

# MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Second  
Legislature*

OF THE

STATE OF MAINE

1965

DAILY KENNEBEC JOURNAL  
AUGUSTA, MAINE

**HOUSE**

Tuesday, April 6, 1965

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

Prayer by the Rev. Mr. Valton V. Morse of the Cumberland Congregational Church.

The members stood at attention during the playing of the National Anthem by the Cony High School Band of Augusta.

The journal of the previous session was read and approved.

The SPEAKER: On behalf of the House the Chair would like to thank the eighty members of the Cony High School Band under the supervision of their Director, Charles Danforth, for the very fine concert presented prior to the convening of the Legislature this morning. I would like to concur with the Clerk of the House in saying that the choice of the selection from "My Fair Lady" was a most appropriate selection since today we are going to be honored with the presence of Maine's Fair Lady, Ellen Warren, our Miss Maine. We thank you again for playing the Star Spangled Banner which is played on the first legislative day of each week. (Applause, the members rising)

**Papers from the Senate**  
**Senate Reports of Committees**  
**Conference Committee Report**

Report of the Committee of Conference on the disagreeing action of the two branches of the Legislature on Bill "An Act relating to Publication of Fish and Game Regulations" (H. P. 133) (L. D. 157) reporting that the Senate recede and concur with the House in the indefinite postponement of the Bill. (Signed)

MANUEL of Aroostook  
 McDONALD of Piscataquis  
 HOFFSES of Knox

- Committee on part of Senate  
 CROMMETT of Millinocket  
 POULIN of Skowhegan  
 COOKSON of Glenburn
- Committee on part of House

Came from the Senate read and accepted.

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

**Leave to Withdraw**

Report of the Committee on Judiciary on Bill "An Act relating to Bail Jumping" (S. P. 354) (L. D. 1118) reporting Leave to Withdraw.

Came from the Senate read and accepted.

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

**Ought to Pass in New Draft**

Report of the Committee on Appropriations and Financial Affairs on Resolve Appropriating Moneys for a Study of Higher Education (S. P. 175) (L. D. 541) reporting same in a new draft (S. P. 480) (L. D. 1428) under title of "Resolve Creating an Advisory Commission for the Higher Education Study" 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 once and tomorrow assigned.

**Ought to Pass**

Report of the Committee on Appropriations and Financial Affairs reporting "Ought to pass" on Resolve Providing for a Maine Key Number Digest Committee (S. P. 161) (L. D. 491)

Report of the Committee on Business Legislation reporting same on Bill "An Act relating to Licensing Small Loan Agencies" (S. P. 350) (L. D. 1125)

Report of same Committee reporting same on Bill "An Act to Incorporate the Abby Finance Company" (S. P. 390) (L. D. 1205)

Report of the Committee on Health and Institutional Services reporting same on Bill "An Act relating to Bringing Contraband Articles within the State Prison" (S. P. 336) (L. D. 1082)

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

Came from the Senate 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 Bill read twice, Resolve read once, and tomorrow assigned.

On motion of Mrs. White of Guilford, House Rule 25 was suspended for the remainder of today's session in order to permit smoking.

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

Report of the Committee on Education on Bill "An Act Providing for Tax Sheltered Annuities for Employees of School Administrative Units" (S. P. 396) (L. D. 1220) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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

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

Committee Amendment "A" was read by the Clerk as follows: COMMITTEE AMENDMENT "A" to S. P. 396, L. D. 1220, Bill, "An Act Providing for Tax Sheltered Annuities for Employees of School Administrative Units."

Amend said Bill, in the 16th line from the end, by striking out the underlined words "~~make contracts~~" and inserting in place thereof the word 'contract'

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

Report of the Committee on Education on Bill "An Act Relating to Grouping of Certain School Administrative Units" (S. P. 412) (L. D. 1308) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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

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

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

COMMITTEE AMENDMENT "A" to S. P. 412, L. D. 1308, Bill, "An Act Relating to Grouping of Certain School Administrative Units."

Amend said Bill by striking out all of subsection 1 and inserting in place thereof the following:

**"1. Existing unions with over 35 teachers.** Existing supervisory unions employing over 35 teachers and paying the superintendent of schools an annual salary of over \$1,500 shall not be regrouped unless the proposed regrouping shall have first been approved by a majority of the school committee members in the administrative units involved."

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

Report of the Committee on Transportation on Bill "An Act relating to Size of Temporary Number Plates for Motorcycles" (S. P. 369) (L. D. 1136) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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

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

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

COMMITTEE AMENDMENT "A" to S. P. 369, L. D. 1136, Bill, An Act Relating to Size of Temporary Number Plates for Motorcycles."

Amend said Bill, in the last 2 lines, by striking out the underlined words "~~plates originally furnished~~" and inserting in place thereof the underlined words 'regular motorcycle plates'

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

Report of the Committee on Transportation on Bill "An Act relating to Number Plates on Motorcycles" (S. P. 370) (L. D. 1137) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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

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

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

**COMMITTEE AMENDMENT "A"** to S. P. 370, L. D. 1137, Bill, "An Act Relating to Number Plates on Motorcycles."

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

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

**'Sec. 2. Effective date.** This Act shall become effective on January 1, 1966.'

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

Report of the Committee on Transportation on Bill "An Act relating to Operation of Motorcycles While Learning to Drive" (S. P. 371) (L. D. 1138) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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

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

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

**COMMITTEE AMENDMENT "A"** to S. P. 371, L. D. 1138, Bill, "An Act Relating to Operation of Motorcycles While Learning to Drive."

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

**"Sec. 1. R. S., T. 29, Sec. 532, amended.** Section 532 of Title 29 of the Revised Statutes is amended by adding at the end a new paragraph, as follows:

**'Any person holding a valid driver's license shall be issued a temporary permit for a period of one year to operate a motorcycle until he passes his road test. The**

**fee for the road test shall be \$2.'**"

Further amend said Bill by inserting at the beginning of the first line the underlined abbreviation and figure **'Sec. 2.'**

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

#### **Amended in Senate**

Report of the Committee on Legal Affairs on Bill "An Act relating to Sick Leave Benefits for Employees of the Department of Public Works of the City of Lewiston" (S. P. 234) (L. D. 692) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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

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

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

**COMMITTEE AMENDMENT "A"** to S. P. 234, L. D. 692, Bill, "An Act Relating to Sick Leave Benefits for Employees of the Department of Public Works of the City of Lewiston."

Amend said Bill in the last line by striking out the underlined figure **"90"** and inserting in place thereof the underlined figure **"70"**

Committee Amendment "A" was adopted in concurrence.

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

**SENATE AMENDMENT "A"** to S. P. 234, L. D. 692, Bill, "An Act Relating to Sick Leave Benefits for Employees of the Department of Public Works of the City of Lewiston."

Amend said Bill by striking out all of the next to the last line and inserting in place thereof the following: **'accumulate one day of sick leave for every 30 days month worked, a total'**

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

The SPEAKER: The Chair at this time would like to recognize

in the rear of the House Miss Ellen Warren, Miss Maine. Miss Warren is the daughter of Mr. and Mrs. L. Pitt Warren of Kennebunk. She graduated from Kennebunk High School. Ellen, a finalist in the Miss America Pageant at Atlantic City, was invited by Fred Waring to audition for the 1964-65 Waring tour. The result was a contract as an alto soloist and a member of the celebrated glee club. They have been on tour since October 9th. She has visited nearly every state on this tour and has been an Ambassador of Good Will for the State of Maine and DED has given her recognition. April 2nd was proclaimed as "Miss Maine Day" by Governor Reed and it was on this day that Fred Waring and his Pennsylvanians with Miss Warren as soloist put on an excellent concert. Miss Warren plans to study in the Fred Waring school for the summer.

We are all very proud of Ellen and consider it an honor to have her visit with us today.

The Chair would request the Sergeant-at-Arms to escort Miss Warren to the rostrum for the purpose of being recognized. (Applause)

Is there objection at this time that Miss Warren say a few words to the members of this House? The Chair hears none.

Miss WARREN: Mr. Speaker and Members of the House: It is indeed a great privilege for me to be here today. For the past six months I have had the honor of travelling with Fred Waring and his Pennsylvanians. We have travelled through forty-six of the fifty states and performed in forty. It was a great experience for me, not only because I was working for a master of music and have seen so much of this beautiful country but because I was doing so as Miss Maine. Every night Mr. Waring would introduce me as Ellen Warren, Miss Maine of 1964, and when people came back stage to see me it was not Ellen Warren they came to see but Miss Maine, and they would always want to talk about the State of Maine.

People who had not visited Maine before would ask questions pertaining to our vacation facilities, our population, and our industry; and people who had visited the State had nothing but praise for Maine. They called it a state of great beauty and high potential.

None of this would have been possible for me if it had not been for the Junior Chamber of Commerce and for the Miss Maine title, and I hope that I have shown a few people that being Miss Maine is not a worthless pastime, but a very worthwhile privilege. I hope that you will continue to give your support and love that has been so dear to me, to all the future Miss Maines; and may I again say it has indeed been a marvelous privilege for me to speak to you today, and I am very glad to be home. Thank you very much.

Thereupon, Miss Warren was escorted from the Hall of the House, amid applause, the members rising.

The SPEAKER: The Clerk will proceed with the business of the day.

### Divided Report

Majority Report of the Committee on Labor on Bill "An Act Prohibiting Employment of Professional Strikebreakers to Replace Employees Involved in Labor Disputes" (S. P. 267) (L. D. 816) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was signed by the following members:

Mr. SMITH of Cumberland  
Mrs. CHISHOLM of Cumberland  
Mr. O'LEARY of Oxford  
— of the Senate.

Messrs. GAUVIN of Auburn  
KITTREDGE  
of South Thomaston  
LEVESQUE

of Madawaska  
Mrs. BAKER of Winthrop  
Messrs. BEDARD of Saco  
DUMONT of Augusta  
— of the House.

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

Report was signed by the following member:

Mr. BENSON

of Southwest Harbor  
— of the House.

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

In the House: Reports were read.

On motion of Mr. Levesque of Madawaska, the Majority "Ought to pass" Report was accepted in concurrence and the Bill read twice.

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

COMMITTEE AMENDMENT "A" to S. P. 267, L. D. 816, Bill, "An Act Prohibiting Employment of Professional Strikebreakers to Replace Employees Involved in Labor Disputes."

Amend said Bill, in the Title, by inserting at the end before the period the following: ' Strikes or Lockouts'

Further amend said Bill, in the 5th line of "§ 851," by inserting after the underlined word and comma "**disputes**," the underlined words and punctuation '**strikes or lockouts**,'; and by inserting after the underlined word "**disputes**" in the 9th line the underlined words and punctuation '**strikes or lockouts**'

Further amend said Bill, in "§ 852," by inserting after the underlined word and comma "**partnership**," in the first and 5th lines the underlined word and comma '**union**,'; and by inserting after the underlined word "**dispute**" in the 5th line the underlined punctuation and words '**strike or lockout**'

Further amend said Bill, in "§ 853," by inserting after the underlined word and comma "**partnership**," in the first and 6th lines the underlined word and comma '**union**,'; and by inserting after the underlined word "**dispute**" in the 2nd, 3rd, 5th and 9th lines the underlined words and punctuation '**strike or lockout**'

Further amend said Bill, in "§ 854," by inserting after the underlined word "**dispute**" in the 2nd

and 4th lines the underlined punctuation and words '**strike or lockout**'

Further amend said Bill, in "§ 855," by inserting after the underlined word "**dispute**" in the 3rd line the underlined punctuation and words '**strike or lockout**'; and by inserting after the underlined word "**disputes**" in the 5th line the underlined punctuation and words '**strikes or lockouts**'

Further amend said Bill, in "§ 856," by inserting after the underlined word and comma "**partnership**," in the first line the underlined word and comma '**union**,'; and by inserting after the underlined word "**shall**" in the 2nd line the underlined words '**willfully and knowingly**'

Committee Amendment "A" was adopted in concurrence.

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

SENATE AMENDMENT "A" to S. P. 267, L. D. 816, Bill, "An Act Prohibiting Employment of Professional Strikebreakers to Replace Employees Involved in Labor Disputes."

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

Further amend said Bill, in the 5th line of "§ 851," by striking out the underlined word and punctuation "**disputes**,"; and by striking out in the 9th line the underlined word "**disputes**"

Further amend said Bill, in the 5th line of "§ 852," by striking out the underlined word "**dispute**"

Further amend said Bill, in the 2nd line of "§ 853" by striking out the underlined word "**dispute**"; and by striking out in the 3rd line the underlined word and punctuation "**dispute**,"; and by striking out in the 5th line the underlined word and punctuation "**dispute**,"; and by striking out in the 9th line the underlined word "**dispute**"

Further amend said Bill in the 2nd and 4th lines of "§ 854" by striking out the underlined word "**dispute**"

Further amend said Bill in the 3rd line of "§ 855" by striking out the underlined word "**dispute**"; and by striking out in the 5th line the underlined word "**disputes**"

Senate Amendment "A" was adopted in concurrence and the

Bill assigned for third reading tomorrow.

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

An Act relating to Retirement of Employee Option by Local Districts under Maine State Retirement System (H. P. 535) (L. D. 709) which was recalled to the Senate from the Governor by Joint Order (S. P. 474), and which was passed to be enacted in the House on March 17 and passed to be engrossed on March 9.

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 Hours of Moving Pictures on Sunday (H. P. 421) (L. D. 533) which was passed to be enacted in the House on March 30, and passed to be engrossed on March 23.

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.

The SPEAKER: The Clerk will read a Communication addressed to the Speaker.

STATE OF MAINE  
OFFICE OF THE GOVERNOR  
AUGUSTA

April 1, 1965

Honorable Dana W. Childs  
Speaker of the House  
of Representatives  
State House  
Augusta, Maine  
Dear Dana:

Mr. Edgar May, the Deputy Director of VISTA (domestic version of the Peace Corps), and a most able interpreter of the Economic Opportunity Act, will speak in Room 228 of the State House on Tuesday, April 6 at 8:00 p.m. Mr. May is the 1961 recipient

of the Pulitzer Prize for his newspaper series on poverty and public welfare, as well as the author of the book, **The Wasted Americans.**

I hope that you and members of the House of Representatives will find time from your busy schedule to attend what I feel will be a most interesting program.

Sincerely,  
(Signed) John

John H. Reed  
Governor

The Communication was read and ordered placed on file.

#### **Petitions, Bills and Resolves Requiring Reference**

The following Bill, approved by a majority of the Committee on Reference of Bills for appearance on House Calendar, less than one-tenth of the members present objecting, was received and referred to the following Committee:

#### **Education**

Bill "An Act relating to Borrowing Powers of East Corinth Academy" (H. P. 1065) (Presented by Mr. Cookson of Glenburn)

(Ordered Printed)

Sent up for concurrence.

#### **Orders**

On motion of Mr. Jalbert of Lewiston, it was

ORDERED, that the House extend congratulations to Charles Carswell and Representative Catherine Carswell on the occasion of their second wedding anniversary which was Monday, April 5, and the House further extends to Mr. and Mrs. Carswell best wishes for many more anniversaries to come.

The SPEAKER: The Chair will request both Mr. and Mrs. Carswell to stand up. (Applause)

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

Mrs. CARSWELL: For my husband and myself, thank you very much, everybody.

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



ORDERED, the Senate concurring, that the Legislative Research Committee be, and hereby is, directed to study the government, management, and cost of the several counties in the state;

AND BE IT FURTHER ORDERED, that a report of such study together with any recommendations deemed necessary be made to the 103rd Legislature. (H. P. 1066)

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

Mr. BERRY: Mr. Speaker and Members of the House: If it were possible to second a motion of the House I would very much like to second it, this motion, the passage of this order. The gentleman from Lewiston, Mr. Jalbert, is doing an excellent service to us. When this is presented I wish it might have a few more teeth in it. There is a tremendous amount of work that can be done in this field. I would just like to read a few words from an editorial which appeared in yesterday's Lewiston Daily Sun. It said, "There is only one bright feature of the rising cost of county government. It is the most persuasive manner of convincing Maine's citizens to do something about the elimination of an area of government which has outlived its usefulness and continues to dig deeper into their pocketbooks."

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

The SPEAKER: We are proceeding under orders.

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

Mr. JALBERT: Mr. Speaker, I would inquire if the House is in possession of S. P. 47, L. D. 218, Resolve Reimbursing Certain Municipalities on Account of Property Tax Exemptions of Veterans.

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, has made an inquiry to the Clerk for the purpose of finding whether he has in his possession a particular L. D. And the answer is in the affirmative.

Thereupon, on motion of Mr. Jalbert of Lewiston, the House vot-

ed to reconsider its action of April 2 whereby the House receded and concurred with the Senate.

On further motion of the same gentleman, the House voted to suspend the rules and to reconsider its action of February 17 whereby Committee Amendment "A" was adopted.

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

Mr. JALBERT: I now move that Committee Amendment "A" be indefinitely postponed.

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, now moves that Committee Amendment "A" be indefinitely postponed. Is this the pleasure of the House?

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

Mr. KENNEDY: Mr. Speaker and Members of the House: Caring very much for procedure in this body and the parliamentary maneuvering by my good friend from Lewiston, Mr. Jalbert, I would respectfully request that he explain his procedure and the reasons therefor.

The SPEAKER: The gentleman from Milbridge, Mr. Kennedy, poses an inquiry to the gentleman from Lewiston, Mr. Jalbert, who may answer if he so desires.

Mr. JALBERT: Mr. Speaker, I thank the gentleman from Milbridge, Mr. Kennedy, and I should apologize for not having explained that a committee amendment has already been adopted to this resolve and to avoid confusion as to the end result of the total the Senate amendment includes the changes in the committee amendment, so the committee amendment should be killed for that purpose, merely to avoid confusion.

Thereupon, Committee Amendment "A" was indefinitely postponed and the Resolve passed to be engrossed as amended by Senate Amendment "A" in non-concurrence and sent to the Senate.

#### House Reports of Committees Leave to Withdraw

Mr. Cottrell from the Committee on Taxation on Bill "An Act relating to Municipal Taxation of Railroad Companies" (H. P. 857)

(L. D. 1154) reported Leave to Withdraw.

Mr. Curran from same Committee reported same on Bill "An Act Increasing State Tax in Unorganized Territory" (H. P. 716) (L. D. 954)

Mr. Drigotas from same Committee reported same on Bill "An Act relating to Excise Tax on Vehicles of Certain Public Utilities" (H. P. 762) (L. D. 999)

Reports were read and accepted and sent up for concurrence.

#### **Ought Not to Pass Tabled and Assigned**

Mr. Richardson from the Committee on Education reported "Ought not to pass" on Bill "An Act relating to School Construction Aid in Certain Administrative Units" (H. P. 1023) (L. D. 1386)

Report was read.

(On motion of Mr. Birt of East Millinocket, tabled pending acceptance of Committee Report and specially assigned for Tuesday, April 13.)

#### **Tabled and Assigned**

Mr. Cottrell from the Committee on Taxation reported "Ought not to pass" an Bill "An Act relating to Sweepstake Races and Allocating Proceeds for Educational Purposes" (H. P. 102) (L. D. 110)

Report was read.

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

Mr. COTTRELL: Mr. Speaker and Members of the House: The Committee on Taxation has heard four lottery bills. We reported this one out "ought not to pass" and a little later in the calendar down further you will see that we have two others which are reported out today as "ought not to pass." We have held one in committee so that later we can have a full debate on this lottery question. At this time some things have come up which in my mind make it seem fair that this bill should be tabled and so, even though I am speaking for a tabling motion, I am not indicating that I am in favor of lottery bills necessarily at this time. But I hope that one of the com-

mittee members will see fit to table this until Friday, April 16.

Thereupon, on motion of Mr. Ross of Bath, the Report and Bill were tabled pending acceptance of the Committee Report and specially assigned for Monday, April 19.

Mr. Curran from the Committee on Taxation reported "Ought not to pass" on Bill "An Act relating to Excise Taxes on Motor Vehicles Owned by Residents on Reservation of Penobscot Tribe of Indians" (H. P. 166) (L. D. 187)

Mr. Drigotas from same Committee reported same on Bill "An Act relating to Payment of Sales Tax on Motor Vehicles" (H. P. 936) (L. D. 1273)

Mr. Hanson from same Committee reported same on Bill "An Act Providing Additional Funds for Education by Sweepstake Races" (H. P. 259) (L. D. 329)

Reports were read and accepted and sent up for concurrence.

#### **Tabled and Assigned**

Mr. Ross from the Committee on Taxation reported "Ought not to pass" on Bill "An Act Creating a State Lottery Drawing for the State of Maine" (H. P. 717) (L. D. 955)

Report was read.

(On motion of Mr. Levesque of Madawaska, tabled pending acceptance of Committee Report and specially assigned for Tuesday, April 20.)

#### **Ought to Pass Printed Bills**

Mrs. Hanson from the Committee on Education reported "Ought to pass" on Bill "An Act relating to Minimum Salaries for Teachers" (H. P. 199) (L. D. 254)

Mr. Martin from the Committee on Taxation reported same on Bill "An Act Revising the Gasoline Road Tax and Use Fuel Tax" (H. P. 899) (L. D. 1209)

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

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

Mr. Pitts from the Committee on State Government on Bill

"An Act relating to Definition of Agricultural Societies to Qualify for Stipend" (H. P. 602) (L. D. 823) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice.

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

**COMMITTEE AMENDMENT**  
"A" to H. P. 602, L. D. 823, Bill, "An Act Relating to Definition of Agricultural Societies to Qualify for Stipend."

Amend said Bill by striking out in the 4th, 5th, and 8th lines the underlined figure "\$800" and inserting in place thereof the underlined figure "\$500"

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

#### **Passed to Be Engrossed**

Bill "An Act Providing Moneys for National Legislative Conference to be Held in Maine in 1966" (S. P. 37) (L. D. 377)

Bill "An Act to Repeal the Fish Packing Wage Board Law" (S. P. 293) (L. D. 908)

Bill "An Act Adjusting the School Tax Rate in Unorganized Territory" (H. P. 204) (L. D. 259)

Bill "An Act Simplifying Computation of Special Education Subsidy" (H. P. 205) (L. D. 260)

Bill "An Act Increasing Reimbursement to Towns for Snow Removal" (H. P. 332) (L. D. 435)

Bill "An Act Authorizing Purchase of Certain Land on Indian Island by Penobscot Indian Baptist Church, Incorporated" (H. P. 372) (L. D. 474)

Bill "An Act Changing Name of Soil Conservation Districts to Soil and Water Conservation Districts" (H. P. 374) (L. D. 476)

Bill "An Act relating to Publication of Notice of Hearings on Rules and Regulations of Department of Inland Fisheries and Game" (H. P. 815) (L. D. 1106)

Bill "An Act relating to Boundaries of Standish Game Preserve" (H. P. 1061) (L. D. 1437)

Bill "An Act relating to Legal Length of Salmon and Weight and Number of Certain Fish Taken

from Sebago Lake" (H. P. 1062) (L. D. 1438)

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

#### **Third Reader**

##### **Tabled and Assigned**

Resolve Providing Increase in Retirement Allowance for Fred G. Smith of Ellsworth (H. P. 1060) (L. D. 1435)

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

(On motion of Mr. Meisner of Dover-Foxcroft, tabled pending passage to be engrossed and specially assigned for Friday, April 9.)

Resolve Providing for a Study of the State Personnel System (H. P. 1064) (L. D. 1440)

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

#### **Amended Bills**

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

Resolve Proposing an Amendment to the Constitution Pledging Credit of the State for Guaranteed Loans on Personal Property for Industrial Purposes (S. P. 222) (L. D. 681)

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

The SPEAKER: The Chair at this time would like to recognize in the balcony of the House twenty-five members of the Bucksport Teenage Republican Club. These students are from the towns of Bucksport, Orland and Castine. They are accompanied by their advisors Mr. and Mrs. John A. Pratt and Mr. and Mrs. Carl

Pelletier. The President of this fine group is Miss Cheryl Pelletier, daughter of Mr. and Mrs. Carl Pelletier. These young people are the special guests of the gentleman from Bucksport, Mr. Cushing and the gentleman from Stonington, Mr. Richardson. On behalf of the House the Chair welcomes you and we hope that your visit will be both educational and enjoyable. (Applause)

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

An Act relating to Purposes of Old Town High School District (H. P. 943) (L. D. 1279)

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

#### **Emergency Measure**

An Act to Extend the Territorial Limits of the Dover and Foxcroft Water District (H. P. 1017) (L. D. 1380)

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

#### **Constitutional Amendment Tabled and Assigned**

Resolve Proposing Amendment to the Constitution Relating to Bond Issues to be Voted Upon by the People (H. P. 612) (L. D. 804)

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

(On motion of Mr. Berry of Cape Elizabeth, tabled pending final

passage and specially assigned for Wednesday, April 14.)

#### **Passed to Be Enacted**

An Act Providing for Paid Holidays for Employees of City of Lewiston (S. P. 231) (L. D. 689)

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

#### **Enactor Tabled and Assigned**

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

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

(On motion of Mr. Richardson of Cumberland, tabled pending passage to be enacted and specially assigned for Tuesday, April 20.)

An Act relating to Amount of Property Held by Araxine Wilkins Sawyer Foundation (H. P. 122) (L. D. 146)

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

#### **Enactor Tabled and Assigned**

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

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

(On motion of Mr. Birt of East Millinocket, tabled pending passage to be enacted and specially assigned for Tuesday, April 20.)

#### **Enactor Tabled and Assigned**

An Act relating to Uniforms for Full-Time Deputy Sheriffs (H. P. 260) (L. D. 330)

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

(On motion of Mr. Bernard of Sanford, tabled pending passage to be enacted and specially assigned for Tuesday, April 13.)

An Act to Provide for the Apportionment of Interest on Bonds and Notes Acquired by Estates of Deceased Persons (H. P. 280) (L. D. 362)

An Act relating to Jurisdiction of Law Court on Questions of State Law Certified by Federal Courts (H. P. 417) (L. D. 529)

An Act relating to Extension of Old Town Water District (H. P. 425) (L. D. 557)

An Act Providing for Inventory of Legislative Property by Legislative Research Committee (H. P. 432) (L. D. 561)

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

#### **Enactor Tabled and Assigned**

An Act relating to Election of Certain Municipal Officials (H. P. 470) (L. D. 623)

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

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

Mr. BRAGDON: Mr. Speaker and Members of the House: Relative to item thirteen, this is my bill and I think it is a good bill. However, there have been questions raised this morning in regard to it and if I have not sufficiently debated it so that I have got myself out of the territory of tabling it I would suggest that it be tabled until April 14.

Thereupon, on motion of Mr. Farrington of China, tabled pending passage to be enacted and specially assigned for Wednesday, April 14.

#### **Enactor Tabled and Assigned**

An Act relating to Boards of Registration in Certain Towns (H. P. 471) (L. D. 624)

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

(On motion of Mr. Binnette of Old Town, tabled pending passage to be enacted and specially assigned for Wednesday, April 14.)

An Act relating to Open Season on Muskrat in Somerset, Franklin and Piscataquis Counties (H. P. 490) (L. D. 643)

An Act relating to Time of Complaint Against Dangerous Dogs (H. P. 595) (L. D. 787)

An Act relating to Sale of Liquor by Social Clubs to Members of Same National or Affiliated International Organizations (H. P. 649) (L. D. 877)

An Act relating to Expenses of Sanity Examination of Accused Persons in the District Court and Expenses of Blood Tests in Drunken Driving Cases (H. P. 819) (L. D. 1110)

An Act relating to Election of Officers of Independent Churches (H. P. 831) (L. D. 1058)

An Act relating to Taxes on Spirituous and Vinous Liquors Sold to Certain Instrumentalities (H. P. 840) (L. D. 1141)

An Act relating to Payments to Washington County Law Library (H. P. 865) (L. D. 1162)

An Act relating to Closing County Roads for Maintenance (H. P. 872) (L. D. 1169)

An Act relating to Postaudit Statement in County Reports (H. P. 940) (L. D. 1276)

An Act relating to County Estimates Sent to Municipalities (H. P. 941) (L. D. 1277)

An Act Providing Public Dump for Forest City and Indian Township, Washington County (H. P. 967) (L. D. 1302)

An Act relating to Group Accident and Sickness Insurance (H. P. 1048) (L. D. 1419)

An Act Providing for Contents of Certain Volumes of County Records of Deeds to be Copied (H. P. 1049) (L. D. 1420)

#### **Finally Passed**

Resolve in favor of Francis J. Boudreau, Jr., of Carmel for Damage by Highway Construction (H. P. 39) (L. D. 51)

Resolve in favor of Mahlon Dore of York for Well Damage by Highway Construction (H. P. 41) (L. D. 53)

Resolve to Reimburse Charles Larson of Brownville for Well Damage by Highway Construction (H. P. 318) (L. D. 421)

Resolve to Reimburse H. Eugene Tewksbury of Brownville for Well Damage by Highway Construction (H. P. 319) (L. D. 422)

Resolve to Reimburse Paul Galusha of Jay for Damage to Well by Road Construction (H. P. 399) (L. D. 511)

Resolve to Reimburse Vernon Meldrum of Wilton for Well Damage by Highway Construction (H. P. 400) (L. D. 512)

Resolve in favor of Roland S. Rose of Arundel for Well Damage by Highway Construction (H. P. 462) (L. D. 616)

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.

Mr. Harriman of Hollis was granted unanimous consent to briefly address the House.

Mr. HARRIMAN: Mr. Speaker, Ladies and Gentlemen: As everyone knows, I am a freshman legislator, and probably not yet used to all procedures used in this House, but as a businessman and as a legislator I am confused.

In our Business Legislation Committee last Thursday we had a bill on the insuring of public buildings, and during the hearing many opponents and proponents were continually referring to a similar bill as before another committee of this House. This is the second time a similar situation has arisen. We have a public accountant bill before us, a similar CPA bill or a public accountant bill covering pretty much the same territory before another committee of this House. Frankly, as a businessman, I cannot see the left hand not knowing what the right hand is doing. I think these similar bills should both be assigned to one committee, but I may be wrong, so I do hope someone in this House will solve the problem by seeing that they go to the right committees or explain to me why two similar bills go to two separate committees. Thank you.

(Off Record Remarks)

The SPEAKER: The House will stand in recess for two minutes.

### After Recess

Called to order by the Speaker.

### Orders of the Day

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

HOUSE REPORT—"Ought not to pass"—Committee on State Government on Resolve, Proposing an Amendment to the Constitution to Provide for Election of Members of Executive Council. (H. P. 375) (L. D. 477)

Tabled—March 24, by Mr. Cookson of Glenburn.

Pending—Acceptance.

On motion of Mr. Cookson of Glenburn, retabled pending acceptance of the Committee Report and specially assigned for Monday, April 19.

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

Bill, "An Act Increasing Fees of Registers of Deeds." (H. P. 763) (L. D. 1000)

Tabled—March 26, by Mr. Berry of Cape Elizabeth.

Pending—Passage to be Engrossed.

On motion of Mr. Libhart of Brewer, retabled pending passage to be engrossed and specially assigned for tomorrow.

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

DIVIDED REPORT — Majority (6)—"Ought to pass"—Minority (2)—"Ought not to pass"—Committee on Education on Bill, "An Act relating to Conveyance of Secondary School Pupils." (H. P. 465) (L. D. 619)

Tabled—March 30, by Mr. Farrington of China.

Pending—Motion of Mr. Richardson of Stonington to accept Minority "Ought not to pass" Report.

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

Mr. FARRINGTON: Mr. Speaker, Ladies and Gentlemen of the House: This is a bill presented by Representative Lee Evans of Freedom, Maine, and he has been

out sick for some time now. I talked with him this morning and he will be back in the House next Tuesday. I would hope that someone might table this matter until next Tuesday awaiting the sponsor.

Thereupon, on motion of Mr. Levesque of Madawaska, retabled pending the motion of Mr. Richardson of Stonington to accept the Minority Report and specially assigned for Tuesday, April 13.

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

An Act Revising the Laws Relating to Plumbers. (H. P. 591) (L. D. 783)

Tabled—March 30, by Mr. Conley of Portland.

Pending—Passage to be Enacted.

On motion of Mr. Conley of Portland, recommitted to the Committee on Legal Affairs in non-concurrence and sent up for concurrence.

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

Bill, "An Act Clarifying the Laws Relating to the Division of Geological Survey in Department of Economic Development." (S. P. 117) (L. D. 343)

Tabled—March 31, by Mr. Littlefield of Hampden.

Pending—Passage to be Engrossed.

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

Mr. LITTLEFIELD: Mr. Speaker, Ladies and Gentlemen of the House:

On Monday, January the 18th of this year, I attended the Annual Meeting of the Maine Publicity Bureau. That Bureau does a tremendous amount of work to benefit our state. Their total expenses were \$200,000. In our Department of Economic Development the salaries alone amount to \$250,000, plus \$50,000 for travel, and their total expense amounts to \$845,000.

I appeared before our Appropriations Committee with these figures because I don't think their appropriation should be enlarged

nor the personnel of the department made larger until the economy of this state takes a decided rise. That is why I am opposing this geology bill. The changes proposed in this bill will require more money and more employees.

In this sheet, Maine Developments, may I read one paragraph. This sheet is printed by the Department of Economic Development. "More interest in Maine mineral exploration and resource development was expressed in 1964 than in many years. Several large American and Canadian mining companies were exploring the commercial potential of copper, lead, zinc, and nickel deposits in Maine; there was renewed interest in granite production and in the manufacture of light weight aggregates from Maine marine clay.

"In Blue Hill, Hancock County, a subsidiary of Denison Mines, Ltd., of Canada began construction on a copper, lead, zinc, gold and silver mine. When in operation the mine will employ an estimated 200, with an annual payroll of approximately \$1,000,000."

That is good reporting and we are glad to know these things, but just how much did our Division of Geology have to do with these expressed explorations and resource developments? Perhaps the findings of the study of the department now being conducted to be reported to us by May 1st may yield some light.

As I told you a few days ago, a joint legislative Committee of the last session studied and reorganized the Division of D.E.D. There is no need to think we have to make all these changes suggested by this department every time the Legislature convenes. It won't hurt the geological work of the Department if they perform their work under the same rules that they had to do it last year. And perhaps the consulting firm can make a better study if the laws are not all messed up before they get here.

I appreciate the kind remarks by the House Chairman of our Committee, the gentleman from Waterville, Mr. Fortier, about me

being a prudent man, but that doesn't help the taxpayers' pocket-book if we are going to pass this kind of a bill.

To save time and engrossment of the bill I now move the indefinite postponement of L. D. 343 with all its accompanying papers.

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

Mr. Mills of Eastport requested a division.

The SPEAKER: The gentleman from Eastport, Mr. Mills has requested a division.

The Chair recognizes the gentleman from Waterville, Mr. Fortier.

Mr. FORTIER: Mr. Speaker, Ladies and Gentlemen of the House: Our colleague, Mr. Berry, discussed this bill the last time it came up for discussion and for debate. He made a very fine case for this clarification of the geological laws of the department. We are all aware of the increased interest in our mineral and metal resources. These increased activities are going on in the Province of Quebec; going on in the Province of New Brunswick, and it only stands to reason that there is a vast wealth of these mineral and metal resources under our surface. I strongly urge against the motion for indefinite postponement.

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

Mr. SULLIVAN: Mr. Speaker and Members of the House: I haven't any crystal ball like certain members of this House appear to have, but as I understand it, we have a survey of the DED and it appears to me from my meager knowledge that we should postpone anything in relation to the DED until we get the results of that survey. Thank you.

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

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House: I certainly urge you to vote against the motion of the

gentleman from Hampden, Mr. Littlefield, for indefinite postponement of this bill. Certainly if we are going to progress in the area of lands and mines we have got to have something to go by.

I think it would be quite appropriate at this time to go back a few years and remember a show that was presented in the State of Florida by the Department of Economic Development, and also in attendance was the gentleman from Hampden, Mr. Littlefield, who came back and reported to the House that the Department of Economic Development was making great strides, although in the previous session of the legislature he had voted against almost every bill concerning the Department of Economic Development.

I think at this time that if the gentleman from Hampden, Mr. Littlefield, feels that this would be of no use, it is only because we have nothing in this area of development that we can refer to any other companies. I think that if we are going to have something develop in the area of lands and mines as other provinces and other states are doing, we have got to have this information. So I hope that you will vote against the motion of the gentleman from Hampden, Mr. Littlefield, for indefinite postponement.

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

Mr. MILLS: Mr. Speaker, when I spoke before I simply requested a division. This was thoroughly discussed before. It might interest the House Members to know that I was over in DED this morning and they couldn't give me any information on a zinc lode that runs from Mt. Pleasant in New Brunswick through to a town on the airline. They haven't any record of this at all whatsoever, yet the Canadian survey team has this information; they know exactly where this zinc lode runs and they are willing to supply this information to our state. This information I picked up Sunday



morning at about 2:00 o'clock in the morning on a trip into Calais, Maine to consult with four men up there that are thoroughly familiar with this situation. I think this thing should be passed so we could get some development on some of the mining stuff that is now laying idle in the State of Maine.

The SPEAKER: Is the House ready for the question? The question before the House is the motion of the gentleman from Hampden, Mr. Littlefield, that Bill "An Act Clarifying the Laws Relating to the Division of Geological Survey in Department of Economic Development," S. P. 117, L. D. 343, be indefinitely postponed. The gentleman from Eastport, Mr. Mills has requested a division.

All those in favor of this bill and its accompanying papers being indefinitely postponed will please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

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

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

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

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

Tabled—March 31, by Mr. Gilbert of Turner.

Pending—Passage to be Engrossed.

Mr. Gilbert of Turner offered House Amendment "A" to Committee Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to S. P. 335, L. D. 1080, Bill, "An Act Relating to Tuition for

Students Attending Secondary School Outside of Residence."

Amend said Amendment in the 6th line by striking out the underlined words "or federal"

Mr. GILBERT: Mr. Speaker, I would say that this amendment has been approved by the Commissioner of Education.

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

Mr. GIFFORD: Mr. Speaker, Ladies and Gentlemen of the House: As a member of that Committee on Education, I rise in opposition to House Amendment "A", which, if it has the approval of that Committee, it has it certainly without the knowledge of all the members thereof.

L. D. 1080 prescribes a formula by which schools receiving tuition students from other towns may charge tuition to those other towns. As a part of that formula, it permits the receiving town to charge five percent of the insured value of buildings and equipment. This is a perfectly proper inclusion in the formula. Certainly a town which provides school buildings for students from other towns should be entitled to a return on its investment.

However, as amended by Committee Amendment "A", deducted from this insured value would be those contributions toward buildings and equipment which have been made either by the state or the federal government, and not by the town itself. In the case of these contributions to the capital outlay, certainly the town is not entitled to a return on that which it has not made in the first place.

House Amendment "A", as proposed by the gentleman from Turner, Mr. Gilbert would change this as to the federal contributions and would permit towns to receive five percent of federal contributions to the town for capital purposes. This, I believe, is wrong in principle, and this House Amendment should not be permitted to be adopted this morning and further amend this bill. I move for indefinite postponement of House Amendment "A".

The SPEAKER: The question before the House now is on the motion of the gentleman from Manchester, Mr. Gifford, that House Amendment "A" be indefinitely postponed.

The Chair recognizes the gentleman from Turner, Mr. Gilbert.

Mr. GILBERT: Mr. Speaker, Ladies and Gentlemen of the House: I agree with the gentleman on the Committee of Education over here that it wasn't cleared with the Committee. My statement was that I cleared it with the Commissioner of Education just this morning since I saw him on the elevator.

I'll also agree with his statement generally. However, the Attorney General has ruled that these terms 'federal money' which is the only federal money that there is available at this time, would include any aid funds. Now any aid funds, for the information of anyone who isn't familiar with school formulas, is money, matching money for science equipment in that field which comes in. Well, when you start deducting it from insured value is where the problem comes. You take an old school could do one of two things, they can buy equipment to put into an old lab or they can completely remodel, and the matching funds are on a fifty-fifty basis. Now those old buildings carry very little insurance. In fact, it would be possible to end up losing more than you would gain, you could deduct more than you would gain, and it would not be very profitable. And that was my objection.

I had another thought that this was the way that Asa Gordon's department suggested we amend it because he said at the present time that was the only federal money there was and that would be the easiest way to do it. I certainly hope that it won't be indefinitely postponed because there are many schools in the state who are taking tuition students who have made themselves available for any aid funds and it could hurt them. I would definitely hope that you would go against that motion to indefinitely postpone.

Thereupon, on motion of Mr. Levesque of Madawaska, the Bill and accompanying papers were tabled pending the motion of Mr. Gifford of Manchester to indefinitely postpone House Amendment "A" to Committee Amendment "A" and specially assigned for Wednesday, April 7.

The SPEAKER: The Chair recognizes the gentleman from South Thomaston, Mr. Kittredge, and inquires for what purpose does the gentleman rise.

Mr. KITTREDGE: Mr. Speaker, point of parliamentary inquiry. On item 3 I would like to table it to a more advanced date, in view of the fact that Mr. Evans, the sponsor of this bill, that would be the first day back after having had a gall bladder operation. May I at this time retable it for April 20?

The SPEAKER: The answer is in the negative.

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

SENATE DIVIDED REPORT—Majority (7) —"Ought to pass"—Minority (3)—"Ought not to pass"—Committee on Labor on Bill, "An Act relating to Chiropractic Treatment under Workmen's Compensation Law." (S. P. 95) (L. D. 262)

Tabled—March 31, by Mr. Jalbert of Lewiston.

Pending—Acceptance of Either Report. (In Senate, Majority "Ought to pass" Report accepted.)

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

Mr. JALBERT: Mr. Speaker and Members of the House: The reason I got up is very obvious. I hope I don't do any more double talking. I tabled the bill so I thought probably I might have a right to get up on it.

Now I'd like to clarify two points on this measure. I have voted for this in the past and I shall not vote for it now, and those who know me, I think the reason is obvious. I would like to straighten out two items, and the fact that this bill has been lobbied and it

is a labor bill and it has also been in the Democratic platform would add impetus to my opposition to it, because number one, it is not a labor bill, and that is told to me by labor leaders themselves; number two, it is not in our platform. What is in our platform concerning this reads thusly: allowing an employee to select a doctor from an approved panel.

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

Mr. KITTREDGE: Mr. Speaker, Ladies and Gentlemen of the House: I now move that this bill L. D. 262 be indefinitely postponed, and I would like to speak briefly on it. Ladies and gentlemen, with your indulgence I would like to read from our existing Maine laws in regard to the definition of Chiropractic. Chiropractic is defined to be the science of palpating and adjusting the segments and articulations of the human spinal column by hand and locating and correcting interference with nerve transmissions and expressions by hand or by electrical treatments, hydrotherapy and diet without the use of drugs and surgery.

Now what are we talking about in regard to L. D. 262? We're talking about industrial accidents. The whole thing is summed up I believe, in the first part of the first sentence of the first paragraph. "An employee sustaining personal injury by accident arising out of and in the course of his employment..." An industrial accident, an emergency. The machinist in a machine shop getting a steel splinter in his eye, a lumberman having a tree fall on him or a man in a carpenter shop getting some fingers cut off, these are industrial accidents. Chiropractors by their very definition are unable to cope with this. Why? Because the first thing an industrial accident takes is a medical opinion of what is wrong and what the treatment should be. Obviously, since by definition they cannot diagnose, they cannot cope with this.

Now, I submit that really the incongruity here is with the definition. I think the first step would be for the chiropractors to change that definition. Certainly the place

for an industrial accident belongs in the emergency room of a hospital and not to have his spine manipulated. Thank you.

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

Mr. POULIN: Mr. Speaker, Members of the House: I hope that the motion to indefinitely postpone will not prevail. For one thing, chiropractors are used in various places. They are accepted by the Railroad Retirement Board, Postal Department, endorsed by all employee organizations, Army Medical Corps, endorsed by the American Legion and VFW, thirty-six states allow them to sign death certificates and other public health instruments, seven states allow them access to facilities of tax supported hospitals and of course these figures are of 1961.

Now, another thing, you talk about industrial accidents. I don't know if he has ever twisted a spine bending over and picking up a toothpick but it does happen. People dislocate an arm, or a wrist, or an ankle and I know of cases where MDs have tried to repair a broken leg and the patient had to go back to the hospital and have it rebroken and have spikes put in it to hold it in place.

As far as qualifications go, I don't believe the chiropractor will be there at the factory if anything happens. This bill is for the workers, not the chiropractors. If they go to a psycho, psychiatrist if you want them that way, or a head-shrinker, the workmen's compensation will compensate that worker, but if he goes to a chiropractor he has to shell it out of his pocket. I don't believe that's fair. I know if a man needs a chiropractic treatment he is certainly not going to go to a psychiatrist and try to get talked out of it.

I hope that you will defeat this indefinite postponement.

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

Mr. RICHARDSON: Mr. Speaker, Members of the House: I am speaking today hopefully with a voice of reason in favor of the in-

definite postponement of this bill. It is perhaps an understatement to say that I was amazed to see the division in the Committee on Labor, seven to three, in favor of this bill. This is not, I certainly hope, a party issue. As the Representative from Lewiston, Mr. Jalburt, has pointed out, it is not part of the Democratic Party Platform, although it apparently has been suggested that it is in some of our papers.

This really boils down to a question of the gullibility of the public and particularly in this instance the people of the State of Maine. Chiropractors by manipulating the spine have claimed that they are able to cure such things as sugar diabetes, sinus trouble, insanity, goiter, nervousness, undulant fever, hay fever, tuberculosis, cancer, multiple sclerosis, infantile paralysis, heart disease and strokes.

In the November 1st issue of Life Magazine, November 1, 1963, there is an extensive article dealing with a man, a licensed chiropractor in California, who attempted to cure a little girl who had cancer of the eye. He treated her with some of the following, which would be humorous if it were not for the fact that the man was convicted of second degree murder when the child died. "He gave her massive doses of medicines, vitamins, food supplements, and laxatives. Linda got desiccated ox bile, extract of beef eye" which I am sure did this cancer a great deal of good, "and iodine solution" and then picking up later in the quote "and two quart enemas every other day."

Ladies and gentlemen of the House, I have no axe to grind on this bill, but I submit to you that if by your action today you permit injured employees under workmen's compensation to go to chiropractors you're going to encourage by your action the workmen to go there. You're going to encourage the spread of what I consider to be a dangerous form of attempt to heal. Therefore I urge you to indefinitely postpone this bill.

The SPEAKER: The Chair recognizes the gentleman from Paris, Mr. Hammond.

Mr. HAMMOND: Mr. Speaker and Members of the House: I rise in support of this bill as one who for many years has seen the value of chiropractic treatment, and I hope this L. D. 262 is enacted into law.

Much has been said about a doctor or chiropractic not being allowed to diagnose. This is not so. At the time chiropractic came into being its founder used the word analyze instead of diagnose, and various people have persisted in its use to the present day. Of course — chiropractors diagnose. How else could they learn what to treat? Why did they take 320 hours of diagnosis, 384 hours of pathology, 576 hours of clinic work, 32 hours of special X-ray, 32 hours of dietetics and other subjects to a total of 4,498 hours unless it is to learn what is wrong, what to treat and how to treat it? How else can they report contagious or infectious diseases as the law requires them to do, or sign death certificates as they must do?

The days of fifty years ago when the chiropractor did not have the title of doctor have long since gone, and it is not fair to compare present day knowledge and methods to those of that time for either a doctor of medicine or a doctor of chiropractic. All this bill does is to allow the victim of an industrial accident, after seeing his company doctor, if there is one, to use a chiropractor and have such treatments paid for instead of having to pay for them himself. Ladies and gentlemen of the House, two years ago this bill passed by a substantial margin in this House. It certainly should pass today. I urge the enactment of this bill. Thank you.

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

Mrs. CARSWELL: Mr. Speaker, and Members of the House: Chiropractors are licensed under the laws of the State of Maine as professional people. I think it's a crime some of the derision that

goes on. I think that we all realize in all walks of life and in the different professions you are apt to find crackpots, but let's not tag all the professions with this, particularly the chiropractors. Every session they seem to be maligned and derided and everything else. It gets a little bit sickening. If they are not professional people than maybe their licenses should be taken away, but I don't think we should treat them the way I have seen them being treated in the past and today. Now, a good chiropractor certainly doesn't want to do something, treat a person for something he has not been trained to treat this person for, because certainly it wouldn't do his profession or him any good. So, I hope that this bill does not become indefinitely postponed. I and many other people that I know of have had to call in a chiropractor. There are some chiropractors that perhaps might not do their job good, but let's not blame all of them.

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

Mr. BUSSIERE: Mr. Speaker, I rise in favor of this bill. A man has to go see one of those chiropractors to know what they are able to do. No one should be denied the right to go see one if they want to. Speaking from my own experience, five years ago I fell off the roof of my house and it took me two years to get back on my feet and I am telling you I spent an awful lot of money until such a time as I decided to go see one of them and when I walked out of there I had some money left in my pocket. Let me tell you, ladies and gentlemen of this House, this is a good bill. We voted for it two years ago in the House. It was defeated in the Senate. I hope that you take this under consideration.

And again, I went to see one two years ago, I visited him twice. I wish I could name the gentleman. You all know him, and he has done a lot of good to me. Before walking out I asked him

how much I owed. He said you don't owe me nothing. So did you ever see a doctor that will do that? The minute they get in there they'll make sure if you've got enough money to pay or else they won't look at you. That's the truth, ladies and gentlemen. And I urge you to vote against this motion to indefinitely postpone. We need this bill. If we have some democracy left in the state here I hope that you vote for this bill. Thank you very much.

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

Mr. BISHOP: Mr. Speaker, Members of the House: I hesitate to speak against another profession and I hope my remarks won't be interpreted in that way. But in my practice I have to do with a lot of workmen's compensation cases in representing employees and in representing the companies, and my experience to date has not given me enough confidence in the diagnostic ability or the results obtained by chiropractors to allow me to support this bill; and I have never known of a company so far who has refused, in my experience, to pay a chiropractor for his treatments on behalf of an employee, but in many instances we have had to take the matter away and give it to a medical doctor to find out what was going on and to start a course of treatment that would produce results.

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

Mr. LEVESQUE: Mr. Speaker, Members of the House: I am standing here this morning in defense of the committee report seven to three, which I think is a very good report. This document received a very good hearing and I cannot believe this morning as you have heard said on the floor of this House, that this would be a bad bill by saying that a bad chiropractor in California, although California has under its laws now a bill allowing chiropractic treatment under workmen's compensation. As it was again pointed out here this morning, you can't judge

by one printing in one newspaper, the profession or the people involved in all professions. If that would be the case, there would hardly be any more professionals left in any or all categories. And as the gentleman from Presque Isle has pointed out, in many instances companies have allowed payment of treatment under chiropractors. So if this is now being done practically and without any ill effects, I can very well understand that sometimes some of the companies were not all together in favor of the medical doctors' treatments that they are getting for the price they have to pay for it, the result they are getting.

It is certainly my belief that the employees that would be injured would not all be so stupid as to pick a crackpot for a chiropractor to receive treatment, because we have some very good chiropractors in the state and I believe that their profession is sanctioned by a board of MDs in this state to allow them to practice their profession. It is certainly my belief this morning that if these companies that are now paying, and I understand that there are quite a few of them, certain treatment by chiropractic and states have got this into law, could we be so wrong as to allow our injured employees to receive this treatment and for the chiropractic to receive due compensation for those treatments? I don't think all the injured employees are going to go to chiropractors for treatment of an eye injury, or a cut finger, or a fractured ankle. So I urge your support of this bill this morning and when the vote is taken I request a division.

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

Mr. LIBHART: Mr. Speaker, Ladies and Gentlemen of the House: We have another bill that we will be discussing in the future, L. D. 1253, which is An Act to Revise Workmen's Compensation Law, which is co-sponsored by my colleague, Mr. Levesque, from Madawaska. Section 52 of the present act as amended—as is requested

to be amended under this L. D., and in that section it says: "An injured employee shall have the right to make his own selection of a physician or surgeon authorized to practice as such under the laws of the state from a panel of physicians and surgeons selected by the Industrial Accident Commission for the services set forth." Now, although I cannot say that I am entirely in agreement with L. D. 1253, I am most certainly in agreement with that part of it. I have practiced considerably before this commission, always on the side of the employee. I have seen many instances in which I felt that the employee, the laborer, was denied benefits, or did not accrue the benefits that he should have had, simply because the MD who was treating him was not familiar enough with the laws in this area and perhaps was not familiar enough with the particular injury he was treating.

My personal impression is that rather than open up the practice before this commission to more professionals, we should limit it, and we should require the people who are practicing before it, in their capacities as professionals, to be accepted by the commission as qualified to practice before it. In other words, what we are doing here today if we pass this bill would be going cross-grain to what I think we should be doing and what I think the intent of L. D. 1253 is attempting to do. I heartily endorse the section of 1253 which allows the worker to choose among a panel which is approved by the commission and I urge you to vote yes for the indefinite postponement of this bill.

The SPEAKER: The Chair recognizes the gentleman from Farmingdale, Mr. Peaslee.

Mr. PEASLEE: Mr. Speaker, Members of the House: I am another one of many who can quote from experience on the goodness of the chiropractor. It happened in the industry where I worked in Connecticut that I saw many cases where people strained their backs when they were lifting and they were treated by a chiropractor and the trouble was corrected. It

also happened to me in my profession. I couldn't play in three tournaments a couple of seasons ago because my back was bothering me, and thanks to a chiropractor I got it straightened out. I certainly hope that you will defeat this motion to indefinitely postpone this bill.

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

Mr. LESESQUE: Mr. Speaker, Ladies and Gentlemen of the House: When I got up I did not get up to speak as Majority Floor Leader of this House, merely to get up to defend the committee report as the Chairman on the Committee on Labor.

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

Mr. ANDERSON: Mr. Speaker, Ladies and Gentlemen of the House: I think we should go on record publicly on this issue and I request that when the vote is taken that it be taken by the yeas and nays and I so move.

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

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

Mr. POULIN: Mr. Speaker and Ladies and Gentlemen of the House: I would like to remind you that an MD can bury his mistakes, but a chiropractor can't.

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

Mr. BUSSIÈRE: Mr. Speaker, Ladies and Gentlemen of the House: Before you vote on this bill, think twice. I am going to tell you another story. It is a true story too. Back in 1931 when I was working at the Bates Manufacturing Company, one night I got hurt. I was taken to the doctor and the doctor says, what's the matter with you young fellow? I said, I don't know, if I did I wouldn't be here. So I sat down. I couldn't sit down. He gave me a bottle of pills and before I walked out of there he said wait a minute. He says I think I made

a mistake. I will give you some more pills. So I went home. Let me tell you. Those pills weren't fit for a dog. I was laid up for three days until the company sent a man to see what was the matter with me because I had been away three days from the job. And they took me, themselves, to a chiropractor. So think twice before you vote.

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

Mr. JALBERT: Mr. Speaker and Members of the House: I would agree with the lady from Portland, Mrs. Carswell, that we shouldn't ridicule any profession including the chiropractic profession and I am sure of one thing, that you would agree with me also but I think it is a crying shame to even think of laughing when the honorable profession of the physicians and surgeons is being taken to task and ridiculed on the floor of this House. I am only sorry that the remarks made cannot be expunged from the record because I assure that you would hear a motion from me.

I can tell you one thing right now, my feelings towards this, I voted for this bill before. I have a right to change my mind, and if I changed my mind this morning and if you wanted me to give you what somebody said as a classic example of basic truths or true to facts proof, if I ever took my jacket off and my shirt and my jersey I could show you some proof as to why I am going with the surgeons on this bill.

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

Mr. EDWARDS: Mr. Speaker and Ladies and Gentlemen of the House: I had not planned to enter into the debate on this and I do not urge you to vote either way in it, but I am a little disturbed by the course the debate has taken today. We are not here, at least not on this bill, to decide whether or not chiropractors are great or incompetent. This is not the question before this House, nor is the question is the medical profession great or incompetent. The question before

the House is whether or not these men should be paid for work that they are doing.

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

Mr. KITTREDGE: Mr. Speaker, there is nothing in this bill that prevents chiropractors from being paid or from practicing. What we are really talking about here is industrial accidents, and I resubmit to you the definition. By definition a chiropractor cannot diagnose. That is, he cannot give a medical opinion of what is wrong. He cannot prescribe even an aspirin. If he prescribes any medicine whatsoever he is breaking the law. He cannot take X rays, according to his definition all these things are prevented. Now you wouldn't go to a dentist to have your appendix taken out, you would go to a surgeon. Therefore, I urge you to think this matter over well. An industrial accident, where does it belong? It belongs in the emergency room of a hospital.

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

Mrs. CARSWELL: Mr. Speaker and Members of the House: Insurance companies pay the chiropractor for his work. We have a Dr. Greenlaw in Auburn who is an expert X ray man and he is a chiropractor and many times he is used by doctors. Now, when we get down to the legal technicalities, not too long ago Justice Reid decided a court case in favor of a chiropractor and this was an industrial accident case.

The SPEAKER: The Chair recognizes the gentleman from Lewiston, Mr. Bussiere, who has spoken twice on this measure. Does the gentleman request a third time to speak?

Mr. BUSSIERE: Yes.

The SPEAKER: Is there objection? The Chair hears none, the gentleman may proceed.

Mr. BUSSIERE: Mr. Speaker, again I would like to urge the members of this House to vote in favor of this bill. If for one, I get hurt I don't want any doctor to experiment on my pocketbook.

I want to be free to go anywhere I want.

The SPEAKER: The question before the House is on the motion of the gentleman from South Thomaston, Mr. Kittredge, that this bill and its accompanying papers be indefinitely postponed. The gentleman from Ellsworth, Mr. Anderson, has moved that when the vote is taken that it be taken by the yeas and nays. In order for the Chair to order the yeas and nays it must have the expressed desire of one-fifth of the members present. All those in favor of the vote being taken by the yeas and nays will kindly rise and remain standing until the monitors have made and returned the count.

A sufficient number arose.

The SPEAKER: Obviously more than one-fifth having risen the yeas and nays are in order.

The question before the House is on the motion of the gentleman from South Thomaston, Mr. Kittredge, that this Bill "An Act relating to Chiropractic Treatment under Workmen's Compensation Law," Senate Paper 95, L. D. 262, and its accompanying papers be indefinitely postponed. If you are in favor of this bill and its accompanying papers being indefinitely postponed, when the Clerk calls the roll you will say yes; if you are opposed you will say no. The Clerk will call the roll.

### ROLL CALL

YEA — Anderson, Ellsworth; Baker, Orrington; Baker, Winthrop; Baldic, Beane, Benson, Southwest Harbor; Bernard, Berry, Birt, Bishop, Bradstreet, Bragdon, Brewer, Buck, Cottrell, Cressey, Crosby, Curran, D'Alfonso, Danton, Drigotas, Dumont, Dunn, Erwin, Eustis, Farrington, Fecteau, Gaudreau, Gifford, Graham, Hanson, Gardiner; Hanson, Lebanon; Harvey, Bangor; Hawes, Hawkes, Jalbert, Katz, Kennedy, Kittredge, Lewis, Libhart, Lincoln, Lowery, Lund, Meisner, Millay, Mosher, Payson, Pendergast, Pike, Richardson, Cumberland; Richardson, Stonington; Ross, Bath; Ross, Brownville; Ruby, Sahagian, Sawyer,



Scott, Stoutamyer, Susi, Waltz, Watts, Wheeler, White, Guilford; Wight, Presque Isle; Young.

**NAY** — Anderson, Orono; Avery, Bedard, Benson, Mechanic Falls; Bernman, Binnette, Blouin, Boissoneau, Bourgoin, Burwell, Bussiere, Carswell, Carter, Champagne, Conley, Cookson, Cote, Cushing, Davis, Drouin, Dudley, Edwards, Faucher, Fortier, Fraser, Mexico; Fraser, Rumford; Gauvin, Gilbert, Gillan, Glazier, Hammond, Harriman, Harvey, Windham; Harvey, Woolwich; Haugen, Healy, Huber, Hunter, Clinton; Hunter, Durham; Jewell, Jordan, Keyte, Kilroy, Knight, Laberge, Lebel, Lent, Levesque, Littlefield, Lycette, Martin, McKinnon, Mills, Mitchell, Nadeau, Palmer, Peaslee, Pitts, Poulin, Prince, Rackliff, Roberts, Searles, Storm, Sullivan, Truman, Whittier, Wood, Wuori.

**ABSENT** — Brennan, Carroll, Crommett, Dickinson, Dostie, Doyle, Evans, Haynes, Hoy, Lane, Lang, Norton, Roy, Starbird, Ward.

Yes 66, No 69, Absent 15.

The **SPEAKER**: Sixty-six having voted in the affirmative and sixty-nine having voted in the negative, fifteen being absent, the motion is lost.

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

Mr. **KITTREDGE**: Mr. Speaker, I would now move that this bill be recommitted to the committee and I would like to speak briefly to the motion.

The **SPEAKER**: The gentleman from South Thomaston, Mr. Kittredge, now moves that this bill be recommitted to the Committee on Labor and the gentleman requests to speak on the motion. The Chair will remind the gentleman that he may not speak on the merits of the bill on a recommitment motion.

The gentleman may speak as to why he feels it should be recommitted, but he may not speak on the merits of the bill.

Mr. **KITTREDGE**: I understand that, sir. I would speak to the

fact that the Majority Leader today has made much of the committee's report. In committee when the vote was taken this bill was five to five. It was therefore to my amazement when I saw it reported out that it was seven to three. This is the reason, together with the closeness of the vote today, that I would like to see this recommitted to committee to have it straightened out.

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

Mr. **LEVESQUE**: Mr. Speaker, Ladies and Gentlemen of the House: You have seen the committee report seven to three in favor of this bill and I see no further reason today why this bill should be recommitted. It had a fair hearing and it laid in the committee for a long period of time after the hearing for anybody to make up their mind whether they wanted to sign the favorable report or the not favorable report, so I see no reason why bill should be recommitted and when the vote is taken I would request a division.

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

Mr. **KATZ**: Mr. Speaker, I would move that the motion to recommit be tabled until Friday of this week.

The **SPEAKER**: The question before the House now is on the motion of the gentleman from Augusta, Mr. Katz, that this bill lie upon the table assigned for Friday pending its recommitment.

Mr. Levesque of Madawaska requested a division.

The **SPEAKER**: The gentleman from Madawaska, Mr. Levesque, has requested a division. All those in favor of this matter lying upon the table assigned for Friday, will kindly rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Fifty-nine having voted in the affirmative and seventy-two 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 South

Thomaston, Mr. Kittredge, that this bill be recommitted.

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

Mr. JALBERT: Mr. Speaker, I think another reason why the bill should be recommitted is because this bill here, 1253 is also a labor bill where this is in direct conflict with this measure here. I think that is another reason why it might be a thought to recommit the bill. If you read 1253, obviously you will see that it is in absolute direct conflict.

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

Mrs. CARSWELL: Mr. Speaker and Members of the House: Every Legislature is tagged with some kind of a name and I think that we might be tagged with the "recommitting Legislature." It seems to me that if we keep recommitting bills we will just be committing political suicide and we'll never get out of here. We spent a lot of time debating this bill today. Apparently, the committee spent quite a bit of time on it, and I think we will be wasting the taxpayers' money and our time. If something has to be done in as far as an amendment, I would hope that it could be done in the other branch.

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

Mr. LEVESQUE: Mr. Speaker and Ladies and Gentlemen of the House: I am sure that L. D. 1253 will stand on its own merits, that is revising the Workmen's Compensation Law, and has absolutely nothing to do with the bill we are now considering this morning. Thank you.

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

Mr. COTE: Mr. Speaker, I move that the "ought to pass" report of the committee be accepted.

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

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

Mr. LIBHART: Mr. Speaker, Ladies and Gentlemen of the House:

Mr. Jalbert from Lewiston is right when he says there is a direct conflict between 1253 and this other bill. Now regardless whether we are committing political suicide or whatever else we may do here, as far as I am concerned, I will stay here until August 15 as the paper says we are going to, so long as we get the bills we pass out right. I don't think that we in our haste should pass conflicting legislation, and if this bill is passed and 1253 is passed as now written, there will be a direct conflict there. There are many other instances which I am afraid we are going to be in direct conflict in passing bills this session and one of the particular ways we are going to do it is by putting it, as my colleague, Mr. Harriman from Hollis has suggested earlier in this session, referring two like bills to different committees so that they come out with varying reports, or like reports or conflict. Now this bill and the other bill are both before the same committee. Now obviously, either 1253 is going to have to be rewritten to accommodate this bill or they should have come out together. The committee didn't see fit to send them out together so I think there is merit in recommitting.

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

Mrs. CARSWELL: Mr. Speaker, Members of the House: I just spoke with labor expert, Ben Dorsky, in the back of the room. He said there is definitely no conflict at all. He said this has merely to do with choice of physician.

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

Mr. JALBERT: Mr. Speaker, I would ask the gentlewoman from Portland, Mrs. Carswell, all she would have to do is turn around and ask the same gentleman from the third branch if this is a labor bill or not. Just turn around and ask him.

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

Mr. BUSSIÈRE: Mr. Speaker, Ladies and Gentlemen of the House: This maneuvering of tabl-

ing and recommitting looks like going to a doctor, when you open up your pocketbook to pay them and they see you have got money left they want you to come back.

The SPEAKER: Is the gentleman rising on a point of privilege or a point of order?

Mr. JALBERT: Point of order.

The SPEAKER: The gentleman may state his point of order.

Mr. JALBERT: Mr. Speaker, Members of the House: It could be a point of privilege. I don't happen to be a physician. I am friendly with some physicians. I have got one insured for life, a long, long life. I think the gentleman is casting aspersions upon a fine profession for the third time today. I think he should be taken to task by you with that mallet.

The SPEAKER: Is the House ready for the question? All those in favor of this Bill "An Act relating to Chiropractic Treatment under Workmen's Compensation Law," S. P. 95, L. D. 262, and its accompanying papers being re-committed to the Committee on Labor will kindly rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Fifty-six having voted in the affirmative and seventy-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 Lewiston, Mr. Cote, that we accept the Majority "Ought to pass" Report in concurrence. Is this the pleasure of the House?

The motion prevailed, and the Bill was read twice and assigned for third reading tomorrow.

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

**DIVIDED REPORT** — Majority (6)—"Ought to pass" —Minority (4)—"Ought not to pass"—Committee on Industrial and Recreational Development on Resolve, Proposing an Amendment to the Constitution Pledging Credit of State for Guaranteed Loans for

Recreational Purposes. (H. P. 582) (L. D. 774)

Tabled—April 2, by Mr. Littlefield of Hampden.

Pending—Motion of Mr. Fortier of Waterville to accept Majority "Ought to pass" Report.

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

Mr. LITTLEFIELD: Mr. Speaker, Ladies and Gentlemen of the House: I will be as brief as possible. This bill would permit the taxpayers of Maine to insure payment of loans for recreation up to ten million dollars. Under the Maine Industrial Building Authority loans are guaranteed for industrial projects, where a product is manufactured and you can see a product that can be sold for a profit and there will be something to pay on the bet. Guaranteeing a loan for a recreational facility is an entirely different matter. This winter I read a news item, headed "Bad weather again interferes with the chance for ski operators to recuperate heavy losses." Then it went on, Boston Associated Press, "Strong winds and low temperatures prevented northern New England's ski areas from making the financial weekend holiday harvest they needed to recoup heavy seasonal losses."

I do not believe the taxpayers of Maine should be saddled with such a loss. Let the recreation business get organized to take care of themselves the way the paper mills, transportation companies, the telephone companies, and other good businesses have done. And I would request a division on the "ought to pass" report.

Thereupon, on motion of Mr. Levesque of Madawaska, the Reports and Resolve were tabled pending the motion of Mr. Fortier of Waterville to accept the Majority "Ought to pass" Report and specially assigned for tomorrow.

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

Bill, "An Act to Revise the Real Estate Law." (H. P. 579) (L. D. 771) (C. "A" H-168)

Tabled—April 2, by Mrs. Kilroy of Portland.

Pending — Passage to be engrossed.

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

Mrs. KILROY: Mr. Speaker, I now offer House Amendment "A" under filing number H-176 and move its adoption.

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

HOUSE AMENDMENT "A" to H. P. 579, L. D. 771, Bill, "An Act to Revise the Real Estate Law."

Amend said Bill by adding after section 3 a new section 3-A to read as follows:

**"Sec. 3-A R. S., T. 32, §4110, amended.** The first sentence of section 4110 of Title 32 of the Revised Statutes is amended to read as follows:

**'The commission is authorized to require each applicant for a first-time broker's license or a first-time salesman's license or any applicant for a renewal of his broker's or salesman's license who has permitted his license to lapse for more than one year since the expiration of the last previous license — issued to him to appear in person at such time and place as the commission shall designate for that purpose for a written examination as to his qualifications to act as a broker or salesman and the commission shall collect a fee**

**of \$35 in the case of a broker and \$30 in the case of a salesman.' "**

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

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

DIVIDED REPORT—Majority (9)—"Ought to pass"—Minority (1)—"Ought not to pass"—Committee on State Government on Bill, "An Act to Authorize a Bond Issue for Purchase of Voting Machines for Resale to Municipalities." (H. P. 546) (L. D. 768)

Tabled—April 2, by Mr. Pitts of Harrison.

Pending—Motion of Mrs. Wheeler of Portland to accept Majority "Ought to pass" Report.

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

Mr. ROSS: Mr. Speaker, due to the lateness of the hour I would hope that somebody would table this until tomorrow.

Thereupon, on motion of Mr. Danton of Old Orchard Beach, retabled pending the motion of Mrs. Wheeler of Portland to accept the Majority "Ought to pass" Report and specially assigned for tomorrow.

On motion of Mr. Truman of Biddeford,

Adjourned until nine-thirty o'clock tomorrow morning.