act relating to Definition of Cigarettes under Cigarette Tax Law" (H. P. 555) (L. D. 726)

Mr. Hanson from same Committee reported same on Bill "An Act relating to Exemption of Certain Real Estate from Taxation" (H. P. 556) (L. D. 727)

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

Ought to Pass with Committee Amendment

Mr. Berman from the Committee on Judiciary on Bill "An Act to Clarify the Civil Liability of Civil Defense Shelter Owners" (H. P. 633) (L. D. 858) 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:

Bill "An Act Providing Remedies for the Unauthorized Practice of Law" (S. P. 288) (L. D. 850)

Bill "An Act relating to Approval of Appointment of Assistant County Attorney for Kennebec County" (S. P. 299) (L. D. 913)

Bill "An Act relating to Loans by Banks to Development Credit Corporation of Maine" (S. P. 450) (L. D. 1385)

Bill "An Act relating to Reimbursement of Daily Travel Expenses in Lieu of Housing Expenses" (H. P. 601) (L. D. 793)

Bill "An Act relating to Out-of-State Service Credit for Teachers under State Retirement System" (H. P. 653) (L. D. 881)

Resolve Providing Retirement Benefit for D. Irene Carlson (H. P. 287) (L. D. 369)

Resolve Authorizing State Tax Assessor to Convey Land in Portland to Edward F. Lally of Winthrop, Massachusetts (H. P. 604) (L. D. 796)

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

Bill "An Act relating to Duties of Pawnbrokers" (S. P. 207) (L. D. 588)

Bill "An Act relating to Publication of Foreclosure Notices" (S. P. 208) (L. D. 589)

Bill "An Act relating to Term of Single Municipal Assessors" (S. P. 246) (L. D. 756)

Bill "An Act relating to Boards of Assessment Review in Certain Municipalities" (S. P. 247) (L. D. 757)

Bill "An Act relating to Ways to Great Ponds" (S. P. 252) (L. D. 762)

Bill "An Act relating to Retirement Benefits for Fish and Game Wardens and Coastal Wardens under State Retirement System" (H. P. 369) (L. D. 471)

Bill "An Act Concerning Insider Trading of Domestic Stock Insur-

ance Company Equity Securities" (H. P. 796) (L. D. 1073)

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

Passed to Be Enacted Emergency Measure

An Act to Appropriate Moneys for the Expenditure of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1966 and June 30, 1967 (S. P. 442) (L. D. 1354)

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. 129 voted in favor of same and none against, and accordingly the Bill was passed to be enacted, and signed by the Speaker.

Mr. Jalbert of Lewiston was granted unanimous consent to briefly address the House.

Mr. JALBERT: Mr. Speaker and Members of the House: I move that this be sent forthwith to the Senate and before I put it to a vote I would like to make one comment. This same measure was not enacted in this branch until May 23 two years ago.

Thereupon, sent forthwith to the Senate.

Emergency Measure Tabled and Assigned

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

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

(On motion of Mr. Gilbert of Turner, tabled pending enactment and specially assigned the next legislative day.)

Emergency Measure Tabled and Assigned

An Act Authorizing Expenditure of Moneys by Oxford County for

Economic and Recreational Development (H. P. 176) (L. D. 197)

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

(On motion of Mr. Levesque of Madawaska, tabled pending enactment and specially assigned the next legislative day).

Finally Passed Emergency Measure

Resolve Authorizing the Erection of a Marker Honoring the Memory of the Reverend Peter Powers of Deer Isle (H. P. 411) (L. D. 523)

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. 128 voted in favor of same and none against, and accordingly the Resolve was finally passed, signed by the Speaker and sent to the Senate.

Passed to Be Enacted

An Act Permitting Merger of Maine General Hospital with Maine Medical Center (S. P. 69) (L. D. 130)

An Act Increasing Compensation of Councilmen of City of South Portland (H. P. 147) (L. D. 170)

An Act relating to Payment of Tax Assessments for Flanders Bay Community School District (H. P. 208) (L. D. 276)

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

An Act Increasing Compensation of Members of City Council of City of Portland (H. P. 352) (L. D. 455)

An Act to Repeal the Act Creating the Paris Village Corporation (H. P. 357) (L. D. 460)

An Act Authorizing Position to Mobilize Volunteer Services within Department of Health and Welfare (H. P. 478) (L. D. 631)

An Act relating to Adequate Brakes on Truck Tractors and Semitrailers (H. P. 575) (L. D. 745)

Finally Passed

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 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.

Orders of the Day

The Chair laid before the House the first item of Unfinished Business:

HOUSE REPORT—"Ought not to pass" as Covered by Other Legislation—Committee on Towns and Counties on Bill "An Act relating to Appointment and Duties of Fire Department Officers as Forest Fire Wardens." (H. P. 105) (L. D. 113)

Tabled—March 5, by Mr. Hunter of Durham.

Pending—Acceptance.

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

Mr. HUNTER: Mr. Speaker and Ladies and Gentlemen of the House: The report from the committee said "ought not to pass" because it was covered by other legislation, and I read the other legislation and it does not cover what I am driving at at all. I would like to make a motion that it be committed to the same committee. I might have been a little bit in error because that was the first bill that I introduced before a committee, and when I came down here my people told me to look out for the lobbyists; but I didn't know that I was supposed to look out for these different departments of the state that are trying to perpetuate themselves in office. So I hope you will join me in having this recommitted to the same committee.

Thereupon, the Report with accompanying papers was recommitted to the Committee on Towns and Counties and sent up for concurrence.

The Chair laid before the House the second item of Unfinished Business:

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)

Tabled—March 5, by Mr. Dudley of Enfield.

Pending — Passage to be Engrossed.

The SPEAKER: The Chair recognizes the gentleman from Houlton, Mr. Berman.

Mr. BERMAN: Mr. Speaker, I offer House Amendment "A" to L. D. 493, and I would like to speak briefly to the motion.

The SPEAKER: The gentleman may proceed.

Mr. BERMAN: This amendment, however it may appear, simply seeks to protect the taxpayers the length and breadth of Maine. This amendment, by striking out the two words "for \$1," would prevent foreclosure on any sale of this half a million dollar facility and all equipment and improvements which the taxpayers of Maine may put in these facilities during the next ten years. Now at this date in 1965 we certainly have no way of knowing the cost of any equipment and improvements which the State of Maine may make in the facilities under discussion, and as I read L. D. 493 all the State of Maine apparently gets for its half a million dollar investment is the lease covering three rooms, a reception area, a therapy room, ten beds for in-patient service, and another one covering simply an examination room, and office space. Neither of these apparently has any renewal provision.

Now I am suggesting that the taxpayers of Maine may not be getting a respectable return on their half a million dollar investment, so far as this particular L. D. 493 is concerned. We don't know how much we are going to have to spend for equipment and fixtures and we don't know how much the replacement cost is going to be during the ten-year period of the lease. So at least we should have the foresight to protect ourselves as far as these future expenditures are concerned. I hope the House

will go along and adopt the amendment, and when the vote is taken I would ask for a division.

The SPEAKER: The gentleman from Houlton, Mr. Berman, now offers House Amendment "A" and moves its adoption. The Clerk will read the amendment.

HOUSE AMENDMENT "A" to S. P. 163, L. D. 493, Bill, "An Act Authorizing the Leasing by the State of Wing of Community General Hospital, Fort Fairfield, to the Hospital."

Amend said Bill, in the 20th line from the end by striking out the word and figure "for \$1"

The SPEAKER: The question now before the House is the adoption of House Amendment "A" and the Chair recognizes the gentleman from Presque Isle, Mr. Bishop.

Mr. BISHOP: Mr. Speaker and Ladies and Gentlemen of the House: I would like to urge you to vote against this amendment for the reason that the agreement encompassed in L. D. 493 was worked out between the Community General Hospital of Fort Fairfield and the Department, and any change in it will not represent the agreement which they have arrived at. And in order to clarify their position I would like to read a communication from the Community General Hospital of Fort Fairfield, which states:

"Approximately six years ago we started experiencing growing pains and began to discuss the need for expansion. At that time \$125,000.00, with matching Hill-Burton Funds, would have constructed a small two story addition to satisfy our future needs. However, at that time, it was made known that the State anticipated building a tuberculosis wing onto an existing general hospital in Aroostook County. Realizing the problem of raising money and contemplating the availability of some space, and the possibility that the tuberculosis needs might only be for a few years; we put in our bid and were delegated as the location for such an annex. We sincerely felt that with our low operating cost that such an ar-

rangement would be beneficial to both parties.

"During the interim between legislature and construction, the method of treating tuberculosis changed considerably, and the census of existing facilities dropped. Sensing these changes, the 101st Legislature voted against raising \$327,000.00 to operate the annex, and it appears most likely that the 102nd will do the same.

"This brings us to the present and to the question as to use of the wing, or a fair price for it and the method of payment. Last year it cost the State of Maine \$12,000.00 to maintain this facility.

"The wing was beautifully constructed for its intent, but for our purpose has a great deal of area and entrances not needed and will cost at least \$5,000.00 a year extra to operate over any addition we may have built.

"Weighing these facts, a true money value would be hard to set. It is for this reason we hope that you will look favorably on bill No. 493. We feel that if this bill passes we can give the Department of Mental Health a start on a much needed service and the Community General Hospital will be paying a fair price in services. The services to be rendered and money paid as follows:

1. 10 year lease to Department of Health for designated space at \$12,000.00 yearly for a total of \$120,000.00. This is for the Mental Health Clinic.

2. 25 year lease to Department of Health and Welfare for tuberculosis out-patient services at \$3,000.00 yearly for a total of \$75,000.00.

3. The Community General Hospital has paid for land and equipment the sum of \$25,300.00.

"This is a grand total of \$220,300.00.

We hope that this will be helpful."

And again I urge you to vote against the amendment.

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

Mr. ROSS: Mr. Speaker, I move that this be tabled until next

Wednesday, the 17th of March, which is St. Patrick's Day.

Thereupon, the Bill was tabled pending adoption of House Amendment "A" and specially assigned for Wednesday, March 17.

The Chair laid before the House the third item of Unfinished Business:

HOUSE REPORT—"Ought to pass" as Amended by Committee Amendment "A"—Committee on Inland Fisheries and Game on Bill "An Act relating to Hunting by Nonresident Aliens." (H. P. 699) (L. D. 937)

Tabled—March 5, by Mr. Harvey of Woolwich.

Pending—Acceptance.

On motion of Mr. Levesque of Madawaska, retabled pending acceptance and specially assigned for Friday, March 19.

The Chair laid before the House the fourth item of Unfinished Business:

Bill "An Act relating to Employment of Minors Under 16 Years of Age." (H. P. 342) (L. D. 445)

Tabled—March 5, by Mr. Benson of Southwest Harbor.

Pending—Motion of Mr. Levesque of Madawaska to Recede and Concur with the Senate.

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

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House: I will withdraw my motion to recede and concur and ask that this be recommitted to the Committee on Labor.

The SPEAKER: The gentleman from Madawaska, Mr. Levesque, withdraws his motion to recede and concur and he now moves that this bill be recommitted to the Committee on Labor. Is this the pleasure of the House?

The motion prevailed.

Sent up for concurrence.

The Chair laid before the House the fifth item of Unfinished Business:

HOUSE REPORT—"Ought not to pass"—Committee on Judiciary on Bill "An Act relating to Jurisdiction of Municipal Police Of-

ficers in Fresh Pursuit." (H. P. 589) (L. D. 781)

Tabled—March 9, by Mr. Mills of Eastport.

Pending—Acceptance.

On motion of Mr. Mills of Eastport, recommitted to the Committee on Judiciary and sent up for concurrence.

The Chair laid before the House the sixth item of Unfinished Business:

Bill "An Act relating to Sale of Publications of Department of Inland Fisheries and Game." (H. P. 216) (L. D. 284)

Tabled March 9, by Mr. Gaudreau of Lewiston.

Pending—Motion of Mr. Payson of Falmouth to Indefinitely Postpone.

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

Mr. Gaudreau: Mr. Speaker, Ladies and Gentlemen of the House: This bill is only to make more fish and game magazines available to the people and not to compete with any commercial magazine. The Fish and Game Department published 16,000 magazines last year but could not fill all the requests due to the cost of publication and they have a long waiting list. By charging a small fee, this will enable the department to publish enough magazines to fill the demand. The opponents at the hearing said that by charging a small fee this publication will drop in demand. If this is so, why are they worried about competition?

This bill had a good hearing before the Committee on Inland Fisheries and Game and was voted unanimously "ought to pass." I now hope that the motion to indefinitely postpone L. D. 284 does not prevail and I ask for a division.

The SPEAKER: The Chair recognizes the gentleman from Falmouth, Mr. Payson.

Mr. PAYSON: Mr. Speaker, Ladies and Gentlemen of the House: I am not in the publishing business, at least not exactly, but anybody can see this is an excellent magazine; also it costs money. If the figures are correct they

spent \$15,000 for 16,000 copies. It was stated the other day that the Fish and Game Commission was self-sufficient. That means that no taxpayers' money of course goes to salaries, or expenses, or production or any activities. There are bills before the House now, or will be, to increase the price of fishing and hunting licenses. That means that anybody that wants to go hunting and fishing is going to be in the commercial publication business whether they want to or not. As I said the other day, we already have a department that is promoting recreational activities. They spent \$200,000 on advertising last year. They stuck up a bulletin board down by the tunnel which says that the material that they have got under all types of media is worth about a million dollars in advertising. What about the other four or five departments out of the twenty-three? I believe that duplication, triplication or quadruplication — if there is such a word, on time, effort and money is a waste. Thank you.

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

Mr. ANDERSON: Mr. Speaker, Ladies and Gentlemen of the House: I don't like to repeat myself; in fact I think repetition is an ugly word, but I have no other course. I thought all objections to this bill had been overcome by the amendments specifically stating that there would be no advertising in the department magazine. I very much resent state and federal competing with private business and as my colleagues of the 100th and 101st know, I was one of the first to champion free enterprise. In this particular case with the adoption of the amendment, the Fish and Game Department are in no way interfering or competing with private business. In the last ten years, the Fish and Game Department has gone up just once on their license fees and this was just a minor increase. They have exactly the same number of personnel that they had ten years ago, but they are serving double the number of sportsmen. Other departments have doubled their personnel in the last ten

years and are continually coming in here for more and more money. As you know, the Department of Fish and Game is run on dedicated revenues. They don't want to come in here and ask for money but how long they can keep up without doing that is a moot question.

Now the proceeds from the sale of this magazine will be a big boost in the promotion of one of Maine's great industries and give them a little more funds to work on. I earnestly urge my colleagues to go along with this bill. Thank you.

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

Mr. COOKSON: Mr. Speaker, Members of the House: I merely want to rise in support of the gentleman, Mr. Gaudreau, in that this is only a means of allowing the department to bring this magazine to more people. It is not a money-making proposition, and I certainly hope that we will go along as opposed to the indefinite postponement of this bill.

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

Mr. LITTLEFIELD: Mr. Speaker, Ladies and Gentlemen of the House: I agree that this magazine is an excellent one and there is no objection to the Fish and Game Department printing it as a promotional booklet. To attempt to convert it to a paid basis might appear like a way to save money, but a survey of forty-three state magazines with twenty-three charging a fee revealed that income from subscriptions does not make up for added cost. As a result of this survey, the Conservation Departments in both Wisconsin and Minnesota abandoned their plans to convert their magazines to a free basis. I think it would be a mistake to begin this type of business in any of our departments. It would be setting a precedent and the future legislators would be in for some headaches. I support the motion of the gentleman from Portland, Mr. Payson, to indefinitely postpone this bill.

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

Mr. GAUDREAU: Mr. Speaker, Members of the House: I just wanted to make a correction from the gentleman from Falmouth, Mr. Payson, the cost of the publication of this magazine is \$8,000 and the — if we sold 16,000 magazines we would have an extra \$4,000 and that would be enough to meet the demands of all the people who want to read this magazine. We're not the only state selling these publications. I picked a few at random, here I have some from New York State, Virginia, Wyoming, Missouri, Ohio. I don't think this is setting a precedent. I think this would be a good thing for the State of Maine to do. Thank you.

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

Mr. GRAHAM: Mr. Speaker and Members of the House: This bill puts the Fish and Game Department in the publishing business where I don't think it belongs and the amendment prevents them from making any real money at it.

The SPEAKER: The question before the House is on the motion of the gentleman from Falmouth, Mr. Payson, that this bill and its accompanying papers be indefinitely postponed. The gentleman from Lewiston, Mr. Gaudreau, has requested a division. All those in favor of this Bill "An Act relating to Sale of Publications of Department of Inland Fisheries and Game," H. P. 216, L. D. 284, 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.

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

Thereupon, the House recessed and concurred with the Senate.

The SPEAKER: Is there objection to taking up out of order papers from the Senate?

The Chair hears none. The Clerk may proceed.

From the Senate: The following Order:

ORDERED, the House concurring, that when the Senate and House adjourn, they adjourn to meet on Tuesday, March 16, at 10 o'clock in the morning. (S. P. 463)

Came from the Senate read and passed.

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

From the Senate: The following Order:

ORDERED, the House concurring, that the President of the Senate, the Speaker of the House, and 3 members on the part of the Senate and 3 members on the part of the House of the Joint Standing Committee on Appropriations and Financial Affairs appointed by the chairman of said committee be authorized and directed to engage a reputable and recognized professional consulting firm for a pilot study for the purpose of, but not exclusively for, evaluating the programs of the Department of Economic Development and recommendations for additions or changes in programs; evaluating the allocation of funds between programs of DED under the present budget; commenting on the overall adequacy of the DED budget in the light of the population and resources of the State of Maine in comparison with the budgets of other comparable and competing states; commenting on apparent qualifications of the supervisory personnel of DED; evaluating the incumbent personnel of the Industrial Promotion Division of DED for the positions now held; studying advertising accounts including all types of expenditures billed to DED; and making recommendations on the general organization structure of DED. The result or preliminary findings of this study shall be reported to the 102nd Legislature not later than May 1, 1965. The expenses of this study, not to exceed the sum of \$20,000, shall be

taken from the Legislative Appropriation. (S. P. 464)

The SPEAKER: The question before the House now is on the passage of this Order.

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

Mr. KENNEDY: Mr. Speaker and Ladies and Gentlemen of the House: I am very much opposed to the order before us. It seems to me that this department being a small one has received harassment from several sessions of the Legislatures of the past and it's always been a target of criticism, but rather than to debate it today I would hope that some member of this House would table this until Tuesday next.

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

Mr. BENSON: Mr. Speaker, Members of the House: I now move that this lie upon the table until Tuesday next.

The SPEAKER: The gentleman from Southwest Harbor, Mr. Benson, now moves that this matter lie upon the table until next Tuesday.

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

Mr. BISHOP: Mr. Speaker, I would like to speak to the time of tabling. We have had discussions with a firm for the purpose of this study and in order for them to complete their study by May 1st they would have to start by March 15th, which would be Monday, and I would like to ask for a division on the motion.

The SPEAKER: The question before the House is that this matter lie upon the table assigned for next Tuesday and the gentleman from Presque Isle, Mr. Bishop, has requested a division. All those in favor of this lying upon the table until next Tuesday will kindly rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

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

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

Mr. LIBHART: Mr. Speaker, Members of the House: Speaking on the order, today's Bangor Daily News in Letters to the Editor has a rather lengthy letter which I am not going to read in total, by Mr. Matthews from Thomaston. I would like to read a little bit of what he has to say because I think from talking with my people back home, that it seems to express the thinking of an awful lot of people who have been reading closely our actions here so far this year. He says, and I quote in part—I should say in fairness that he is addressing his letter to Senator Moore's bill to set up a study of our economic possibilities in the state.

In the second paragraph he says: "It seems to me that we spend too much of our time surveying our assets and too little effort in getting to and solving the problems responsible for our economic lag. It should be apparent to anyone that we are not going to get industry here if we do not create a healthy economic climate. How can we expect to attract industry with poor transportation, high taxes and one of the highest power rates in the nation, to name but a few of the deficiencies. It is all well and good to boast of our natural beauties but, with the possible exception of the tourist business, beauty values attach little weight to the credit side of a manufacturer's ledger." Then he goes on to suggest several things that we in this state can do to attract industry in the state.

We are talking of course about studying our department which has the prime responsibility of trying to get this industry into the state. It seems to me that we have studied everything imaginable. I'm still trying to read all of the studies that have come out as a result of the actions of the 101st Legislature. I made a promise to myself that I would read every single one of these reports. I'm almost done, but it's March 12th and I should have gotten it done a long time ago. I am sure that there are many, many of us here

who have not read the reports that have been distributed to us at the cost that we have seen spent. I would like to know the total figure we spent in the 101st Legislature, just for surveys.

Now I am a believer in reports in detail where they are needed. I think that this type of thing is extremely helpful. One of the criticisms I have for the reports that we have and still are getting is that there is too little depth in them. They are not studies in detail. They are surface-scratching studies and they do not come up with recommendations. But one of the areas I don't think we need any further study is in the area that this order suggests and I agree with Mr. Kennedy from Milbridge, that harassing this department with study after study is not going to accomplish anything for us. We have a relatively new commissioner. He hasn't really been given a chance to do a job. Let's leave him alone and see what he can do. And if he doesn't do the job, I'm sure that we are going to know about it and we then can do something with this department.

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

Mr. BISHOP: Mr. Speaker, Ladies and Gentlemen: We must not characterize an interest in any department or any activity of this state government as harassment. Otherwise, our efforts here would be futile. This department is of vital interest to the state and to our future. There has been criticism of it outside the Legislature, in the Legislature, and in the Committee on Appropriations and Financial Affairs. Rather than indulge in unjustified criticism we felt the only fair thing to do was to have an impartial analysis, evaluation made; not an investigation and not a witch hunt, but something which would be constructive and give us a basis for criticism and suggestion which would be based on something beyond our own personal feelings.

We have had conversations with the firm of Ernst and Ernst, who in addition to being internationally known as an auditing firm also

have undertaken in recent years consulting and business analysis, and it has been said their name is like sterling on silver. They would not undertake a study in this length of time if they couldn't do one that they would be satisfied with to put their name on. As I say, the time is short to do it. If we are going to do it, we should vote today and authorize them to start by the 15th. I hope that you will support this order.

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

Mr. COOKSON: Mr. Speaker, Members of the House: I merely want to rise to remind, especially the new members of this House, the way that we perhaps used the late commissioner, and we got a new one appointed and he has been here a short time. I would think it would be better if we went along and supported some of the legislation now before this House to give him a little something to work with. Give him another two years to try to see if he won't be able to come up with something.

The SPEAKER: The Chair recognizes the gentleman from Houlton, Mr. Berman.

Mr. BERMAN: Mr. Speaker, I would like to pose a question through the Chair to anyone who may care to answer. Has our recently appointed Commissioner of Economic Development been consulted about this proposed order and if so what are his reactions?

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

Mr. JALBERT: Mr. Speaker, Members of the House: I informed the new Commissioner of the order yesterday afternoon. I didn't discuss it with him at length; I didn't think I had to. So far as the order is concerned, I believe it has been very well explained by the gentleman from Presque Isle, Mr. Bishop. In so far as the remarks of the gentleman from Milbridge, Mr. Kennedy, and they are very well taken, I know that there has been some harassment of that department and other departments. However, let's by this order resolve and settle the thing

once and for all. I assure you, every member of the House, that it is the intent of this order, the wordings of this order, to come up with a better department. There are those who feel it might be divided in two, there are those who feel it might stay the way it is. The firm that would be consulted is of nationwide reputation. All areas would be covered. I think we would finally come up with the right answer. I certainly hope that the order has passage.

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

Mr. KITTREDGE: Mr. Speaker, Members of the House: I would like to direct a question to the gentleman from Presque Isle, Mr. Bishop, through the Chair in regard to his order—in regard to this order. Assuming that he would get the results of his survey by the 1st of May, and I think this is always a problematical assumption because most consulting engineering firms that I have had anything to do with are usually late in meeting a deadline of this sort, but assuming that they did meet the deadline, what would he propose to do with the results of this survey? Would he propose legislation? And if so, what would the nature of this legislation be?

The SPEAKER: The gentleman from South Thomaston, Mr. Kittredge, has posed a question through the Chair to the gentleman from Presque Isle, Mr. Bishop, who may answer that question if he so desires.

Mr. BISHOP: Among other things, and of course our primary interest in the Appropriations Committee would be the effect of this study in regard to recommendations on the Supplemental Budget.

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

Mr. KATZ: Mr. Speaker and Ladies and Gentlemen of the House: I am opposed to this order as it is written. I do feel that this Legislature should exert a continuing look at all our state departments and I hesitate to use the word haste out of deference to the gentlewomen from Portland, but I feel that this is another example

of an emergency measure being slapped at this body which is a deliberative body. The deadline of May 1, 1965 regardless of the informal comments of the research firm we apparently have contacted seems to be an unreasonable deadline, an absolutely unreasonable deadline if this is going to be "a definitive study to put this problem to rest once and for all."

In the first place I don't think that you can put this problem to rest once and for all. It's going to continue with us this session and next session and every session as it does in all big business. And referring to the comment of the gentleman from Brewer, Mr. Libhart, I have not read all the studies that have been made. Earlier in the session when we had the introduction of an order calling for a comprehensive study I went to the library and started piling on my desk ammunition, studies that have been made in this department and other departments. And I say to you, ladies and gentlemen, that if you think in such a brief time that we can get our dollar's value out of this study and if you yourself personally have already read and digested all the studies that are in front of you, then I urge you to vote for this order. Otherwise, vote against it.

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

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House: I think reference has been made this morning that we either use waste and if we don't use waste we use haste, and until such time as we come up with something that is very concrete and very definite, and if we do it only when it's too late then we will say well we should have done it when it was time. It is our sincere feeling that this is not haste nor waste, but this is the appropriate time that we should start this pilot study of evaluation in the Economic Development Department. If we are going to be able to vote on constructive legislation to help the Department of Economic Development to pursue the initial step that it was first instituted and that is to provide something better for the state, and

I hope that you people will support this so that we can have this report by May.

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

Mr. JALBERT: Mr. Speaker, Members of the House: I would like to make three points. Number one, if it was too late May first, I am sure that with bond issues that we are going to pass we're going to have to ratify them which will definitely call for a special session. Number two, both parties are going to be represented on this Committee. Number three, it certainly can't be called a harassment of a department when after all by unanimous vote of the Committee, by unanimous vote this morning, we enacted and passed the current services budget, and in the current services budget, naturally, is the Department of Economic Development, and not one cent was struck out, up or down, from the Governor's recommendation.

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

Mr. KENNEDY: Mr. Speaker and Ladies and Gentlemen of the House: I will confess that I am not prepared properly to debate this matter today, but however having lost a tabling motion I would like at this time, without passion, to remind the senior members of this House and particularly those of the Majority Party that we have enough reports from the firm of Ernst and Ernst in the circular file of this State Capitol to build a bonfire under it, and nothing has come of those reports and their recommendations. This proposed order has a price mark of \$20,000 upon it. It would seem to me, and I am sure to some, that this money could be well spent in the education effort of our State. The \$20,000 could be well spent if this was delegated to the Department of Economic Development.

Now I would further state that the order does suggest that, if this is a bipartisan order, but as all departments come under

the Executive of the State of Maine, I would like to remind the gentleman from Lewiston, Mr. Jaibert, that the Executive of this State now is of the Minority Party but the Executive Council in the Executive Department is of the Majority Party. Now in this particular matter, if we can't delegate some authority to our Chief Executive and to the Executive Council in directing the departments to serve the State of Maine well and good, I think that we are losing faith in our democratic system of government.

I am very much, very strongly opposed to this order and I am disappointed that it has developed into a partisan order, and I appreciate the fact that we will probably lose in opposing this order this morning; but I am appealing to the senior members of both parties to remember and consider what has happened to previous studies. I recall only I think two terms ago when we spent \$75,000 of the taxpayers' money to review the Highway Department and the Department of Health and Welfare. Very little has come from the money that was spent in the survey of these two departments. I don't think the intent of that order at that time was a criticism. It was merely money to be spent to hire out-of-state people to come in here and evaluate the condition and the position of these departments. To me this is money that has been wasted, taxpayers' money wasted. And I still feel this morning, ladies and gentlemen, this \$20,000 is another source of harassment to a department that now is just beginning to feel its way along, get on its feet, and do some progress for the citizens of the State of Maine.

I would also remind the members of the House, that due to harassment in the past we have lost good men in this department, good men who served the state well; but knowing of the continued harassment by the Legislature when we come in session many of them have taken jobs outside of the State of Maine. I hope this won't happen in this session and

I move indefinite postponement of this order.

The SPEAKER: The question before the House now is on the motion of the gentleman from Milbridge, Mr. Kennedy, that this order be indefinitely postponed.

The Chair recognizes the gentleman from Limerick, Mr. Carroll.

Mr. CARROLL: Mr. Speaker, Members of the House: I have reason to believe in the short time I have been in this House, and the people I have talked with during the hours in session and people I have met with privately, people I have met with in trying to do my homework well, coming into this House, that we can save the sum of \$300,000 if this study is made. Thank you.

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

Mr. BENSON: Mr. Speaker, Members of the House: I have a clipping from the Portland Press Herald dated Monday, June 12, 1961. It starts off by saying and I quote "The study of the Department of Economic Development by a special eight man legislative committee may have far-reaching overtones." Later on it says, Suspicions of some of the lawmakers that the DED has not spent its money wisely is one of the reasons for this study. Another reason is that there is strong feeling by the legislators that regardless of departments the state personnel law protects some state employees who are incompetent on their jobs. Three, agitation to do away with the DED. Four, consideration in placing the DED under the Governor's control and so forth. This was 1961.

In 1963 there was a special legislative committee appointed to investigate the DED again. These are two consecutive terms of this Legislature. The DED was investigated at some length and the recommendations of this committee were rather lengthy and I shall not bother to read them to you now.

One of the major recommendations of the committee, however, was to employ a good man in the advertising field who would enhance the State of Maine's in-

dustry and recreational fields and pay this man a sum of money which would, as I have said before, attract a good, well-qualified man. I feel that we have fulfilled this obligation. We have secured a good, well-qualified man. He has been on the job but a short time and I feel that many of his promotions have been excellent ones, but I further feel that we have not allowed this gentleman to prove either himself or his department under his administration. The results of the Department of Economic Development functions is an intangible one. There is no way of proving that the Department of Economic Development brings X number of people to the state in the field of recreation; nor is there any way of definitely proving that the Department of Economic Development brings X number of industries into this State.

I am very much concerned with this continued, and I use the word I believe advisedly, harassment of this department. I think that to spend another \$20,000 upon the tail of already rather extensive investigations is a waste of our taxpayers' money. I think that I would be willing to start day before yesterday on this investigation myself for \$20,000 and I would report back to you people before the first of May.

I think that I feel very strongly — I know that I feel very strongly, that we should allow this department to prove itself before we go into their affairs and interfere with their duties and obligations to the State of Maine. And I hope that you will go along with the motion to indefinitely postpone this order. Thank you.

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

Mr. POULIN: Mr. Speaker, Ladies and Gentlemen of the House: I am what you call a so-called rookie in this House. Now you have got me confused. The minority group now doesn't want to do what the majority group did before. Now I don't know what's right and what's wrong.

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

Mr. BERRY: Mr. Speaker, Members of the House: I hadn't intended to speak on this, but when the gentleman from Skowhegan, Mr. Poulin, says that the minority party is against this because before they were for it, I can't sit quiet. I think that the majority party perhaps has the right and the responsibility to investigate any department they want to. I think the quarrel here is the speed element. I can see where a department which has almost \$900,000 in appropriations is certainly open to scrutiny, but when the gentleman from Limerick, Mr. Carroll, suggests a figure of \$300,000 for deletion and I look at the budget which we passed here, we are either going to completely eliminate personal services in that department, which means fire everybody, or we're going to cut in half the other appropriation which is primarily say advertising and matters like that, and I am sure there isn't a person in this room who won't agree that we spend far less than we should for advertising. This to my mind indicates a little haste. I would support a \$20,000 investigation if we had the time to do it right. I would think the Legislative Research Committee will be made up primarily with members of the Majority Party, and I think they could do a very good job of this. It seems to me that the idea is very good. I am sure that if I were in the position of the gentleman from Presque Isle, Mr. Bishop, and in the position of the gentleman from Limerick, Mr. Carroll, as a freshman member of this group I would be very concerned with the Department of Economic Development. I think everybody here their first session is.

We have two basic differences of philosophy within the department. We have the question, should the money be spent on industrial promotion or should it be spent on recreational promotion? Historically, since the department has been formed, this has been the real problem. It certainly isn't going to be solved by May first by

spending \$20,000. The cause might be helped by a judicious, careful study which cannot be done by that time. Reluctantly, I must oppose this. If it were rephrased and more time were given, I would heartily endorse it.

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

Mr. LEVESQUE: Mr. Speaker, and Ladies and Gentlemen of the House: I think this morning the time is of the essence that this order should receive passage. It has already received passage in the other branch and as the gentleman from Milbridge, Mr. Kennedy, has pointed out that the Executive branch could have started this movement of study in the Economic Development, but in view of the fact that the Chief Executive did not see at this time to introduce such an order for the Executive Council to act upon, I think it behooves us this morning to start this movement and find out what this evaluation will be in the department and go and take it from there for a better progressive state in the future.

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

Mr. KITTREDGE: Mr. Speaker, Members of the House: I would like to ask what are we going to accomplish by this order? What are we really going to accomplish? For two and a half years I sat in the office of Secretary of Defense and I saw four studies made, each one of which cost over a \$100,000, to reorganize the Office of Secretary of Defense and the whole Defense Department in order to save money. What has been the net result? Well, the net result has been that we now have the biggest peace time defense budget in history. Fifty-five percent of every one of your tax dollars now goes into defense. I will submit to you that the same result would happen from this study. The gentleman from Presque Isle, Mr. Bishop, when asked what the purpose of this study would be, he said to propose legislation which would affect the supplemental budget. I think we could very well, in fact, I think

it's much more logical, that we debate the supplemental budget and debate the Department of Economic Development, if that is necessary, rather than spend \$20,000 of this money, of taxpayers' money, which time does not allow proper implimentation after you receive the results of the study.

I now move for a division.

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

Mr. JALBERT: Mr. Speaker, in fairness, I want to answer the gentleman from South Thomaston, Mr. Kittredge, but I have spoken twice.

The SPEAKER: There is a new motion before the House for indefinite postponement. The gentleman may proceed.

Mr. JALBERT: Mr. Speaker, the gentleman put his finger right on it. What are we going to accomplish by this study? I just spoke very briefly with the gentleman from Milbridge, Mr. Kennedy. It's a known fact the confidence I have in him, and it's a known fact the friendship and respect we have for one another. He said to me, why don't you say some of these things.

In the first place, insofar as the Governor is concerned in the supplemental budget, the Governor himself can't have too much faith in the industrial end of the department, because if you look at your budget book you will see that he is only asking for \$25,000 each year additional in the supplemental budget for the Department of Economic Development, and he spells out in that, that that is for recreation, not industry. Now at the Committee—and the books are right there, you have got them in your desks, they are available and you can look on page I believe 417. Now, at the hearing on the current services budget I asked several questions and they were not answered. At the hearing on the supplemental budget I asked several questions; they were not answered. I'll tell you exactly what this order is going to do. It at least in my opinion is going to give us 10 cents for a Department that I think we are only

getting 7 cents out of on these dollars we spend, and if it means the abolishing of it, I would be all for it if it continues to be run the way it is now. And I could stand here for three days and tell you reasons why we should have this thing here. We are not capable of doing it. We are hiring outside help that is efficient with a nation-wide reputation.

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

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House: It was certainly my hope this morning that this would not be made a complete partisan affair, but in view of the light of the discussion here this morning, it is fairly easy to see what has transpired since the introduction of this order, so I will now ask for a roll call when the vote is taken.

The SPEAKER: The question before the House is on the motion of the gentleman from Milbridge, Mr. Kennedy, that this Order be indefinitely postponed, and the gentleman from Madawaska, Mr. Levesque, has requested a roll call. For the Chair to order a roll call it must have an expressed desire of one-fifth of the members present. All those desiring a roll call will kindly rise and remain standing until the monitors have made and returned the count.

A sufficient number arose.

The SPEAKER: Obviously, a sufficient number having arisen, a roll call is ordered. The Chair will state the question again. The question before the House is the motion of the gentleman from Milbridge, Mr. Kennedy, that this Joint Order, Senate Paper 464, be indefinitely postponed. The Clerk will call the roll.

ROLL CALL

YEA — Anderson, Ellsworth; Avery, Baker, Orrington; Baker, Winthrop; Benson, Southwest Harbor; Berman, Berry, Brewer, Burwell, Carter, Cookson, Cressey, Crosby, Davis, Dickinson, Dunn, Erwin, Eustis, Evans, Farrington, Gifford, Hammond, Hanson, Gardiner; Hanson, Lebanon; Harriman, Hawes, Hawkes, Haynes, Hunter,

Clinton; Jewell, Katz, Kennedy, Kittredge, Lewis, Libhart, Lincoln, Littlefield, Lund, Lycette, Meisner, Millay, Mosher, Norton, Payson, Peaslee, Pendergast, Pike, Richardson, Cumberland; Richardson, Stonington; Roberts, Ross, Bath; Ross, Brownville; Sahagian, Scott, Storm, Susi, Waltz, Watts, White, Guilford; Wight, Presque Isle; Wood, Young.

NAY—Anderson, Orono; Beane, Bedard, Benson, Mechanic Falls; Bernard, Binnette, Bishop, Boissonneau, Bourgoin, Brennan, Buck, Bussiere, Carroll, Carswell, Champagne, Conley, Cote, Cottrell, Crommett, Curran, Cushing, Danton, Dostie, Doyle, Drigotas, Drouin, Dumont, Edwards, Fec-teau, Fortier, Fraser, Mexico; Fraser, Rumford; Gaudreau, Gauvin, Gilbert, Gillan, Glazier, Graham, Harvey, Bangor; Harvey, Windham; Harvey, Woolwich; Haugen, Healy, Huber, Hunter, Durham; Jalbert, Keyte, Kilroy, Knight, Laberge, Lane, Lebel, Lent, Levesque, Lowery, Martin, McKinnon, Mills, Mitchell, Nadeau, Palmer, Pitts, Poulin, Prince, Rackliff, Roy, Ruby, Sawyer, Searles, Starbird, Stoutamyer, Sullivan, Truman, Wheeler, Whittier, Wuori.

ABSENT—Baldic, Birt, Blouin, Bradstreet, Bragdon, D'Alfonso, Dudley, Faucher, Hoy, Jordan, Lang, Ward.

Yes, 62; No, 76; Absent, 12.

The SPEAKER: The Chair will announce the vote. Sixty-two having voted in the affirmative, seventy-six having voted in the negative with twelve absent, the motion does not prevail.

Thereupon, the Order received passage in concurrence.

House at Ease

Called to order by the Speaker.

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

HOUSE REPORT "Ought not to pass" as Covered by Other Legislation — Committee on Highways on Bill, "An Act Increasing Reimbursement to Towns for Snow Removal." (H. P. 332) (L. D. 435)

Tabled—March 5, by Mr. Hunter of Clinton.

Pending — Acceptance.

On motion of Mr. Hunter of Clinton, retabled pending acceptance and specially assigned for Friday, March 19.

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

HOUSE REPORT—"Ought not to pass" as Covered by Other Legislation—Committee on Highways on Bill "An Act relating to Snow Removal in Towns Exceeding Three Thousand Inhabitants." (H. P. 410) (L. D. 522)

Tabled—March 5, by Mr. Stoutamyer of Madison.

Pending—Motion of Mr. Mitchell of Frankfort to substitute Bill for Report.

The SPEAKER: The Chair recognizes the gentleman from Frankfort, Mr. Mitchell.

Mr. MITCHELL: Mr. Speaker, I now withdraw my motion.

The SPEAKER: The gentleman from Frankfort, Mr. Mitchell now withdraws his motion and the question before the House now is on the acceptance of the Committee Report. Is it the pleasure of the House to accept the "Ought not to pass" Report?

The motion prevailed. Sent up for concurrence.

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

HOUSE REPORT—"Ought to pass"—Committee on Towns and Counties on Bill "An Act relating to Certain Fees of Registers of Deeds." (H. P. 664) (L. D. 891)

Tabled—March 5, by Mrs. Kilroy of Portland.

Pending—Acceptance.

On motion of Mrs. Kilroy of Portland, the "Ought to pass" Report was accepted, the Bill read twice and assigned the next legislative day.

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

Bill "An Act relating to Application of Federal Social Security

to Firemen." (H. P. 104) (L. D. 112)

Tabled—March 5, by Mrs. Kilroy of Portland.

Pending—Passage to be Engrossed.

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

Mr. HEALY: Mr. Speaker and Ladies and Gentlemen of the House: In connection with L. D. 112 whereby the firemen in the State of Maine are to be included in Social Security, I should like to offer the feelings of the Maine State Federation of Firefighters who have membership, including volunteer, call and permanent firemen of the State of Maine. This organization has a membership of some 3400 people, firemen, out of a total of approximately 10,000 in the State. Now the balance of this membership is composed of small groups in the various towns in the State.

The Maine State Federation of Firefighters are concerned that if they include the firemen into this Social Security Act that they will lose their privileges under their own pension plan. Their own system allows the firemen to retire at age 55, and if they are included under the Social Security, they fear that they would be unable to retire until 65. If some of the members were under the Social Security alone and others under the Federation of Firefighters plan, there would be a percentage of the firemen who are concerned lest they have to retire at 55 instead of 65. I would therefore move that this matter be indefinitely postponed.

The SPEAKER: The gentleman from Portland, Mr. Healy, now moves the indefinite postponement of this Bill.

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

Mr. CROMMETT: Mr. Speaker, Ladies and Gentlemen of the House: In reference to L. D. 112, I would offer an amendment to this bill and I wish to speak on that if I may. The amendment is Filing H-107.

The SPEAKER: The gentleman may speak on the amendment which he will propose, but the amendment would not be in order until we have disposed of the motion to indefinitely postpone. The gentleman may proceed.

Mr. CROMMETT: Mr. Speaker, this amendment is to meet the objections of the opponents. I have talked with several of the opponents of this bill and they have agreed that the amendment is all right.

The SPEAKER: The Chair will correct its previous ruling. The gentleman may offer an amendment at this time if he so desires.

Mr. Crommett of Millinocket offered House Amendment "A" and moved it adoption.

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

HOUSE AMENDMENT "A" to H. P. 104, L. D. 112, Bill, "An Act Relating to Application of Federal Social Security to Firemen."

Amend said Bill by striking out everything after the amending clause and inserting in place thereof the following: "This chapter shall not apply to teachers and firemen who are under a state or local government pension or retirement plan, except teachers at the Maine Maritime Academy and except that this chapter shall apply to municipalities which have less than 10 full-time firemen." "

On motion of Mr. Danton of Old Orchard Beach, tabled pending adoption of House Amendment "A" and specially assigned for Friday, March 19.

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

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

Tabled—March 5, by Mr. Brewer of Bath.

Pending—Further consideration.

On motion of Mr. Brewer of Bath, the House voted to suspend the rules and to reconsider its action of February 23 whereby this Resolve was passed to be engrossed.

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

Mr. BREWER: Mr. Speaker, I move we adopt Senate Amendment "A", S-27, recede and concur with the Senate.

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

Mr. ROSS: Mr. Speaker, just to save time, I will explain this as shortly as possible, and I heartily agree with the gentleman from Bath, Mr. Brewer. The Senate Amendment just reads that this resolve money, I think it is a thousand dollars, is taken out of the general fund instead of out of the highway fund, and naturally I concur.

Thereupon, the House voted to recede and concur with the Senate.

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

HOUSE REPORT—"Ought not to pass" — Committee on Towns and Counties on Bill "An Act Increasing Fees of Registers of Deeds." (H. P. 763) (L. D. 1000)

Tabled—March 9, by Mr. Cote of Lewiston.

Pending—Acceptance.

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

Mr. COTE: Mr. Speaker, I presented this bill for the Association of Registers of Deeds of the State of Maine. In support of this bill at the committee hearing were the members from the Registry of Deeds and also the Chairmen of the County Commissioners, Mr. Arthur Charles of Portland who spoke in favor of this bill, and also other County Commissioners.

What this bill does is to increase the fees of the Register of Deeds so that he can become self-supporting, taking a burden away from the taxpayers of the county and putting it where it belongs, on the people that are using the services of the Register of Deeds. I know there are some objections to this bill. I didn't know how the other counties handle their

situation. Now I find out that Cumberland County is self-supporting.

We in Androscoggin County, as you know, have line budgeting. All fees collected by the Register of Deeds come back to the general fund of the county, so by so doing, it would lower our tax rate. I have been talking with the Chairman of the Committee on Towns and Counties this morning, and if I can, I shall move to substitute the bill for the report, and after the second reading, I shall introduce an amendment that will take care of most of the objections in this bill if I am so allowed this morning. I now move that the bill be substituted for the report.

The SPEAKER: The question before the House is on the motion of the gentleman from Lewiston, Mr. Cote, that we substitute the bill for the report.

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

Mr. BUSSIERE: Mr. Speaker, Ladies and Gentlemen of the House: Being a member of the Committee on Towns and Counties, and the report having been a majority—not a majority, but unanimously “ought not to pass”, I feel that if we are going to ignore the decision taken by the Committee after long hours of deliberation, then we might just as well do away with the Committee. I have some explanations here as to my friend, Mr. Cote’s self-supporting. I would like to read one of them. Deed or mortgage: recording a deed or mortgage that fits the printed form currently in use in the registry, \$2.50 to \$5.00. What are we going to do? Are we going after blood? I think that bill is not fair. It should be defeated. I will now move for indefinite postponement of this bill.

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

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

Mr. SULLIVAN: Mr. Speaker, I agree with the gentleman that just spoke from Lewiston.

The SPEAKER: Which gentleman is that?

Mr. SULLIVAN: Mr. Bussiere. You see I am not very good on these French names. I have a great deal of admiration for the gentleman who thinks substantially as I do.

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

Mr. FARRINGTON: Mr. Speaker, Ladies and Gentlemen of the House: I am also a member of the Towns and Counties Committee, and I certainly was not there in executive session when this vote was taken. I don’t know what they consider to be a majority, but I just want the House to know that I was not present when this vote was taken.

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

Mr. BUSSIERE: Mr. Speaker, Ladies and Gentlemen of the House: I don’t remember for sure who was absent, but I know for sure there was eight of them and they all voted in favor of killing the bill, in other words ought not to pass.

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

Mr. COTE: Mr. Speaker and Members of the House: I hate to get up here this morning and debate against my learned colleague from Lewiston, Mr. Bussiere, but I feel that this is a bill whereby it is going to return a dollar for a dollar to the taxpayers of Androscoggin County, and certainly I would be remiss in my duty if I felt that this money would not take care of the situation whereby the Registry of Androscoggin County would be put on a paying basis. What I mean by a paying basis is this. Now it is costing us a few dollars to operate that department. If we could operate it without costing the taxpayers of Androscoggin County one penny, I think it would be a move in the right direction.

This morning I cannot offer an amendment to this bill because it is not before us until it is voted by this body. For this purpose, and there will be plenty of chance to attack this bill later on, I hope

that the motion of my colleague from Lewiston, Mr. Bussiere, does not prevail. When the vote is taken I would request a division.

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

Mr. BUSSIERE: Mr. Speaker, one more remark I would like to make here about the same item, the first one there, recording a deed or mortgage that fits the printed form currently in use in the Registry, it will go up from \$2.50 to \$5.00, and if you look at the L. D., it is an even 1000. I believe that if it doesn't fit in the present form in use, it might jump into four figures. There is no specification on the bill here. It will probably be \$10.00 like the L. D. It's a bad bill. I call for the defeat of this bill.

The SPEAKER: Is the House ready for the question? The question before the House is on the motion of the gentleman from Lewiston, Mr. Bussiere, that this bill and its accompanying papers be indefinitely postponed. A division has been requested. All those in favor of the indefinite postponement of this bill and its accompanying papers will kindly rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Forty-nine having voted in the affirmative and sixty-three having voted in the negative, the motion did not prevail.

Thereupon, the Bill was substituted for the "Ought not to pass" Committee Report, the Bill read twice and assigned for third reading the next legislative day.

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

HOUSE REPORT — "Ought not to pass" — Committee on Towns and Counties on Bill "An Act Increasing Salary of Superior Court Messenger of Cumberland County." (H. P. 784) (L. D. 1037)

Tabled — March 9, by Mrs. Kilroy of Portland.

Pending — Acceptance.

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

Mrs. KILROY: Mr. Speaker and Members of the House: This is a very embarrassing situation to be in. However, the gentleman from China, Mr. Farrington, stated that he was not consulted on this bill. I too must confess that this went through and I was not consulted on it. I therefore move that we substitute the bill for the report.

The SPEAKER: The question before the House is the motion of the gentlewoman from Portland, Mrs. Kilroy, that we substitute the bill for the report.

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

Mr. SULLIVAN: Mr. Speaker and Members of the Legislature: There were eight members of that Committee present, and those eight members voted "ought not to pass" unanimously. And further, that bill would increase the salary of the messenger, who, incidentally, is a very fine gentleman, from \$5,000 to \$7,000 or forty percent.

I might add that I have over fifty people that would be glad to take that job for \$4500. Thank you.

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

Mrs. KILROY: Mr. Speaker, I was not at the executive session. I have never missed one meeting of the Towns and Counties. However, I was not at this executive session, and I do believe that it is the courtesy of the Clerk to consult each person on the Committee how they should vote, and I was not consulted.

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

Mr. CROMMETT: Mr. Speaker, Ladies and Gentlemen of the House: There seems to be a difference of opinion in regard to the number of people at an executive session of any committee that if a majority will sign out their report, it seems to be in order that they do that, and then of course I recognize the position that the gentlewoman from Portland, Mrs. Kilroy finds herself in, that perhaps the Clerk did not notify her, and under those circumstances of course, if

she had been present, she could have signed a minority report, but it was the consensus of the committee that the present incumbent of this office is a gentleman well thought of in the community, and the testimony before our committee was wholly—dealt with personalities and not the office. So the committee that studied this, the members present had no choice but to report out "Ought not to pass."

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

Mr. BUSSIERE: Mr. Speaker, Ladies and Gentlemen of the House: For the second time in a row we are faced with the same problem. As I mentioned before, the unanimous report "Ought not to pass" by eight members, two absent. It so happens that the two that were absent mentioned the fact that they were absent, and the rest of them from the House here were present and a member of the Senate also. And if it is going to be that way, Mr. Speaker, you being the leader, I would suggest that you put in an order to do away with the Committee. Why should we lose our time spending long hours deliberating on these things. I don't think it is fair. We have listened to everybody there. I think it is an insult to the good judgment of the members of the committee. I would like to retable this L. D. 1037 until next Wednesday.

The SPEAKER: The question before the House is that we substitute the bill for the report. The gentleman debated a tabling motion.

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

Mr. DANTON: Mr. Speaker and Members of the House: I now move that this bill be recommitted to the Committee on Towns and Counties.

The SPEAKER: The gentleman from Old Orchard Beach, Mr. Danton, now moves that this bill be recommitted to the Committee on Towns and Counties.

Mrs. Kilroy of Portland requested a division.

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

Mr. FARRINGTON: Mr. Speaker and Members of the House: I thought it was quite thoroughly understood by the Committee that these particular pay bills would come out on the omnibus bill, and this particular one here I think could probably be included in this category and I would hope the recommitting motion prevails.

The SPEAKER: The question before the House is the motion of the gentleman from Old Orchard Beach, Mr. Danton, that the Report and Bill be recommitted to the Committee on Towns and Counties. A division has been requested. All those in favor of this matter being recommitted to Committee will rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

One hundred and twelve having voted in the affirmative and six having voted in the negative, the motion prevailed.

Sent up for concurrence.

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

Bill "An Act Creating a Sewer District in the Town of Medway." (H. P. 153) (L. D. 176)

Tabled—March 9, by Mr. Birt of East Millinocket.

Pending—Passage to be Engrossed.

Mr. Birt of East Millinocket offered House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to H. P. 153, L. D. 176, Bill, "An Act Creating a Sewer District in the Town of Medway."

Amend said Bill by striking out all of the emergency preamble.

Further amend said Bill, in section 3, by adding at the end a new paragraph, as follows:

"The manner of nomination and election of trustees to be elected as provided by this Act shall be in a manner similar to that as provided by law for the nomination

and election of selectmen for the Town of Medway.'

Further amend said Bill, in the 2nd paragraph of section 8, by striking out in the 10th, 11th and 12th lines the words "the requirements of section 122 (b) of the state plumbing code as now written or as it may be amended hereafter" and inserting in place thereof the words 'in the judgment of the trustees the applicable requirements of the state plumbing code and all applicable laws and ordinances'

Further amend said Bill by striking out all of section 14.

Further amend said Bill, in section 17, by striking out in the 5th and 6th lines the words "or to which such beneficial service is available with respect to their lots or parcels of land" and inserting in place thereof the words 'or available with respect to the real estate, which rates shall include assessments or rates for the district's readiness to serve charged against the owner of real estate, abutting on or accessible to, sewers or drains of the district, but not actually connected thereto, whether or not such real estate is improved'

Further amend said Bill, in section 18, by striking out all of the 2nd, 3rd, 4th and 5th paragraphs and inserting in place thereof the following paragraph:

'The payment of rates, rents, charges and assessments shall be enforced in the same manner as provided for the enforcement of tax liens by the Revised Statutes of 1964, Title 36, sections 941, 942 and 943.'

Further amend said Bill by striking out the first 2 lines of the Referendum and inserting in place thereof the following:

'Referendum; effective date. This Act shall take effect 90 days after adjournment of the Legislature.'

Further amend said Bill by renumbering sections 15 to 21 to be sections 14 to 20, respectively.

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

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

An Act relating to Type of Dredge to Dig Clams in Town of Phippsburg. (H. P. 539) (L. D. 713)

Tabled—March 9, by Mr. Brewer of Bath.

Pending—Passage to be Enacted.

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

Mr. BREWER: Mr. Speaker, Ladies and Gentlemen of the House: I have prepared an amendment to this bill which is agreeable to our County delegation, but first I would move that we suspend the rules and reconsider our action whereby this bill was passed to be engrossed.

Thereupon, the House voted to suspend the rules and to reconsider its action whereby the Bill was passed to be engrossed on March 2.

Mr. Brewer of Bath offered House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to H. P. 539, L. D. 713, Bill, "An Act Relating to Type of Dredge to Dig Clams in Town of Phippsburg."

Amend said Bill, in the 7th line from the end, by striking out the underlined words "**from the municipal officers**" and inserting in place thereof the underlined words '**at a special or annual town meeting**'

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

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

Bill "An Act Providing Free Hunting and Fishing Licenses for Persons over Seventy Years of Age." (H. P. 630) (L. D. 837) (S. "A" S-37)

Tabled—March 10, by Mr. Anderson of Ellsworth.

Pending—Passage to be Engrossed.

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

Mr. ANDERSON: Mr. Speaker, Ladies and Gentlemen of the House: This bill, L. D. 837, came out of the Fish and Game Committee unanimous "Ought not to pass." At the hearing there were no proponents for the bill; there were four elderly gentlemen present, all seventy years or over that were against the bill. They did not want it. All the members of the Fish and Game Committee in the House can corroborate this statement. Mr. Speaker, I now move the indefinite postponement of this bill and all accompanying papers, and I ask for a division.

The SPEAKER: The question before the House is the motion of the gentleman from Ellsworth, Mr. Anderson, that this bill and its accompanying papers be indefinitely postponed and he has requested a division.

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

Mr. CROMMETT: Mr. Speaker, Ladies and Gentlemen of the House: I wholeheartedly agree with my friend from Ellsworth, Mr. Anderson, in his previous remarks supporting the Fish and Game Department, and I concur with him when he says that there were several members opposing this bill, and there was no proponent. I would like to be considered as one that introduced the bill and was and am now a proponent of this bill. It did come out of the Committee unanimous "Ought not to pass", based on some information that the Committee had that the Department of Inland Fisheries and Game would lose some revenue. I submit to you ladies and gentlemen, men and women seventy years of age that wish to fish are not too great, and the anticipated revenue that would be lost would be very small. The title of the bill says free hunting and fishing licenses for persons over seventy years of age.

We have a Senate Amendment, S-37, that changed the word from free to complimentary. It means the same thing, but it is a com-

pliment really to the people seventy years of age who have contributed to the economy of the State and we deleted the word hunting, and it says a complimentary license to those seventy years of age or over for fishing only. The least we can do is to grant a complimentary license to fish to people seventy years of age to those who apply. It is not meant that we are going to force this on the proud and the hearty. Those that have the ability to pay will continue to pay for their license. Some people are not as fortunate as others, and regardless of how they have spent their money, they have contributed to the economy of the State. One opposition that so many people leave the state, then come back here to retire, and that is a wonderful thing, they want to come back to their home state, but during that period of time when they are non-residents, they continue to come back, and I know this to be a fact, they pay an out-of-state license fee which is much greater than the residents pay.

So I say to you ladies and gentlemen, please give this consideration. The least we can do is a little respect for the people who have reached the age of seventy and should enjoy some of the fruits of their labor in their golden years.

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

Mr. POULIN: Mr. Speaker, Ladies and Gentlemen of the House: I wish to differ with the gentleman from Millinocket, Mr. Crommett, that we did not have any figures as to what the loss in revenue would be, so that did not influence our committee. We felt that the opponents, the elderly people who were opposed to it, were representing the rest.

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

Mr. KITTREDGE: Mr. Speaker, I would like to remind the House that we have already rejected giving complimentary hunting licenses and fishing licenses to

Maine servicemen on leave within the State. We have rejected this on the grounds that it would be both discriminatory and that the State could ill afford the loss in revenue.

Now if we are to be consistent, I don't think that we can very well at this time pass a bill which would be discriminatory, in that it would permit certain categories of our citizens to obtain the same privileges that we have refused to give to our servicemen now serving overseas. I therefore urge that the motion of the gentleman from Ellsworth, Mr. Anderson, prevail.

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

Mr. CROMMETT: Mr. Speaker, Ladies and Gentlemen: I would remind you that there has been legislation favoring veterans and widows of veterans in the tax exempt property, and there is a bill before this Legislature to increase that tax exemption. And further that our sister State, New Hampshire, grants free hunting and fishing licenses to people seventy years of age. When the vote is taken I ask for a division.

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

Mr. GAUDREAU: Mr. Speaker, I wholeheartedly concur with the gentleman from Ellsworth, Mr. Anderson. Persons over seventy years of age that are still hunting and fishing you have to agree they are true sportsmen, and true sportsmen are willing to pay for the support of our fish and game program. Thank you.

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

Mr. PIKE: Mr. Speaker, I merely wish to register a complaint,

that when they were doing all this amendment work, they might have put an emergency on this so that if the bill passed, we could get free licenses this year. As it is now, the fishing season will be all over before it takes effect. However, I will go along with the motion to indefinitely postpone.

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

Mr. HUNTER: Mr. Speaker, Ladies and Gentlemen of the House: I would like to go on record as supporting this bill. I think that people that are seventy years old or over that can't afford a license should have the opportunity of getting a complimentary license.

The SPEAKER: Is the House ready for the question? The question before the House is the motion of the gentleman from Ellsworth, Mr. Anderson, that Bill "An Act Providing Free Hunting and Fishing Licenses for Persons over Seventy Years of Age," H. P. 630, L. D. 837, be indefinitely postponed and a division has been requested. All those in favor of this bill and its accompanying papers being indefinitely postponed will kindly raise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Fifty-six having voted in the affirmative and forty-five having voted in the negative, the motion did prevail.

Sent up for concurrence.

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

On motion of Mr. Benson of Mechanic Falls,

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