

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One Hundred and Fifth
Legislature*

OF THE

STATE OF MAINE

Volume II

May 5, 1971 to June 15, 1971

KENNEBEC JOURNAL
AUGUSTA, MAINE

HOUSE

Monday, May 17, 1971

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

Prayer by the Rev. Mr. John F. Crozier of Orono.

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

The journal of the previous session was read and approved.

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 Riding in Trailers" (H. P. 471) (L. D. 599) reporting that the House recede from passage to be engrossed; recede from adoption of House Amendment "C" and indefinitely postpone same; adopt Conference Committee Amendment "A" submitted herewith and pass the Bill to be engrossed as amended by Conference Committee Amendment "A"; that the Senate recede from acceptance of the Majority "Ought not to pass" Report, accept the Minority "Ought to pass" Report, adopt Conference Committee Amendment "A" and pass the Bill to be engrossed as amended by Conference Committee Amendment "A" in concurrence.

(Signed) SIMPSON of Standish

LEE of Albion

WOOD of Brooks

— Committee on part of House.

GREELEY of Waldo

KELLAM of Cumberland

JOHNSON of Somerset

— Committee on part of Senate.

Report was read and accepted and sent up for concurrence. The House receded from passage to be engrossed, receded from adoption of House Amendment "C" and indefinitely postponed same.

Conference Committee Amendment "A" (H-274) was read by the Clerk and adopted. The Bill was passed to be engrossed as amended by Conference Committee Amendment "A" in non-concurrence and sent up for concurrence.

**Papers from the Senate
Reports of Committees
Ought Not to Pass**

Report of the Committee on Judiciary reporting "Ought not to pass" on Bill "An Act to Provide Relief from Local Restrictions Hampering Construction of Low and Moderate Income Family Housing" (S. P. 439) (L. D. 1266)

In accordance with Joint Rule 17-A, was placed in the legislative files.

Leave to Withdraw

Report of the Committee on Health and Institutional Services on Bill "An Act relating to Rules and Regulations for the Inspection and Licensing of Institutions, Agencies and Boarding Homes" (S. P. 475) (L. D. 1529) 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
Tabled and Assigned**

Report of the Committee on Agriculture on Bill "An Act Establishing Licensing for the Marketing of Potatoes" (S. P. 401) (L. D. 1117) reporting same in a new draft (S. P. 574) (L. D. 1718) under same title and that it "Ought to pass"

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

In the House, the Report was read.

(On motion of Mr. Bragdon of Perham, tabled pending acceptance of Report in concurrence and specially assigned for Wednesday, May 19.)

Report of the Committee on Agriculture on Bill "An Act to Amend and Rearrange the Arborist Law" (S. P. 467) (L. D. 1580) reporting same in a new draft (S. P. 581) (L. D. 1729) under title of "An Act to Amend the Arborist Law" and that it "Ought to pass"

Report of the Committee on Appropriations and Financial Affairs on Bill "An Act to Appropriate Moneys for Capital Improvements, Construction, Repairs, Equipment, Supplies and Furnishings for the Fiscal Years Ending June 30, 1972 and June 30, 1973" (S. P. 105) (L.

D. 267) reporting same in a new draft (S. P. 582) (L. D. 1730) under title of "An Act to Appropriate Moneys for Capital Improvements, Construction, Repairs, Equipment, Supplies, Furnishings, Studies, Histories and Amendments for the Fiscal Years Ending June 30, 1972 and June 30, 1973" and that it "Ought to pass"

Report of same Committee on Bill "An Act to Provide Additional Positions under the Department of Mental Health and Corrections" (S. P. 469) (L. D. 1490) reporting same in a new draft (S. P. 578) (L. D. 1726) under title of "An Act to Provide Hospital Administrators under the Department of Mental Health and Corrections" and that it "Ought to pass"

Report of the Committee on Judiciary on Bill "An Act relating to Authority of Testamentary Trustees" (S. P. 261) (L. D. 767) reporting same in a new draft (S. P. 579) (L. D. 1727) under title of "An Act relating to Authority of Trustees" and that it "Ought to pass"

Report of same Committee on Bill "An Act relating to Imposition of Sentence to the State Prison and Men's Correctional Center" (S. P. 446) (L. D. 1270) reporting same in a new draft (S. P. 580) (L. D. 1728) under title of "An Act relating to Imposition of Sentence to the State Prison" and that it "Ought to pass"

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

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

Ought to Pass

Report of the Committee on Appropriations and Financial Affairs reporting "Ought to pass" on Bill "An Act relating to Appropriation and Allocations to the Governor's Committee on Employment of the Handicapped" (S. P. 214) (L. D. 660)

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, the Bill read twice and tomorrow assigned.

Ought to Pass with Committee Amendment

Report of the Committee on Natural Resources on Bill "An Act Adopting Air Quality Regions" (S. P. 409) (L. D. 1224) 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" (S-162) was read by the Clerk and adopted in concurrence, and tomorrow assigned for third reading of the Bill.

Amended in Senate

Report of the Committee on Transportation on Bill "An Act relating to Notice of Suspension of Motor Vehicle Driving Privileges" (S. P. 396) (L. D. 1174) 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" as amended by Senate Amendment "A" thereto.

In the House, the Report was read and accepted in concurrence and the Bill read twice. Committee Amendment "A" (S-151) was read. Senate Amendment "A" to Committee Amendment "A" (S-163) was read and adopted in concurrence. Committee Amendment "A" as amended by Senate Amendment "A" thereto was adopted in concurrence.

Tomorrow was assigned for third reading of the Bill.

Divided Report

Majority Report of the Committee on Judiciary reporting "Ought to pass" on Bill "An Act relating to Powers of Liquor Inspectors Concerning Disorderly Conduct" (S. P. 378) (L. D. 1114)

Report was signed by the following members:

Messrs. HARDING of Aroostook
TANOUS of Penobscot

QUINN of Penobscot
— of the Senate.

Mr. ORESTIS of Lewiston
Mrs. WHITE of Guilford
Mrs. BAKER of Orrington
Messrs. LUND of Augusta
KELLEY of Caribou
HEWES

of Cape Elizabeth
— of the House.

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

Report was signed by the following members:

Mr. HENLEY of Norway
Mrs. WHEELER of Portland
Messrs. PAGE of Fryeburg
CARRIER of Westbrook
— of the House.

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

In the House: Reports were read.

On motion of Mr. Hewes of Cape Elizabeth, the Majority "Ought to pass" Report was accepted in concurrence.

The Bill was read twice and tomorrow assigned.

**Divided Report
Tabled Later in Day**

Majority Report of the Committee on Labor reporting "Ought not to pass" on Bill "An Act relating to Preference to Maine Workmen and Contractors" (S. P. 163) (L. D. 485)

Report was signed by the following members:

Mr. TANOUS of Penobscot
— of the Senate.
Mr. LEE of Albion
Mrs. LINCOLN of Bethel
Messrs. ROLLINS of Dixfield
SIMPSON of Millinocket
GOOD of Westfield
KELLEY of Machias
— of the House.

Minority Report of same Committee on same Bill reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was signed by the following members:

Messrs. MARCOTTE of York
LEVINE of Kennebec
— of the Senate.
Messrs. BEDARD of Saco
McTEAGUE of Brunswick
GENEST of Waterville

BUSTIN of Augusta
— of the House.

Came from the Senate with the Minority 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. The SPEAKER: The Chair recognizes the gentleman from Westfield, Mr. Good.

Mr. GOOD: Mr. Speaker, I move acceptance of the Majority "Ought not to pass" Report.

Whereupon, on motion of Mr. Martin of Eagle Lake, tabled pending the motion of Mr. Good of Westfield that the House accept the Majority Report in non-concurrence and assigned for later in today's session.

Divided Report

Majority Report of the Committee on Veterans and Retirement reporting "Ought to pass" on Bill "An Act relating to Disability Retirement and Retirement Allowances under State Retirement System" (S. P. 243) (L. D. 704)

Report was signed by the following members:

Mrs. CARSWELL
of Cumberland
Mr. ANDERSON of Hancock
Mr. BERNARD
of Androscoggin
— of the Senate.
Mr. HAYES of Windsor
Mrs. LINCOLN of Bethel
Messrs. LEWIN of Augusta
SIMPSON of Millinocket
VINCENT of Portland
— of the House.

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

Report was signed by the following members:

Messrs. THERIAULT of Rumford
DOW of West Gardiner
CURTIS of Bowdoinham
PRATT of Parsonsfield
JUTRAS of Sanford
— of the House.

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

In the House: Reports were read. On motion of Mrs. Lincoln of Bethel, the Majority "Ought to

pass" Report was accepted in concurrence.

The Bill was read twice and tomorrow assigned.

Non-Concurrent Matter

An Act relating to Costs of Investigation Where Permanent Injunction Is Issued under Unfair Trade Practices Law (S. P. 331) (L. D. 978) which as recalled from the Governor to the Senate by Joint Order (S. P. 575) and which was passed to be enacted in the House on May 3 and passed to be engrossed as amended by Committee Amendment "A" on April 29.

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

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

Non-Concurrent Matter

Bill "An Act to Amend the Ogunquit Village Corporation Charter to Equitably Allocate School and Other Common Costs with the Town of Wells" (H. P. 1092 (L. D. 1480) which was passed to be engrossed in the House on May 12.

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

In the House:

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

Mr. NORRIS: Mr. Speaker, I move that we recede and concur and would speak briefly to my motion.

The SPEAKER: The gentleman from Brewer, Mr. Norris moves that the House recede from its former action and concur with the Senate.

The gentleman may proceed.

Mr. NORRIS: Mr. Speaker and Ladies and Gentlemen of the House: Wells and Ogunquit have reached an agreement and that is what this Senate Amendment "A" does, so I hope you will go along and recede and concur this afternoon.

Thereupon, the House voted to recede and concur.

Messages and Documents

The following Communication:

The Senate of Maine
Augusta, Maine

May 14, 1971

Hon. Bertha W. Johnson

Clerk of the House

105th Legislature

Dear Madam Clerk:

The Senate today voted to Insist and Join in a Committee of Conference on the disagreeing action of the two branches of the Legislature on Bill, "An Act Relating to Disposition of Portion of Fees Collected by Maine State Park and Recreation Commission" (S. P. 20) (L. D. 48). The President has appointed the following members of the Senate to the Committee of Conference:

Senators:

MOORE of Cumberland

DUNN of Oxford

FORTIER of Oxford

Respectfully,

(Signed)

HARRY N. STARBRANCH

Secretary of the Senate

The Communication was read and ordered placed on file.

Orders

On motion of Mr. Trask of Milo, it was

ORDERED, that Mr. Hodgdon of Kittery be excused from attendance until Thursday of this week because of a death in the family.

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

Mr. LEWIN: Mr. Speaker, is L. D. 1066 still in the possession of the House?

The SPEAKER: The answer is in the affirmative, Bill "An Act relating to Operating a Motor Vehicle without a Current Certificate of Inspection," House Paper 790, L. D. 1066, is in the possession of the House.

Mr. LEWIN: Mr. Speaker and Members of the House: I now move to reconsider our action of Friday, May 14, whereby we voted to indefinitely postpone.

Whereupon, Mr. Lee of Albion requested a division.

The SPEAKER: The gentleman from Augusta, Mr. Lewin moves that the House reconsider its ac-

tion of Friday, May 14, whereby it indefinitely postponed L. D. 1066. All in favor of reconsideration will vote yes; those opposed will vote no.

A vote of the House was taken. 46 having voted in the affirmative and 62 having voted in the negative, the motion to reconsider did not prevail.

House Reports of Committees Ought Not to Pass

Mr. Bragdon from the Committee on Appropriations and Financial Affairs reporting "Ought not to pass" on Resolve Appropriating Funds to Equalize the Salaries of Classified Employees at the University of Maine and the State of Maine" (H. P. 579) (L. D. 774)

Mr. Gill from same Committee reported same on Resolve in Favor of Town of Haynesville for Development of a Recreational Area (H. P. 326) (L. D. 435)

Mr. Stillings from the Committee on State Government reported same on Bill "An Act relating to Indian Tribal Police Officers" (H. P. 309) (L. D. 409)

Mr. Finemore from the Committee on Taxation reported same on Bill "An Act Exempting Sales Through Certain Coin-operated Vending Machines from the Sales Tax" (H. P. 1079) (L. D. 1472)

Mr. Keyte from the Committee on Transportation reported same on Bill "An Act relating to Minimum Speed under the Motor Vehicle Laws" (H. P. 1198) (L. D. 1649)

Same gentleman from same Committee reported same on Bill "An Act Requiring the State Highway Commission to Perform Cost-benefit Analysis on Proposed Highway Improvements and Programs" (H. P. 1202) (L. D. 1653)

Mr. Lebel from same Committee reported same on Bill "An Act Increasing Certain Motor Vehicle Registration Fees" (H. P. 1204) (L. D. 1655)

In accordance with Joint Rule 17-A, were placed in the legislative files and sent to the Senate.

Leave to Withdraw

Mr. Donaghy from the Committee on State Government on Bill "An Act relating to Privileges of

Members of the Indian Tribes at the Legislature" (H. P. 82) (L. D. 122) reported Leave to Withdraw.

Mr. Lee from the Committee on Transportation reported same on Bill "An Act relating to Weight for Commercial Vehicles Hauling Forest Products or Raw Ore" (H. P. 547) (L. D. 719)

Mr. Wood from same Committee reported same on Bill "An Act Providing for a Bond Issue in the Amount of \$4,960,000 to Reconstruct Route 161 from St. Francis to Canada" (H. P. 1133) (L. D. 1561)

Reports were read and accepted and sent up for concurrence.

Covered by Other Legislation

Mr. Bernier from the Committee on County Government on Bill "An Act Increasing Salaries of Jury Commissioners of York County" (H. P. 628) (L. D. 851) reported Leave to Withdraw, as covered by other legislation.

Mr. Churchill from same Committee reported same on Bill "An Act to Increase Salaries of Jury Commissioners for Hancock County" (H. P. 331) (L. D. 440)

Mr. Dyar from same Committee reported same on Bill "An Act Increasing Salaries of County Officers of Sagadahoc County" (H. P. 521) (L. D. 684)

Same gentleman from same Committee reported same on Bill "An Act Increasing Salaries of County Officers of Kennebec County" (H. P. 700) (L. D. 943)

Mr. Hawkens from same Committee reported same on Bill "An Act to Increase the Salaries of the County Officers of Hancock County" (H. P. 180) (L. D. 238)

Same gentleman from same Committee reported same on Bill "An Act Increasing the Salary of the Clerk of Courts of Arostook County" (H. P. 329) (L. D. 438)

Mr. Immonen from same Committee reported same on Bill "An Act Increasing Salaries of County Commissioners of Penobscot County" (H. P. 451) (L. D. 606)

Mr. Kelleher from same Committee reported same on Bill "An Act Increasing Salaries of County Officers of York County" (H. P. 583) (L. D. 778)

Same gentleman from same Committee reported same on Bill "An Act Increasing Salaries of Certain County Officials of Somerset County" (H. P. 904) (L. D. 1248)

Mr. Mills from same Committee reported same on Bill "An Act Increasing Salaries of Jury Commissioners of Cumberland County" (H. P. 840) (L. D. 1152)

Mr. Pontbriand from same Committee reported same on Bill "An Act Increasing Salaries of Certain County Officers of Washington County" (H. P. 258) (L. D. 340)

Same gentleman from same Committee reported same on Bill "An Act Increasing the Salary of the Sheriff of Lincoln County" (H. P. 292) (L. D. 392)

Mr. Wight from same Committee reported same on Bill "An Act Increasing Salaries of County Officials of Androscoggin County" (H. P. 984) (L. D. 1346)

Reports were read and accepted and sent up for concurrence.

**Ought to Pass in New Draft
New Draft Printed
Tabled and Assigned**

Mr. Bragdon from the Committee on Appropriations and Financial Affairs on Bill "An Act Appropriating Funds for the Construction of a General Activities Building for Female Offenders on Property at Stevens School" (H. P. 869) (L. D. 1190) reported same in a new draft (H. P. 1327) (L. D. 1741) under same title and that it "Ought to pass"

Report was read.

(On motion of Mr. Dam of Skowhegan, tabled pending acceptance of Report and tomorrow assigned.)

Mr. Lewin from the Committee on Fisheries and Wildlife on Bill "An Act relating to Closed Season and Minimum Size of Coho Salmon" (H. P. 263) (L. D. 352) reported same in a new draft (H. P. 1328) (L. D. 1742) under same title and that it "Ought to pass"

Report was read and accepted, the New Draft read twice and tomorrow assigned.

Tabled and Assigned

Mr. Pratt from the Committee on Veterans and Retirement on Bill

"An Act relating to Service Retirement of Teachers under State Retirement System" (H. P. 625) (L. D. 835) reported same in a new draft (H. P. 1329) (L. D. 1743) under same title and that it "Ought to pass"

Report was read.

(On motion of Mr. Rollins of Dixfield, tabled pending acceptance of Report and specially assigned for Wednesday, May 19.)

**Ought to Pass
Printed Bills**

Mr. Bragdon from the Committee on Appropriations and Financial Affairs reported "Ought to pass" on Bill "An Act to Make Allocations from Bond Issue for Construction, Planning and Equipment of Pollution Abatement Facilities" (H. P. 287) (L. D. 387)

Mr. Shaw from same Committee reported same on Bill "An Act Appropriating Funds to Provide Services for Handicapped Persons in Rehabilitation Centers" (H. P. 254) (L. D. 336)

Mr. Barnes from the Committee on Transportation reported same on Bill "An Act relating to Fees for Plates for Dealers in Motorcycles and Boat Trailers" (H. P. 1005) (L. D. 1367)

Mr. Fraser from same Committee reported same on Bill "An Act Defining Home-made Farm Tractors under the Motor Vehicle Law" (H. P. 1106) (L. D. 1512)

Mr. Wood from same Committee reported same on Bill "An Act to Revise Laws Relating to Aviation" (H. P. 620) (L. D. 802)

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

**Ought to Pass with
Committee Amendment**

Mr. Porter from the Committee on Fisheries and Wildlife on Bill "An Act relating to Hunting and Fishing Licenses and Fees Therefor" (H. P. 1148) (L. D. 1600) reported "Ought to pass" as amended by Committee Amendment "A" (H-275) submitted therewith.

Mr. Smith from the Committee on Natural Resources on Bill "An Act relating to Enforcement Options under the Environmental

Laws" (H. P. 821) (L. D. 1095) reported "Ought to pass" as amended by Committee Amendment "A" (H-276) submitted therewith.

Mr. Wood from the Committee on Transportation on Bill "An Act to Repeal Obsolete Laws and Correct Errors and Inconsistencies in the Motor Vehicle Laws" (H. P. 1064) (L. D. 1471) reported "Ought to pass" as amended by Committee Amendment "A" (H-277) submitted therewith.

Reports were read and accepted and the Bills read twice. Committee Amendment "A" to each was read by the Clerk and adopted, and tomorrow assigned for third reading of the Bills.

Divided Report

Majority Report of the Committee on Health and Institutional Services reporting "Ought to pass" on Bill "An Act relating to Voluntary Surgery at Public Expense for Qualifying Parents" (H. P. 928) (L. D. 1282)

Report was signed by the following members:

Mrs. PAYSON of Falmouth
Mr. DYAR of Strong
Mrs. McCORMICK of Union
Mr. CLEMENTE of Portland
Mrs. DOYLE of Bangor
Mrs. CUMMINGS of Newport
Mr. SANTORO of Portland
— of the House.

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

Report was signed by the following members:

Messrs. HICHENS of York
MINKOWSKY
of Androscoggin
GREELEY of Waldo
— of the Senate.
Mr. LESSARD of Lisbon
Mrs. BERRY of Madison
Mr. LEWIS of Bristol
— of the House.

Reports were read.

On motion of Mrs. Payson of Falmouth, the Majority "Ought to pass" Report was accepted.

The Bill was read twice and tomorrow assigned.

Divided Report

Majority Report of the Committee on Health and Institutional Services reporting "Ought not to pass"

on Bill "An Act relating to Prescribing Contraceptive Methods to Minors without Parental Consent" (H. P. 958) (L. D. 1319)

Report was signed by the following members:

Messrs. HICHENS of York
MINKOWSKY
of Androscoggin
GREELEY of Waldo
— of the Senate.
Mrs. BERRY of Madison
Mr. LESSARD of Lisbon
Mrs. McCORMICK of Union
Messrs. DYAR of Strong
LEWIS of Bristol
— of the House.

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

Report was signed by the following members:

Mrs. CUMMINGS of Newport
Mrs. PAYSON of Falmouth
Mrs. DOYLE of Bangor
Mr. CLEMENTE of Portland
— of the House.

Reports were read.

The SPEAKER: The Chair recognizes the gentlewoman from Newport, Mrs. Cummings.

Mrs. CUMMINGS: Mr. Speaker, I move that we accept the Minority "Ought to pass" Report and would speak briefly.

The SPEAKER: The gentlewoman from Newport, Mrs. Cummings, moves that the House accept the Minority "Ought to pass" Report.

The gentlewoman may proceed.

Mrs. CUMMINGS: Mr. Speaker and Members of the House: Before the debate starts on this I wish that you would all look carefully at the bill. All it does is protect the doctors who have already made up their minds that some of these young girls need help. They are already giving help to the girls that have come to them for advice and this merely gives them immunity so that they are not subject to being sued by anyone. And this is all the bill does.

Please don't try to obscure it by making it anything to do with license or libertarianism, that means freedom. It has nothing to do with that. This is actually a bill to protect the doctors who consider this serious enough to already take

chances, and now I would like to see that they get some protection.

The SPEAKER: The Chair recognizes the gentlewoman from Madison, Mrs. Berry.

Mrs. BERRY: Mr. Speaker and Members of the House: I think it merely gives a minor a chance of having a contraceptive; that is what it looks to me. At the hearing the proponents of the bill were all Family Planning social workers from the Bangor area. There were a couple of doctors from the Bangor area. We have had a number of letters from the Bangor area. It seems to be a Bangor bill for some reason.

Further, they talk about the generation gap. I think it would further broaden this considerably.

The SPEAKER: The Chair recognizes the gentlewoman from Bangor, Mrs. Doyle.

Mrs. DOYLE: Mr. Speaker and Ladies and Gentlemen of the House: I rise to support Mrs. Cummings' bill and I would like to point out to those of you who are opposed to abortion reform that if this bill was passed it would most certainly eliminate the need or request for many abortions. Teenagers who are sexually active will continue to be so with or without protection for their actions.

The passage of this bill, which is supported by Family Planning Clinics throughout the state, would help to prevent the birth of unwanted illegitimate babies to girls who are too young to care for them. It would also stem the tide of forced teenage marriages which are noted for their instability and high divorce rate.

The argument that this type of legislation tends to break up the family unit and further alienate teenagers from their parents is untenable, because minors seeking this help are already alienated from their families and need protection and help from professionals in society.

The SPEAKER: The Chair recognizes the gentleman from Stockton Springs, Mr. Shute.

Mr. SHUTE: Mr. Speaker and Members of the House: I rise to oppose this piece of permissive legislation. After talking to a number of people on this piece of legisla-

tion they have all had the same response — that this was ridiculous, shocking and immoral legislation, and I must say I share their feelings. We have heard testimony here that there were no opponents to this bill at the hearing. Well, ladies and gentlemen, I submit to you that the reason there were no opponents at the hearing on this bill is that the people of this state did not take this piece of legislation seriously.

There was a barrage of social welfare workers speaking for this bill and one of the reasons given for passage of this legislation was that some teenagers were for this and it would cut down the number of unwanted children, and be less offensive mentally to these teenagers.

I wonder, Mr. Speaker, if this Legislature has the right to pass laws contrary to the moral laws that have guided this civilization for hundreds of years, disregarding the wishes of the vast majority of the people of this state in favor of a very small minority that find our present social laws unacceptable.

I fear this legislation would continue dividing our children from their parents, placing this responsible position in the hands of doctors that cannot be held responsible for the action of every child in this state.

If there are parents that are dissatisfied with the present age restrictions for obtaining contraceptives, let these parents issue out these contraceptives and not involve this Legislature in changing these timely moral laws.

It may be hard to believe in this time of rapid social change, but there are still a number of people in my district that attend church on Sunday and firmly believe that the responsibility of raising a family should be left with the parents and not delegated to persons that are not responsible.

So I hope that you will accept the Majority Report and vote against the Minority "Ought to pass" Report.

The SPEAKER: The Chair recognizes the gentleman from Norway, Mr. Henley.

Mr. HENLEY: Mr. Speaker and Members of the House: I just want

to make a comment on this type of legislation. I feel that we are putting the cart before the horse on a lot of legislation. We seem to find difficulty in enforcing laws so we try to change the law to accommodate whatever society decides they want to do; and this is one of those pieces of legislation. It is like a lot of the others that we are asked to do and I am in complete agreement with Mr. Shute. I hope you will vote against the Minority "Ought to pass" Report and accept the Majority "Ought not to pass."

Mr. Bailey of Woolwich requested a roll call.

The SPEAKER: The yeas and nays have been requested. For the Chair to order a roll call it must have the expressed desire of one fifth of the members present and voting. All members desiring a roll call vote will vote yes; those opposed will vote no.

A vote of the House was taken, and more than one fifth of the members present having expressed a desire for a roll call, a roll call was ordered.

The SPEAKER: The pending question is on the motion of the gentlewoman from Newport, Mrs. Cummings, that the House accept the Minority "Ought to pass" Report. If you are in favor of accepting the "Ought to pass" Report you will vote yes; if you are opposed you will vote no.

ROLL CALL

YEA — Baker, Bither, Bourgoin, Brown, Bustin, Churchill, Clark, Clemente, Cooney, Cottrell, Cummings, Curtis, T. S., Jr.; Dow, Doyle, Faucher, Finemore, Goodwin, Hancock, Hardy, Haskell, Lucas, Lund, MacLeod, Manchester, Marsh, Marstaller, McCloskey, McKinnon, Mills, Norris, Orestis, Parks, Payson, Porter, Pratt, Ross, Scott, Simpson, L. E.; Slane, Smith, D. M.; Smith, E. H.; Stillings, Susi, Tanguay, Vincent, Wheeler, Whitson, Woodbury.

NAY — Albert, Ault, Bailey, Barnes, Bartlett, Bedard, Bernier, Berry, G. W.; Berube, Bragdon, Brawn, Call, Carey, Carrier, Carter, Conley, Cote, Curtis, A. P.; Cyr, Dam, Drigotas, Dyar, Emery, E. M.; Farrington, Fecteau, Fraser, Gagnon, Gauthier, Genest,

Good, Hall, Hawkens, Hayes, Henley, Herrick, Hewes, Immonen, Jutras, Kelleher, Kelley, K. F.; Keyte, Kilroy, Lawry, Lebel, Lee, Lessard, Lewin, Lincoln, Littlefield, Lizotte, Lynch, Maddox, Martin, McCormick, McNally, Millett, Mosher, Page, Rand, Rocheleau, Rollins, Shaw, Sheltra, Shute, Simpson, T. R.; Theriault, Trask, Tyndale, Webber, White, Wight, Williams, Wood, M. W.; Wood, M. E.

ABSENT — Berry, P. P.; Binnette, Birt, Boudreau, Bunker, Collins, Crosby, Curran, Donaghy, Dudley, Emery, D. F.; Evans, Gill, Hanson, Hodgdon, Jalbert, Kelley, P. S.; Kelley, R. P.; Lewis, Mahany, McTeague, Morrell, Murray, O'Brien, Pontbriand, Santoro, Silverman, Starbird

Yes, 48; No, 74; Absent, 28.

The SPEAKER: Forty-eight having voted in the affirmative and seventy-four in the negative, with twenty-eight being absent, the motion does not prevail.

Thereupon, the Majority "Ought not to pass" Report was accepted and sent up for concurrence.

Divided Report

Majority Report of the Committee on Health and Institutional Services reporting "Ought to pass" on Bill "An Act relating to Testing of Private Water Supplies by Department of Health and Welfare" (H. P. 1264) (L. D. 1668)

Report was signed by the following members:

Messrs. HICHENS of York
MINKOWSKY
of Androscoggin
GREELEY of Waldo
— of the Senate.
Mr. LEWIS of Bristol
Mrs. DOYLE of Bangor
Mrs. PAYSON of Falmouth
Mrs. CUMMINGS of Newport
Mr. SANTORO of Portland
— of the House.

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

Report was signed by the following members:

Mr. LESSARD of Lisbon
Mrs. BERRY of Madison
Mr. DYAR of Strong
Mrs. McCORMICK of Union

Mr. CLEMENTE of Portland
— of the House.

Reports were read.

On motion of Mrs. Payson of Fal-
mouth, the Majority "Ought to
pass" Report was accepted.

The Bill was read twice and to-
morrow assigned.

Divided Report Tabled and Assigned

Majority Report of the Commit-
tee on Liquor Control on Bill "An
Act to Further Regulate the Sale
of Malt Liquor between Manufactur-
ers and Wholesalers" (H. P. 1001)
(L. D. 1363) reporting same in new
draft (H. P. 1330) (L. D. 1744)
under same title and that it "Ought
to pass."

Report was signed by the follow-
ing members:

Mr. SHUTE of Franklin
— of the Senate.
Messrs. STILLINGS of Berwick
TANGUAY of Lewiston
LIZOTTE of Biddeford
SLANE of Portland
BAILEY of Woolwich
GAGNON of Scarborough
— of the House.

Minority Report of same Com-
mittee reporting "Ought not to
pass" on same Bill.

Report was signed by the follow-
ing members:

Messrs. HOFFSES of Knox
FORTIER of Oxford
— of the Senate.
Messrs. HAWKENS of Farmington
MADDOX of Vinalhaven
IMMONEN of West Paris
FAUCHER of Solon
— of the House.

Reports were read.

The SPEAKER: The Chair recog-
nizes the gentleman from Ber-
wick, Mr. Stillings.

Mr. STILLINGS: Mr. Speaker, I
move we accept the Majority
"Ought to pass" Report.

The SPEAKER: The Chair recog-
nizes the gentleman from Scar-
borough, Mr. Gagnon.

Mr. GAGNON: Mr. Speaker and
Members of the House: The spon-
sor of this bill, Representative
Hodgdon, had a tragic death in his
family and won't be back until
Thursday, and I think someone
should table this until his return.

Whereupon, on motion of Mr.
Farrington of Old Orchard Beach,

tabled pending the motion of Mr.
Stillings of Berwick to accept the
Majority "Ought to pass" Report
and specially assigned for Thurs-
day, May 20.

Divided Report

Majority Report of the Commit-
tee on Natural Resources reporting
"Ought not to pass" on Bill "An
Act Imposing Effluent Charges to
Abate Water Pollution" (H. P.
1059) (L. D. 1450)

Report was signed by the follow-
ing members:

Messrs. SCHULTEN of Sagadahoc
VIOLETTE of Aroostook
— of the Senate.
Mrs. BROWN of York
Messrs. HERRICK of Harmony
HARDY of Hope
Mrs. KILROY of Portland
Mrs. CUMMINGS of Newport
Messrs. AULT of Wayne
MacLEOD of Bar Harbor
CURRAN of Bangor
SMITH of Waterville
— of the House.

Minority Report of same Commit-
tee reporting "Ought to pass" on
same Bill.

Report was signed by the follow-
ing members:

Mr. GRAHAM of Cumberland
— of the Senate.
Mr. WHITSON of Portland
— of the House.

Reports were read.

The SPEAKER: The Chair recog-
nizes the gentleman from Hope,
Mr. Hardy.

Mr. HARDY: Mr. Speaker, I
move we accept the Majority
"Ought not to pass" Report.

The SPEAKER: The gentleman
from Hope, Mr. Hardy, moves
the House accept the Majority
"Ought not to pass" Report.

The Chair recognizes the gen-
tleman from Portland, Mr. Vincent.

Mr. VINCENT: Mr. Speaker, I
would request this be tabled one
legislative day, pending the accept-
ance of either report.

Whereupon, Mr. Susi of Pittsfield
requested a vote on the tabling
motion.

The SPEAKER: A vote has been
requested on the tabling motion.
All members wishing to table this
for one legislative day pending the
motion of Mr. Hardy of Hope that
the House accept the Majority

“Ought not to pass” Report will vote yes; those opposed will vote no.

A vote of the House was taken.

30 having voted in the affirmative and 78 having voted in the negative, the motion did not prevail.

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

Mr. VINCENT: Mr. Speaker, when the vote is taken on the acceptance of the Report, I request it be taken by the yeas and nays.

The SPEAKER: The yeas and nays have been requested. For the Chair to order a roll call it must have the expressed desire of one fifth of the members present and voting. All members desiring a roll call vote on the acceptance of the Report will vote yes; those opposed will vote no.

A vote of the House was taken, and more than one fifth of the members present having expressed a desire for a roll call, a roll call was ordered.

The SPEAKER: The pending question is on the motion of the gentleman from Hope, Mr. Hardy, that the House accept the Majority “Ought not to pass” Report. All in favor of accepting the Majority Report will vote yes; those opposed will vote no.

ROLL CALL

YEA — Albert, Ault, Bailey, Baker, Barnes, Bartlett, Bedard, Bernier, Berry, G. W.; Bither, Bragdon, Brawn, Brown, Bunker, Bustin, Call, Carey, Carrier, Carter, Churchill, Clark, Clemente, Conley, Cote, Cottrell, Cummings, Curran, Curtis, A. P.; Curtis, T. S. Jr.; Cyr, Dam, Dow, Doyle, Drigo-tas, Dyar, Evans, Farrington, Fec-teau, Finemore, Fraser, Gagnon, Gauthier, Genest, Good, Hall, Hancock, Hardy, Hawks, Hayes, Hen-ley, Herrick, Immonen, Kelley, K. F.; Kelley, R. P.; Keyte, Kilroy, Lawry, Lebel, Lee, Lewin, Lincoln, Littlefield, Lizotte, Lund, Lynch, MacLeod, Maddox, Manchester, Marsh, Marstaller, McCormick, McKinnon, McNally, Millett, Mosh-er, Norris, Page, Parks, Payson, Porter, Pratt, Rand, Rocheleau, Ross, Scott, Shaw, Sheltra, Shute, Simpson, L. E.; Simpson, T. R.;

Slane, Smith, E. H.; Stillings, Susi, Theriault, Trask, Tyndale, White, Wight, Williams, Wood, M. W.; Wood, M. E.; Woodbury.

NAY — Berube, Bourgoin, Coon-ey, Emery, E. M.; Faucher, Good-win, Hewes, Jutras, Kelleher, Les-sard, Lucas, Martin McCloskey, Mills, Orestis, Rollins, Smith, D. M.; Tanguay, Vincent, Webber, Wheeler, Whitson.

ABSENT — Berry, P. P.; Bin-nette, Birt, Boudreau, Collins, Crosby, Donaghy, Dudley, Emery, D. F.; Gill, Hanson, Haskell, Hodg-son, Jalbert, Kelley, P. S.; Lewis, Mahany, McTeague, Morrell, Mur-ray, O'Brien, Pontbriand, Santoro, Silverman, Starbird.

Yes, 103; No, 22; Absent, 25.

The SPEAKER: One hundred and three having voted in the affirma-tive and twenty-two in the nega-tive, with twenty-five being absent, the motion does prevail.

Sent up for concurrence.

Divided Report

Majority Report of the Commit-tee on State Government report-ing “Ought to pass” on Resolu-tion Proposing an Amendment to the Constitution Pledging Credit of the State for Guaranteed Loans for Housing for Indians (H. P. 402) (L. D. 515)

Report was signed by the follow-ing members:

Messrs. JOHNSON of Somerset
WYMAN of Washington
CLIFFORD
of Androscoggin
—of the Senate.
Messrs. STILLINGS of Berwick
CURTIS of Orono
STARBIRD
of Kingman Township
Mrs. GOODWIN of Bath
Messrs. FARRINGTON
of Old Orchard Beach
COONEY of Webster
—of the House.

Minority Report of same Com-mittee reporting “Ought not to pass” on same Resolution.

Report was signed by the follow-ing members:

Messrs. DONAGHY of Lubece
MARSTALLER
of Freeport
HODGDON of Kittery
—of the House.

Reports were read.

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

Mr. MARSTALLER: Mr. Speaker, I move we accept the Minority "Ought not to pass" Report.

The SPEAKER: The gentleman from Freeport, Mr. Marstaller, moves the House accept the Minority "Ought not to pass" Report.

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

Mr. FARRINGTON: Mr. Speaker and Members of the House: In glancing in back of me, I notice our Indian expert is absent today and I would request that someone table this for a couple of days.

The SPEAKER: The Chair recognizes the gentleman from Webster, Mr. Cooney.

Mr. COONEY: Mr. Speaker, I move that this be tabled for three legislative days.

The SPEAKER: Two or three days?

Mr. COONEY: Wednesday is a pretty busy day, but two days.

The SPEAKER: The gentleman from Webster, Mr. Cooney, moves that item 40 be tabled and specially assigned for Wednesday, May 19, pending the motion of the gentleman from Freeport, Mr. Marstaller, that the House accept the Minority "Ought not to pass" Report.

Thereupon, Mr. Kelleher of Bangor requested a division.

The SPEAKER: A division has been requested on the tabling motion. All in favor of tabling and specially assign for Wednesday, May 19, will vote yes; those opposed will vote no.

A vote of the House was taken.

48 having voted in the affirmative and 67 having voted in the negative, the motion did not prevail.

The SPEAKER: The pending question is the acceptance of the Minority "Ought not to pass" Report.

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

Mr. LUCAS: Mr. Speaker, Ladies and Gentlemen of the House: This looks like it is an important bill for the Indians and, therefore, I

would ask that somebody signing the Majority "Ought to pass" Report give us a briefing on the bill.

The SPEAKER: The pending question is on the motion of the gentleman from Freeport, Mr. Marstaller, that the House accept the Minority "Ought not to pass" Report. The Chair will order a vote. All in favor of accepting the Minority Report will vote yes; those opposed will vote no.

A vote of the House was taken.

57 having voted in the affirmative and 62 having voted in the negative, the motion did not prevail.

Thereupon, the Majority "Ought to pass" Report was accepted. The Resolution was read once and tomorrow assigned.

Divided Report

Majority Report of the Committee on State Government reporting "Ought not to pass" on Bill "An Act to Authorize the Governor and Council to Transfer the Management or Ownership of Certain Land in Augusta" (H. P. 1035) (L. D. 1426)

Report was signed by the following members:

Messrs. JOHNSON of Somerset
WYMAN of Washington
—of the Senate.
Messrs. DONAGHY of Lubec
MARSTALLER

of Freeport
HODGDON of Kittery
COONEY of Webster
CURTIS of Orono
STILLINGS of Berwick
FARRINGTON

of Old Orchard Beach
—of the House.

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

Report was signed by the following members:

Mr. CLIFFORD
of Androscoggin
—of the Senate.

Mrs. GOODWIN of Bath
Mr. STARBIRD
of Kingman Township
—of the House.

Reports were read.

On motion of Mr. Donaghy of Lubec, the Majority "Ought not to

pass" Report was accepted and sent up for concurrence.

**Divided Report
Tabled and Assigned**

Majority Report of the Committee on Transportation reporting "Ought to pass" on Bill "An Act Granting Snow Plowing and Removal Equipment the Right of Way" (H. P. 789) (L. D. 1065)

Report was signed by the following members:

Mr. KELLAM of Cumberland
—of the Senate.

Messrs. DUDLEY of Enfield
KEYTE of Dexter
FRASER of Mexico
WOOD of Brooks
CROSBY of Kennebunk
HALL of Windham
BARNES of Alton
McNALLY of Ellsworth
LEE of Albion

—of the House.

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

Report was signed by the following members:

Messrs. GREELEY of Waldo
JOHNSON of Somerset
—of the Senate.

Mr. LEBEL of Van Buren
—of the House.

Reports were read.

The SPEAKER: The Chair recognizes the gentleman from Brooks, Mr. Wood.

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

The SPEAKER: The gentleman from Brooks, Mr. Wood, moves the House accept the Majority "Ought to pass" Report.

The Chair recognizes the gentleman from Van Buren, Mr. Lebel.

Mr. LEBEL: Mr. Speaker and Members of the House: I ask for a division and may I speak on this please?

The SPEAKER: The gentleman may proceed.

Mr. LEBEL: Mr. Speaker, Ladies and Gentlemen of the House: If we accept this bill here, this would mean that the snowplow in the winter will be able to pass a stop sign or a red light at any time without any other caution. The only other thing there will

be, there will be a single light on their truck. So we better be careful if we want to pass this bill. This bill says that a plow can go through a stop sign at any time.

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

Mrs. KILROY: Mr. Speaker and Members of the House: This is my bill. It is a bill that I was asked to put in by the City of Portland. It was brought up at the committee and they asked me if the plow could go through the red light, and I said I assumed it could if there were no other vehicles around. But I wouldn't think that anyone in their good judgment would pass through a red light, regardless of whether it was a snowplow. However, if it will make it more reasonable to some of the people, I believe Mr. Lebel and two other people, I would be glad to have an amendment. And if someone will table it for a day I will get the amendment.

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

Mr. WHITSON: Mr. Speaker, I move that this bill and its accompanying papers lie on the table for two legislative days.

Thereupon, Mr. Susi of Pittsfield requested a division on the tabling motion.

The SPEAKER: A division has been requested on the tabling motion. All in favor of this matter being tabled until Wednesday May 19, will vote yes; those opposed will vote no.

A vote of the House was taken. 56 voted in the affirmative and 54 voted in the negative.

Whereupon, Mr. Lund of Augusta requested a roll call on the tabling motion.

The SPEAKER: The yeas and nays have been requested. For the Chair to order a roll call it must have the expressed desire of one fifth of the members present and voting. All members desiring a roll call vote will vote yes; those opposed will vote no.

A vote of the House was taken, and more than one fifth of the members present having expressed

a desire for a roll call, a roll call was ordered.

The SPEAKER: The pending question is on the motion of the gentleman from Portland, Mr. Whitson, that this matter be tabled until Wednesday, May 19, pending the motion of the gentleman from Brooks, Mr. Wood, that the House accept the Majority "Ought to pass" Report. If you are in favor of tabling you will vote yes; if you are opposed you will vote no.

ROLL CALL

YEAS — Albert, Bailey, Barnes, Bedard, Berry, G. W.; Berube, Bourgoin, Bustin, Carey, Carrier, Carter, Clemente, Conley, Cooney, Cote, Cottrell, Curran, Curtis, T. S., Jr.; Cyr, Dow, Doyle, Dyar, Emery, E. M.; Evans, Farrington, Faucher, Fraser, Genest, Goodwin, Hall, Hancock, Kelleher, Kelley, R. P.; Keyte, Kilroy, Lesard, Lizotte, Lucas, Lynch, Martin, McCloskey, McCormick, McKinnon, Mills, Murray, Rand, Rocheleau, Rollins, Sheltra, Simpson, T. R.; Slane, Smith, D. M.; Smith, E. H.; Tanguay, Theriault, Tyndale, Vincent, Webber, Wheeler, White, Whitson, Wight, Wood, M. E.

NAYS — Ault, Baker, Bartlett, Bernier, Birt, Bither, Bragdon, Brawn, Brown, Bunker, Call, Churchill, Clark, Curtis, A. P.; Dam, Donaghy, Drigotas, Fec-teau, Finemore, Gagnon, Gauthier, Good, Hardy, Hawkens, Hayes, Henley, Herrick, Hewes, Immonen, Jutras, Kelley, K. F.; Lawry, Lebel, Lee, Lewin, Lincoln, Littlefield, Lund, MacLeod, Maddox, Marsh, Marsteller, McNally, Millett, Mosher, Norris, Orestis, Page, Parks, Payson, Porter, Ross, Shaw, Shute, Simpson, L. E.; Stillings, Susi, Trask, Williams, Wood, M. W.; Woodbury.

ABSENT — Berry, P. P.; Binnette, Boudreau, Collins, Crosby, Cummings, Dudley, Emery, D. F.; Gill, Hanson, Haskell, Hodgdon, Jalbert, Kelley, P. S.; Lewis, Mahany, Manchester, McTeague, Morrell, O'Brien, Pontbriand, Pratt, Santoro, Scott, Silverman, Starbird.

Yes, 63; No, 61; Absent, 26.

The SPEAKER: Sixty-three having voted in the affirmative and

sixty-one having voted in the negative, with twenty-six being absent, the motion does prevail.

Divided Report

Majority Report of the Committee on Transportation reporting "Ought to pass" on Bill "An Act relating to the Operation of Motor Vehicles" (H. P. 828) (L. D. 1119)

Report was signed by the following members:

Mr. GREELEY of Waldo
— of the Senate.
Messrs. McNALLY of Ellsworth
WOOD of Brooks
CROSBY of Kennebunk
HALL of Windham
BARNES of Alton
LEE of Albion

— of the House.

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

Report was signed by the following members:

Messrs. KELLAM of Cumberland
JOHNSON of Somerset
— of the Senate.
Messrs. LEBEL of Van Buren
KEYTE of Dexter
DUDLEY of Enfield
FRASER of Mexico
— of the House.

Reports were read.

On motion of Mr. Wood of Brooks, the Majority "Ought to pass" Report was accepted.

The Bill was read twice and tomorrow assigned.

Divided Report

Majority Report of the Committee on Transportation reporting "Ought not to pass" on Bill "An Act relating to Vacation and Sick Leave of Certain Employees of Highway Department" (H. P. 1063) (L. D. 1454)

Report was signed by the following members:

Messrs. KELLAM of Cumberland
GREELEY of Waldo
— of the Senate.
Messrs. CROSBY of Kennebunk
DUDLEY of Enfield
LEBEL of Van Buren
KEYTE of Dexter
FRASER of Mexico
— of the House.

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

Report was signed by the following members:

Mr. JOHNSON of Somerset
 — of the Senate.
 Messrs. WOOD of Brooks
 HALL of Windham
 LEE of Albion
 BARNES of Alton
 McNALLY of Ellsworth
 — of the House.

Reports were read.

On motion of Mr. Wood of Brooks, the Minority "Ought to pass" Report was accepted.

The Bill was read twice and tomorrow assigned.

Divided Report

Report "A" of the Committee on Taxation on Bill "An Act relating to Pari-mutuel Pools in Horse Racing" (H. P. 864) (L. D. 1187) reporting same in a new draft (H. P. 1331) (L. D. 1745) under title of "An Act relating to Pari-mutuel Pools in Harness and Running Horse Racing" and that it "Ought to pass"

Report was signed by the following members:

Messrs. HICHENS of York
 FORTIER of Oxford
 WYMAN of Washington
 — of the Senate.

Messrs. FINEMORE
 — of Bridgewater
 ROSS of Bath
 CYR of Madawaska
 — of the House.

Report "B" of same Committee on same Bill reporting same in a new draft (H. P. 1332) (L. D. 1746) under title of "An Act relating to Pari-mutuel Pools in Harness and Running Horse Racing" and that it "Ought to pass"

Report was signed by the following members:

Messrs. COLLINS of Caribou
 MORRELL of Brunswick
 COTTRELL of Portland
 DRIGOTAS of Auburn
 TRASK of Milo
 — of the House.

Report "C" of same Committee on same Bill reporting same in a new draft (H. P. 1333) (L. D. 1747) under title of "An Act relating to Pari-mutuel Pools in Harness and Running Horse Racing" and that it "Ought to pass"

Report was signed by the following members:

Messrs. McCLOSKEY of Bangor
 DAM of Skowhegan
 — of the House.

Reports were read.

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

Mr. ROSS: Mr. Speaker, I move the House accept Report "A".

The SPEAKER: The gentleman from Bath, Mr. Ross, moves the House accept Report "A".

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

Mr. DAM: Mr. Speaker and Members of the House: I rise in opposition to accepting Report "A". As you will notice, Report "C" came out signed by two people, Mr. McCloskey of Bangor and myself. I am happy that they put Mr. McCloskey's name first and not mine, because they would call it the opposite way around and it is better to read as the McCloskey Dam Report in case it is referred to. However, Report "C" would raise this one per cent, but it would allow one half per cent to come back to the town where the track is located. This would give the municipalities a small amount of money and not take everything away and put it into a state fund.

My reason for signing the report this way, number one, was to allow the municipalities to have a little of the money coming back. And the other reason was that we had before us the other day L. D. 48, pertaining to the disposition of a portion of fees collected by the Maine State Park and Recreation Commission. This has gone now into a Committee of Conference.

I would hope that the House would go along with allowing the municipalities to share a little bit in the take, and this would not cost the State any money, it would merely say that the one half of one per cent would come back to the towns of what has been wagered. I feel that this was a good report. I feel it showed that we wanted to do something for the communities where these tracks were located. And regardless of whether the track is what the people say about bringing in business, it does bring in business, but at the same time it does cre-

ate additional costs. And I think that this is a good bill and I would hope that you would oppose the motion of the gentleman from Bath and accept Report "C".

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

Mr. COTTRELL: Mr. Speaker and Members of the House: I hope that another member of the Taxation Committee would table this for just one day because Report "A" is not in the form that it was intended to be. It should be corrected.

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

Mr. ROSS: Mr. Speaker and Members of the House: Relative to what Mr. Cottrell has said, Report "A" is not in the form; it would have to be amended. But I saw no sense of cluttering up our table any more because we put our amendments on in third reading. It would seem to me that this would be the appropriate time to offer all the amendments you want to, in the third reading period.

The SPEAKER: The Chair recognizes the gentleman from Bangor, Mr. Kelleher.

Mr. KELLEHER: Mr. Speaker, Ladies and Gentlemen of the House: I move the indefinite postponement of the bill, the report, and all of its papers.

The SPEAKER: The gentleman from Bangor, Mr. Kelleher, moves the indefinite postponement of all Reports and the Bill.

The Chair recognizes the gentleman from Windham, Mr. Hall.

Mr. HALL: I move that this matter be tabled for one legislative day.

Thereupon, Mr. Kelleher of Bangor requested a division on the tabling motion.

The SPEAKER: A division has been requested on the tabling motion. If you are in favor of tabling until tomorrow you will vote yes; if you are opposed you will vote no.

A vote of the House was taken.

39 having voted in the affirmative and 74 having voted in the negative, the motion did not prevail.

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

Mr. VINCENT: Mr. Speaker and Members of the House: If the motion of the gentleman from Bangor is accepted, the whole bill will be dead. I notice there are three reports. Everyone on the committee seems to be in favor of passing something in this line. I would hope that there would be some discussion at this time as to what Report "A" and "B" and "C" does so that we can better understand what we are voting for or against in the indefinite postponement.

The SPEAKER: The Chair recognizes the gentleman from Scarborough, Mr. Gagnon.

Mr. GAGNON: Mr. Speaker and Members of the House: I am not a horse racing fan, but I guess it is my bill. I have got to say something here. This surprised me. I had put in a bill for pari-mutuels, and it was, when I entered it, somewhere along the lines of Report "B". But somebody did some very good thinking on this.

I put this in strictly from the viewpoint that I might be able to assist the Town of Scarborough a little bit somewhere along the line. Scarborough Downs, in the last two years, has put about \$2 million into the track. They haven't been doing that well, comparatively speaking, as some of the more successful tracks. And the initial bill was put in to raise their percentage of the betting pool one percent, from 18 to 19%.

I had some sneaking suspicions that probably if this went through, and they did well over the next year, I would come back and try and get something for the Town of Scarborough. And I noticed in Report "C" that somebody beat me to it. And this is very attractive to me, I must say.

If it came down to all three of the Reports, I would like to see Report "C" passed. I can't go into any detail on track racing, because I don't know any. But if you would like to help a poor striving little town I would appreciate your vote for Report "C."

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

Mr. ROSS: Mr. Speaker and Ladies and Gentlemen of the House: The original bill presented by Mr. Gagnon of Scarborough under 1187 didn't get into this percentage bit. It went into a proportion, a fraction thing, and it was going to cost the State \$95,000. Well, the Taxation Committee immediately questioned that.

So that is when they got monkeying around with changing this percentage. The people who are interested in the tracks would like Report "B," I think. And that increases the percentage from 18 to 19%, with that one percent going back to the tracks to do what they want to with. Those of us who signed Report "A" thought if the tracks were going to get one percent we should raise the total from 18 to 20 and let the State get one percent.

And Report "C," you have heard discussed, they want just the town to get the one percent. And I still think we should pass Report "A" and then talk to it on the third reading stage.

The SPEAKER: The Chair recognizes the gentleman from Bridgewater, Mr. Finemore.

Mr. FINEMORE: Mr. Speaker and Members of the House: I would just like to add one thing. Report "A" gives the State \$250,000 for the General Fund.

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

Mr. COTE: Mr. Speaker and Ladies and Gentlemen of the House: I rise to support Mr. Kelleher for indefinite postponement of this bill. They tell me though it won't harm anybody; just the public.

The SPEAKER: The Chair recognizes the gentleman from Bangor, Mr. Kelleher.

Mr. KELLEHER: Mr. Speaker and Ladies and Gentlemen of the House: This bill was put in this Legislature to help one particular raceway, Scarborough Downs, and I have got nothing against Scarborough Downs than I have any other raceway or fairs. But the bill wasn't going to get much support in here, and these people were

highly intelligent, so then they included the fairs.

And you know we have been giving the fairs a considerable amount of money over the years, a lot of money, a regular handout. We have increased it from 18 to 20%, and we turn around now and they want us to underwrite the cost of their particular business. Can you imagine the little fellow in the town that you come from who collects the sales tax, at the end of the year the State says, "Well, here, by God, you've done an awful good job, we are going to give you some of this money back so that you can underwrite the cost of your operation, so you can improve the facilities you work out of." Well the State doesn't do that.

But the State does give the tracks a considerable amount of money now. You know every dash that is run in the State of Maine, every dash we are underwriting it at a certain amount of money — around \$60, \$70, something like that. And that comes out of the taxpayers' money.

Then they have a thing called a stipend. I haven't got the figures here on that, but that is for capital improvements to the fairs. And this gives them money to build buildings or to paint their buildings. They don't do this in any other business in this state.

Percentages now are 18%; in New Hampshire they take out 17, and we are charging 18. Massachusetts is 17, and we are charging 18. And now they want us to go to 20%. Still we are hitting a certain segment of people, and I don't like this. I don't feel that the State should be in the racing business, not to this extent.

The pari-mutuel bill was passed in the 30's to help the agricultural fairs, and it was a good bill and a fair bill, and it created a tremendous amount of money to the General Fund. But it seems to me that there are a lot of people having a lot of fun with the General Fund, and that is the taxpayers' money.

I don't feel that we should at this time be giving away any of the State's money. Dollars are hard to come by up here. You people all know that. You have got L. D.'s in

here, and I have too, perhaps will never be passed because we haven't got money. And now they turn around and want us to give them more dough. I don't think it is the proper time.

Mr. Dam's report, Report "C", that is to give the municipalities, the towns where the raceways are, a percentage of the bet. Well, I say that these towns are getting enough money out of it now. In my own area the licensee pays almost \$45,000 to operate. In other areas, for instance Scarborough, I am quite sure the Town of Scarborough is happy with Scarborough Downs. They get a large amount of tax money from there, and that raceway generates a lot of business.

I don't feel that we should pass legislation to underwrite private interest costs, and I hope that you support me and vote down the bill and all the reports.

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

Mr. JUTRAS: Mr. Speaker and Ladies and Gentlemen of the House: I think that this bill has been emasculated with three reports, and Mr. Kelleher is so right in all of his remarks. And he being in the funeral profession, I think, should give this bill a decent burial, and I will help him.

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

Mr. COTTRELL: Mr. Speaker and Members of the House: I am very glad to put in my little two cents on this, as long as I voted for it. But when we talk about the State's money, the money that we are talking about is money that is coming from the bettors.

Now the State gets the large sum of—quite a large sum of \$1.5 million from the race track operations. And this 18% that we are talking about comes from the pool, and as Mr. Finemore said, if the State got one cent of a two cent increase — a two percent increase, they would get \$250,000.

Scarborough Downs, for instance, contributed a half a million dollars of the \$1.5 million which was tak-

en in from the race tracks. The race tracks are a paying business as far as the State is concerned. And it is a growing business. They came to us and they wanted to go from 18% to 19%, Scarborough did. Then they discussed that, and it was felt that everyone should share in it, all of racing.

As I say, I haven't been to a race in Maine for ten years; and then I guess it was ten years before that before I went to another race. And I am not too conversant with all the details, except that when we came to put out our reports we thought 20 was too much. We would be the highest in the nation—20 would be too much. We thought 19 would be all right, because they use it to extend their racing season, they use it to pay purses, to get horses to stay here longer, and it could work out up here in the State of Maine that we would increase our \$1.5 million take.

Then someone got the idea on the committee that we should go to 20, and give the General Fund another one point on the take. It would take it away from the bettors. The bettors would be paying this. And that is the story.

Now I thought it ought to be tabled a little bit and let everybody think this over. But it hit us all of a sudden. And maybe you have got to make up your mind this morning. But I think maybe you ought to let this ride through on Mr. Ross's motion for another day, and get this thing a little more clarified in your own minds. It is not costing the State anything. It is giving a little more from the bettor to the track. The tracks will use it for getting more horses here.

As I understand it now they start racing in the wintertime in Lewiston. I think Mr. Cote ought to have more to say about that, because they would be getting more money for more horses, and more stables, and more everything. And they are in competition to get horses from other states. And if you want to kind of cultivate and culture the racing business, maybe this would be a good idea to give

the track owners and the ones that run the races a little more money.

The SPEAKER: The Chair recognizes the gentleman from Bangor, Mr. Kelleher.

Mr. KELLEHER: Mr. Speaker and Members of the House: Listening to Mr. Cottrell here telling us that we should give them a little more money, I went down to the Maine Harness Racing Commission office the other day, and right now, Mr. Cottrell, we are underwriting the cost of their races \$78 per dash, and it amounted to \$168,000. Now we are doing a pretty good job, we are giving them a little something. Then we turn around and we give them breakage, which is the odd cent, which amounted to another \$15,000-odd. This goes right into their pocket. It is divided up, I will admit the \$15,000, but still that goes right into their pocket. And then we give them the capital improvement for stipend. How much more are we going to give them? We are giving them more than they should be getting right now.

I don't feel that the people can afford to give them any more, and if you want to say, "Well, Ed, we can hit the two buck bettor" — he is paying the load, I don't feel that we should be going after him to underwrite their costs.

You talk about bringing in better horses. I have been in the racing business. We pay the poorest purses in the State of Maine, and we are not going to pay any better. When we go and buy horses we buy poor horses, lame horses, horses that are dangerous, because we can't afford them any more. And I don't think that we should turn around and take the fellow out in the street that is having a hard time to make a living, who goes to the race track hoping to heaven he can make an extra buck to pay his bills, to come down here and take an extra percentage out of his two bucks.

I hope you people stay with me this morning, and vote the whole thing right down the drain.

The SPEAKER: The Chair recognizes the gentleman from Auburn, Mr. Drigotas.

Mr. DRIGOTAS: Mr. Speaker and Members of the House: I don't think many of us are able to refute Representative Kelleher's argument that we go to the races to be able to get money to pay our bills. I doubt very much if any of us do. And I am not an inveterate gambler, but I hope that the members of the House realize that statistics will show that increasing that take two cents to 20 cents, if that would be the case, would make Maine the highest in the nation insofar as the take is concerned.

New Hampshire, close to us, is three cents less insofar as the take is concerned, present take; and Massachusetts, four cents less than ours. Now if we pass this bill and increase it to 20 cents we will be driving all of our horse owners and bettors to our neighboring states, because they too run their races in conjunction the same with ours, the same day.

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

Mr. COTE: Mr. Speaker, Ladies and Gentlemen of the House: In debate I heard that the twenty cents would bring in a quarter of a million dollars to the State of Maine—this is great. I had a bill a short time ago that would have brought in a quarter of a million dollars, and that was killed. But if we are going to look for new monies, I would feel let's legalize off-track betting. I would be all for that, I would go for a bill like this. Legalize off-track betting and let the State of Maine take it all.

The SPEAKER: The Chair will order a vote. The pending question is on the motion of the gentleman from Bangor, Mr. Kelleher, that all Reports and Bill "An Act relating to Pari-mutuel Pools in Horse Racing." House Paper 864, L. D. 1187, be indefinitely postponed. If you are in favor you will vote yes; if you are opposed you will vote no.

A vote of the House was taken.

72 having voted in the affirmative and 47 having voted in the negative, the motion did prevail.

Sent up for concurrence.

Passed to Be Engrossed

Bill "An Act relating to Service Retirement of Law Enforcement Officers in the Departments of Sea and Shore Fisheries and Inland Fisheries and Game" (S. P. 415) (L. D. 1231)

Bill "An Act relating to Sales Tax Exemption of Pollution Control Facilities" (H. P. 165) (L. D. 221)

Bill "An Act Appropriating Moneys to Maine Port Authority for Liability Insurance Premiums" (H. P. 578) (L. D. 773)

Bill "An Act Providing Funds to Preserve the Machias Valley Airport" (H. P. 833) (L. D. 1129)

Bill "An Act Clarifying the Statute Relating to Realty Subdivisions" (H. P. 1034) (L. D. 1425)

Bill "An Act relating to Exemptions from Real and Personal Property Taxation for Industrial Disposal Systems" (H. P. 1131) (L. D. 1559)

Bill "An Act relating to Membership on Board of Registration for Professional Engineers" (H. P. 1322) (L. D. 1734)

Bill "An Act relating to Distribution of Certain Taxes to Municipalities" (H. P. 1323) (L. D. 1735)

Resolution Proposing an Amendment to the Constitution Pledging Credit of the State and Providing for the Issuance of Bonds not Exceeding Four Million Dollars for Loans for Maine Students in Higher Education (S. P. 285) (L. D. 845)

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

Amended Bills

Bill "An Act relating to Parking on Paved or Improved Portions of Ways and Removal of Vehicles" (H. P. 572) (L. D. 748)

Bill "An Act to Provide Loans to Encourage the Practice of Family Medicine to Assist in Maintaining the Health of Maine Residents" (H. P. 577) (L. D. 772)

Bill "An Act relating to the Annual Division of the Interest Arising from the Ministerial Fund

of Turner, Maine" (H. P. 716) (L. D. 961)

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

Bill "An Act Restricting Use of Certain Campsites" (H. P. 996) (L. D. 1358)

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

On motion of Mr. Simpson of Standish, the House reconsidered its action of Friday, May 14, whereby it adopted Committee Amendment "A."

The same gentleman offered House Amendment "A" to Committee Amendment "A" and moved its adoption.

House Amendment "A" to Committee Amendment "A" (H-281) was read by the Clerk and adopted. Committee Amendment "A" as amended by House Amendment "A" thereto was adopted.

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

**Emergency Measure
Tabled and Assigned**

An Act relating to Fees and Compensation of the State Board of Administrators of Medical Care Facilities (S. P. 238) (L. D. 754)

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

(On motion of Mr. Carey of Waterville, tabled pending passage to be enacted and tomorrow assigned.)

**Passed to Be Enacted
Emergency Measure**

An Act relating to Relocation Assistance and Land Acquisition in State Highway Projects (S. P. 573) (L. D. 1717)

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 total was taken. 101 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
Tabled and Assigned**

An Act to Provide an Automatic Pay Increase to Classified State Employees Who Pass the Certified Professional Secretary Examination (H. P. 973) (L. D. 1334)

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

(On motion of Mr. Susi of Pittsfield, tabled pending passage to be enacted and tomorrow assigned.)

**Passed to Be Enacted
Emergency Measure**

An Act to Validate Certain Proceedings Authorizing Ambulance Service for Town of Skowhegan (H. P. 998) (L. D. 1360)

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 total was taken. 116 voted in favor of same and one against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Passed to Be Enacted

An Act relating to Definition of Resident Trainee, Licensing and Compensation of Board under Laws Relating to Funeral Directors and Embalmers (H. P. 528) (L. D. 690)

An Act relating to Maine Department, The American Legion (S. P. 536) (L. D. 1616)

An Act Revising Licensing of Hearing Aid Dealers and Fitters (H. P. 593) (L. D. 788)

An Act relating to Salary and Duties of Executive Director and Assistant Director to the State Board of Nursing (H. P. 594) (L. D. 789)

An Act Appropriating Funds to Continue Housing Services for Older People (H. P. 675) (L. D. 912)

An Act to Improve the Efficiency and Fairness of the Local Welfare System (H. P. 741) (L. D. 1003)

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
Indefinitely Postponed**

An Act to Create a School Administrative District for the Town of Orono (H. P. 804) (L. D. 1077)

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

The SPEAKER: The Chair recognizes the gentleman from Dixmont, Mr. Millett.

Mr. MILLETT: Mr. Speaker and Members of the House: This bill has been out on the floor of this body, nearly a month ago at this time. It was debated at that time and I will not attempt to repeat the arguments that I used at that time in opposition to the bill. But I would like to merely bring you up to date on what has happened since that time and hope that you would follow suit with the action which we took on a similar bill and fail to enact this bill this afternoon.

At the time when the bill was first reported out of committee with an 11-2 "ought not to pass" report, it was held for nearly two weeks here while the bill of a similar nature, the Madawaska SAD bill was being debated. When the Madawaska bill finally failed of enactment I assumed that the Orono bill was down with the same fate.

However, it went to the other body, initially was accepted with the "ought not to pass" report, but was held pending reconsideration for about three weeks, and I am sure at the time the reason for holding it was to determine the fate of the school construction bill which we held here in this body also and which went through a Committee of Conference and finally was enacted here a week ago today.

Assuming that, happening at that time, I also assume that the reconsideration motion would be dropped on the Orono SAD bill. But nevertheless the bill was reconsidered, passed to be engrossed in the other body and is back here today for final enactment.

Now I have never considered any partisan overtones to either of the two bills. I made up my mind in

committee on a philosophical point and a point in which I am sure that I am right on, and I would not attempt to compare this one with the Madawaska bill. I think to do so would be to do an injustice to the two sponsors, who certainly had the best interests of their local areas at heart.

However, I find myself, this afternoon, in a similar position that the gentleman from Bangor, Mr. Kelleher, was in a few moments ago. Namely, here is a case which applies only to one municipality. The other 494 towns have no opportunity to share in the benefits which this bill would offer to one town. Now I know that all of us are down here with one very basic purpose and that is to help our constituents as well as to produce good legislation. And I certainly do not quarrel with the motives of the gentleman from Orono, whom I both respect and admire.

However, I want you to know that this is a quarter of a million dollar little bill for one particular area of the state. Now I say that with very firm conviction that I am right. This bill does really represent to the sponsor a quarter of a million dollar biennial bill for his own little area. I am basing this again on the same computation I used with Madawaska with one little change. The bonus that would be involved in the Bill, if it were to become law at this session and be ratified by the people in the fall, would run between \$30,000 and \$40,000 in the upcoming biennium.

This money is not available and I would repeat again to you this afternoon, the money is not there. The subsidy portion of Part I has been stripped to the bare minimum. There is no money to fund this if it were to become law. Therefore you are all in the position of either having to vote for a Part II appropriation or to see your own communities prorate in their share of school subsidies. In other words, you are asking that your own communities will suffer to benefit one particular town.

The rest, and the biggest part of the financial burden that is involved in this bill, is contained within school construction aid.

I don't believe that we should have done what we did in L. D. 421, but we did. I have compromised in my own conscience and I believe that wherein all communities in Orono's present predicament of not qualifying for school construction aid have been included in the present L. D. 421 which lies on the Senate Appropriations table. I cannot find any further argument and obviously it is too late anyway to do so at this time. But this bill would actually guarantee construction aid for which the town of Orono anticipates construction in the year 1972 of \$850,000. The State's share would be \$204,000. Adding together the two amounts of money, we are talking about a quarter of a million dollar bill. I am sure that every one of you would like to be able to go home to your own communities and be able to say the same thing after this Legislature adjourns.

Outside of the financial merits I think that this is poor legislation from the point that I mentioned very briefly a few moments ago. If every person in this room and every person in the other body and everyone has the same opportunity to qualify for the same special legislative advantage, I would not worry about this bill. But the fact of the matter is that we all don't. Many communities have taken action that involved a greater sacrifice than this bill would involve for the town of Orono. They have done so knowing the law, knowing the intent of the law, knowing the restrictions of the law. They have done so at sacrifice whereas this bill involves no sacrifice, purely and simply a money bill for the town of Orono in which they would do probably nothing different than they are presently doing.

Contrary to my action on Madawaska, I would move indefinite postponement of this bill and all of its accompanying papers and I would ask that the vote be taken by roll call.

The SPEAKER: The Chair recognizes the gentleman from Orono, Mr. Curtis.

Mr. CURTIS: Mr. Speaker and Ladies and Gentlemen of the House: I rise to oppose the motion on the floor and as you can tell

there is no partisanship involved here unless the representative from Dixmont or myself has changed parties, and I don't think that is true.

What is involved here is a particular problem that my community has, that we have been unable to solve by the regular channels available to every other community in the State. That is we have attempted to create a School Administrative District with our neighbors. Orono has voted in favor of creating a School Administrative District by a large margin. Our neighbors have not voted.

They have opposed creating a School Administrative District for reasons that are perhaps financially based. But at any rate the situation that Orono is now faced with is that we have a high school with 380 students, less than the 500 minimum that is necessary in which to get the school construction aid that is available to other communities in School Administrative Districts or to communities with over 500 students in their high school.

In order for us to qualify under the present laws of the state for this school construction aid we must either create a School Administrative District, or we have no alternative. As I said, Orono has tried to create a School Administrative District in the past and seven other towns in Maine already have single town SADs.

I am somewhat amazed at the figures that the representative from Dixmont has used regarding a quarter of a million dollars for a biennium. I don't think those are correct; I think they are substantially wrong. However, this entire issue has been explored thoroughly on the floor of this House on April 15. We even had a roll call, vote number 64, and I think most people in this body are aware of the problems involved and the reasons for casting their vote and I think that we are ready to vote at this time.

The SPEAKER: The yeas and nays have been requested. For the Chair to order a roll call it must have the expressed desire of one fifth of the members present and voting. All members desiring a roll call vote will vote yes; those opposed will vote no.

A vote of the House was taken, and more than one fifth of the members having expressed a desire for a roll call, a roll call was ordered.

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

Mr. LUCAS: Mr. Speaker and Ladies and Gentlemen of the House: I just rise briefly to ask Mr. Curtis if he understands that under L. D. 421, which combines the L. D. 999 which consisted of those 26 communities that did not receive construction aid, will receive construction aid, so the new high school being planned for Orono, I believe, would be funded under the present formula instituted under L. D. 421.

The SPEAKER: The Chair recognizes the gentleman from Orono, Mr. Curtis.

Mr. CURTIS: Mr. Speaker and Ladies and Gentlemen of the House: I rise in answer to the question. This is correct. Orono would benefit from L. D. 421 which I voted for. However, L. D. 421 has yet to be enacted into law; there is no guarantee that it will be. And as the gentleman from Dixmont pointed out, there are financial problems involved that we have in this state and I expect that L. D. 1077 which is before you now will go to the same place that L. D. 421 is right now.

The SPEAKER: The pending question is on the motion of the gentleman from Dixmont, Mr. Millett, that An Act to Create a School Administrative District for the Town of Orono, House Paper 804, L. D. 1077, be indefinitely postponed in non-concurrence. As many as are in favor of indefinite postponement will vote yes; those opposed will vote no.

ROLL CALL

YEAS — Bartlett, Bernier, Berube, Birt, Bourgoin, Bragdon, Brown, Bunker, Bustin, Call, Carey, Carrier, Carter, Churchill, Dam, Dow, Farrington, Fecteau, Finmore, Genest, Good, Hall, Hardy, Haskell, Hawkes, Hayes, Henley, Immonen, Keyte, Lawry, Lebel, Lee, Lessard, Lewin, Lincoln, Littlefield, Lucas, Lund, Lynch, MacLeod, Marstaller, Martin, McKinnon, Millett, Mosher, Orestis, Page, Payson, Porter,

Pratt, Rand, Rocheleau, Ross, Scott, Shaw, Smith, D. M.; Smith, E. H.; Stillings, Susi, Theriault, Trask, Tyndale, Webber, Wheeler, Williams.

NAYS — Albert, Ault, Bailey, Baker, Barnes, Bedard, Berry, G. W.; Bither, Brawn, Clark, Clemente, Cote, Cummings, Curran, Curtis, T. S., Jr.; Cyr, Donaghy, Doyle, Drigotas, Dyar, Emery, E. M.; Evans, Faucher, Fraser, Gagnon, Hancock, Hanson, Herrick, Hewes, Jutras, Kelleher, Kelley, R. P.; Kilroy, Maddox, Manchester, Marsh, McCloskey, McCormick, McNally, Mills, Murray, Norris, Rollins, Shute, Simpson, L. E.; Simpson, T. R.; Slane, Tanguay, Vincent, White, Whitson, Wood, M. W.; Wood, M. E.; Woodbury.

ABSENT — Berry, P. P.; Binnette, Boudreau, Collins, Conley, Cooney, Cottrell, Crosby, Curtis, A. P.; Dudley, Emery, D. F.; Gauthier, Gill, Goodwin, Hodgdon, Jalbert, Kelley, K. F.; Kelley, P. S.; Lewis, Lizotte, Mahany, McTeague, Morrell, O'Brien, Parks, Pontbriand, Santoro, Sheltra, Silverman, Starbird, Wight.

Yes, 65; No, 54; Absent, 31.

The **SPEAKER**: Sixty-five having voted in the affirmative, fifty-four in the negative, with thirty-one being absent, the motion does prevail.

Sent up for concurrence.

An Act relating to Election of Officers of Hospital Administrative District No. 3 in Aroostook and Penobscot Counties (H. P. 970) (L. D. 1330)

An Act relating to Weight Tolerances of Vehicles Loaded with Refrigerated Products (H. P. 976) (L. D. 1338)

An Act to Improve the Procedure for Correcting Vital Statistics (H. P. 1311) (L. D. 1719)

An Act to Improve the Enforcement of the Marriage Blood Test Requirement (H. P. 1312) (L. D. 1720)

An Act relating to Acceptance of Gifts and Purchases of State Lands (H. P. 1313) (L. D. 1721)

Were reported by the Committee on Engrossed Bills as truly and strictly engrossed, passed to

be enacted, signed by the Speaker and sent to the Senate.

Orders of the Day

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

HOUSE REPORT — "Ought to pass in New Draft" — Committee on Agriculture on Bill "An Act to Increase Penalties and Fees under Laws Relating to Dogs" (H. P. 662) (L. D. 892) — New Draft (H. P. 1321) (L. D. 1733) under new title "An Act relating to Licenses and Fees under the Dog Laws"

Tabled — May 13, by Mr. Lawry of Fairfield.

Pending — Acceptance.

Thereupon, the "Ought to pass" Report was accepted. The New Draft was read twice and tomorrow assigned.

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

An Act relating to the Regulation of Private Detectives (S. P. 344) (L. D. 984)

Tabled — May 13, by Mr. Mills of Eastport.

Pending — Passage to be enacted.

Thereupon, the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

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

An Act to Incorporate the Town of Carrabassett Valley (S. P. 448) (L. D. 1294)

Tabled — May 13, by Mr. Norris of Brewer.

Pending — Passage to be enacted.

On motion of Mr. Dyar of Strong, under suspension of the rules, the House reconsidered its action of May 11 whereby the Bill was passed to be engrossed.

The same gentleman offered House Amendment "A" and moved its adoption.

House Amendment "A" (H-279) was read by the Clerk and adopted.

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

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

An Act to Authorize a Food Stamp Program for Piscataquis County (H. P. 1143) (L. D. 1584)

Tabled — May 13, by Mr. Ross of Bath.

Pending — Passage to be enacted.

On motion of Mr. Ross of Bath, under suspension of the rules, the House reconsidered its action of May 7 whereby the Bill was passed to be engrossed.

The same gentleman offered House Amendment "A" and moved its adoption.

House Amendment "A" (H-269) was read by the Clerk and adopted.

Mr. Finemore of Bridgewater offered House Amendment "B" and moved its adoption.

House Amendment "B" (H-278) was read by the Clerk and adopted.

On motion of Mr. Kelleher of Bangor, tabled pending passage to be engrossed and tomorrow assigned.

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

Bill "An Act to Clarify the Law Regulating the Alteration of Coastal Wetlands" (H. P. 944) (L. D. 1303) — In Senate, passed to be engrossed as amended by Committee Amendment "A" (H-213). In House, passage to be engrossed reconsidered.

Tabled — May 13, by Mr. Mills of Eastport.

Pending — Adoption of House Amendment "A" (H-263).

The SPEAKER: The Chair recognizes the gentlewoman from York, Mrs. Brown.

Mrs. BROWN: Mr. Speaker and Members of the House: I rise to oppose this amendment. Since the enactment of the Coastal Wetlands Act in 1967, hundreds of applications and inquiries have been processed through the Wetlands Control Board, something in the matter of 10 percent permits have not been allowed. Experience has been gained. Certain procedures have raised some questions, and in the intervening years some of the language has been found unnecessary.

L. D. 1303 is a "housekeeping bill" to clarify certain procedures. The Section 8 that Mr. Donaghy wishes to delete from the bill allows normal maintenance of presently existing ways, roads and railroad beds. You would be stopping this practice and possibly even the use of existing roads if you delete this part of the bill. If you accept his amendment you will be permitting construction of logging and agricultural roads as well as new public utilities without the Wetland Board's approval.

If we accept the principle that prior to altering a wetland area the Board must approve and grant a permit, why should we exempt agriculture, logging and public utilities? Frankly, I wonder how many genuine logging and agricultural roads one would find in the coastal wetlands. If my recollection serves me correctly, the original bill was written in 1967 to include inland wetlands as well as coastal wetlands. I am sure the reference to logging and lumbering operation is a hangover after we had deleted the inland wetlands in 1967.

The second provision of Mr. Donaghy's amendment would eliminate the provisions for a prima facie test. The purpose of this test was to place initial responsibility for altering a marshland on the shoulders of the landowner. This was deemed necessary because the Board has frequently discovered that coastal landowners are able to alter their lands without discovery. They simply do so at night when no one is around. They dredge or they fill. Under these circumstances, how does one determine who filled the land? Obviously, the landowner is responsible. Should the landowner not be responsible, it should be a simple enough process for him to prove this fact. Since the legislature has determined that our wetlands should be protected, this is simply a tool to enable the Board to carry out the intent of the law.

The bill had a unanimous "Ought to pass" Committee Report. I urge you to vote against the amendment so that we can proceed to engrossment.

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

Mr. DONAGHY: Mr. Speaker, Ladies and Gentlemen of the House: I would call your attention to this so-called "housekeeping bill." It seems odd that the Highway Department and the Railroads don't need housekeeping, but our farmers and small woodlot owners do. They are deleting from the law where the private roads and bridges, culverts and this sort of thing for logging and lumbering operations, would be excused from the statute as are existing roads and railroad beds.

Further on, we go down and it says "any such filling, dredging, draining, depositing, altering or removal of materials shall be prima facie evidence that it was done or caused to be done by the owner of the wetlands."

As far as I am concerned it is wholly impractical to involve the farmer and the lumber operator, the small woodlot owner, in the slow and involved operation of the law with respect to the numerous roads and bridges and culverts involved. The need for this act in rural and farm areas downeast is far less than is the possible need for the more populous areas of York and Cumberland Counties. We have vast areas where the only way that you can get from one part of your land to another is along the shore. And this would mean that our people down there would have to go through these long and involved reports that the boys in the white hats, that sit back at desks and connive and work up.

And as far as prima facie evidence, what this means is that the burden of proof is on the landowner. I am not an attorney, but I am sure that most of you have heard just as I have that in this country we are supposed to be innocent until proven guilty. And what this means is that people involved here would be guilty until they could prove that they were all right. In other words, the burden is on them, not on the Wetlands Board. And I think that this

is a very unfair thing. It is an extension of powers that I don't believe was ever intended when the law was written up in the first place. I hope you will vote for my amendment.

The SPEAKER: The pending question is on the adoption of House Amendment "A". The Chair will order a vote. All in favor of the adoption of House Amendment "A" will vote yes; those opposed will vote no.

A vote of the House was taken.

45 having voted in the affirmative and 58 having voted in the negative, the motion did not prevail.

Thereupon, the Bill was passed to be engrossed as amended by Committee Amendment "A" in concurrence.

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

HOUSE DIVIDED REPORT — "A" (6) "Ought to pass" in new draft — Report "B" (6) "Ought to pass" in new draft — Committee on State Government on Resolution Proposing an Amendment to the Constitution to Provide for an Environmental Bill of Rights (H. P. 751) (L. D. 1020) — Report "A" new draft — (H. P. 1300) (L. D. 1705) under same title — Report "B" new draft (H. P. 1301) (L. D. 1706) under new title — "An Act Providing for a Declaration of Policy Concerning the State's Environment."

Tabled — May 13, by Mrs. Brown of York.

Pending — Further consideration.

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

Mr. MARTIN: Mr. Speaker, Ladies and Gentlemen of the House: You will recall last week that we debated this at some length and killed it by three or four votes. It went to the other body and the other report was accepted.

Now this afternoon let me indicate to you that basically I am opposed to the report that was adopted in the other body. However, as already some of you may know, we have been working on

a possible amendment that would satisfy both extremes, if that is possible, and it may not be. But in order to save time today, I am going to move to recede and concur. Thereby it would be in third reading tomorrow, and at that point if an amendment is workable and can be put on, it would be. If not, at that point I personally would move indefinite postponement. And so in order to move things along today, I would now move, Mr. Speaker, that we recede and concur with the other body.

Thereupon, on motion of Mr. Martin of Eagle Lake, the House voted to recede and concur in acceptance of Report "B".

The New Draft was given its two several readings and tomorrow assigned.

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

AN ACT Creating Piscataquis County Commissioner Districts (H. P. 1279) (L. D. 1679)

Tabled — May 13, by Mr. Trask of Milo.

Pending — Passage to be enacted.

On motion of Mr. Trask of Milo, retabled pending passage to be enacted and specially assigned for Wednesday, May 19.

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

Bill "An Act relating to Public Utility Transmission Lines" (H. P. 918) (L. D. 1264)

Tabled — May 13, by Mr. Martin of Eagle Lake.

Pending — Passage to be engrossed.

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

Mr. MARTIN: Mr. Speaker and Ladies and Gentlemen of the House: As you recall I made some initial remarks when this came out of the committee. It now appears that the Natural Resources Committee is going to exclude public utilities from the site selection law. Until this time public utilities have been excluded from everything, both the PUC and the site

selection provisions of the state laws.

At this point it is the opinion of the EIC that perhaps site location people have enough to do, that we ought to try the Public Utilities Commission to utilize them, and see how that would work if the public utilities had to come to them for approval before they strung their lines along the countryside. And so today I suggest that we perhaps pass this to be engrossed, and give it two years. And if the Public Utilities Commission cannot do the job, then we come back and amend it and give the job to the site selection people.

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

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

Bill "An Act Permitting Trials for Petty Offenses Without a Jury" (H. P. 1305) (L. D. 1711)

Tabled — May 13, by Mr. Lund of Augusta.

Pending — Passage to be engrossed.

On motion of Mr. Lund of Augusta, retabled pending passage to be engrossed and specially assigned for Wednesday, May 19.

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

SENATE REPORT — Leave to Withdraw — Committee on Judiciary on Bill "An Act Repealing the Law Relating to State Licenses for Those Discriminating on Account of Race or Religion" (S. P. 253) (L. D. 760) — In Senate, read and accepted.

Tabled — May 14, by Mr. Ross of Bath.

Pending — Acceptance.

On motion of Mr. Ross of Bath, retabled pending acceptance of the Report in concurrence and tomorrow assigned.

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

SENATE DIVIDED REPORT — Majority (9) "Ought not to pass" — Minority (3) "Ought to pass" — Committee on Legal Affairs on Bill

"An Act relating to Contracts of Teachers with Municipalities" (S. P. 183) (L. D. 535) — In Senate, Minority Report accepted and Bill passed to be engrossed.

Tabled — May 14, by Mr. Curtis of Bowdoinham.

Pending — Motion of Mr. Norris of Brewer to accept Minority Report.

Thereupon, the Minority "Ought to pass" Report was accepted in concurrence, the Bill read twice and tomorrow assigned.

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

Bill "An Act relating to Forestry Cutting Practices for the Protection of Rivers, Streams and Lakes" (H. P. 682) (L. D. 919) — In House, passed to be engrossed as amended by House Amendment "A" (H-262)

Tabled—May 14, by Mr. Ross of Bath.

Pending motion of Mr. Lee of Albion to reconsider passage to be engrossed.

The SPEAKER: The Chair recognizes the gentleman from Pittsfield, Mr. Susi.

Mr. SUSI: Mr. Speaker and Members of the House: We have a reconsideration motion that we will be voting on. In its present form the bill has no price tag on it. The purpose for the reconsideration motion, as I understand it, is to get the bill before us so that an attempt can be made to put an amendment on the bill which would put a price tag on it, which to me is obviously an attempt to kill the bill.

Now we have had this long controversy as to whether or not funds are needed, and let's not get into that again. But briefly, let's leave it without the price tag and let the department do what it can with the available funds, and the available personnel.

Obviously, what they don't have funds or personnel for they won't get to do, and since those who oppose the bill don't want anything done anyway we will be obliging them. So I would hope you would vote against the reconsideration and let the bill go in its present form.

The SPEAKER: The Chair recognizes the gentleman from Hope, Mr. Hardy.

Mr. HARDY: Mr. Speaker and Ladies and Gentlemen of the House: I have very few words. Rule 12, as you all understand, says that every piece of legislation that affects the General Fund must have a price tag on it. And if we have rules in here, I see no reason why we should duck them. I think rules are made to live by and I am perfectly willing to.

On the other hand, it really doesn't make any difference whether we do or not, because if we don't put it on the Senate will abide by the rules and it will go on the Appropriations table. So I sit pat.

The SPEAKER: The Chair recognizes the gentleman from Pittsfield, Mr. Susi.

Mr. SUSI: Mr. Speaker and Members of the House: I say let's let the other body do it.

The SPEAKER: The Chair would advise the members of the House that we should not use the other body to influence the actions of this body because that is in the rules also.

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

Mr. DONAGHY: Mr. Speaker, I would ask through the Chair whether or not the gentleman in the corner is speaking as Majority Leader or as representative from Pittsfield.

The SPEAKER: The gentleman from Lubec, Mr. Donaghy, poses a question through the Chair to the gentleman from Pittsfield, Mr. Susi, who may answer if he chooses; and the Chair recognizes that gentleman.

Mr. SUSI: Mr. Speaker and Ladies and Gentlemen of the House: I am speaking as an individual legislator, but I wish with all my heart that I were speaking reflecting the attitude of the Republican party. And I don't think we would have any problem today with the emerging Minority party.

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

Mr. MARTIN: Mr. Speaker and Ladies and Gentlemen of the House: I certainly would not

choose this opportunity to make another crack about the Majority party. However I would hope today that we would vote against reconsideration. This bill has been here enough times. We have debated it enough time, and I think that we have done enough with it.

I might point out that I hope that I am speaking as an individual legislator from Eagle Lake, and perhaps also as the Minority Floor Leader.

The SPEAKER: The Chair recognizes the gentleman from Harmony, Mr. Herrick

Mr. HERRICK: Mr. Speaker and Ladies and Gentlemen of the House: I would only like to make one comment on what the representative from Eagle Lake, Mr. Martin, said. He said this bill has been here long enough. This is true. But we have not discussed the legislation.

The SPEAKER: The pending question is on the motion of the gentleman from Albion, Mr. Lee, that the House reconsider its action of Thursday, May 13, whereby the Bill was passed to be engrossed as amended by House Amendment "A". All in favor of reconsideration will vote yes; those opposed will vote no.

ROLL CALL

YEAS — Ault, Bailey, Bedard, Berry, G. W.; Birt, Bither, Bragdon, Brawn, Bunker, Carey, Carter, Churchill, Curran, Curtis, A. P.; Donaghy, Doyle, Evans, Finemore, Fraser, Hancock, Hanson, Hardy, Hayes, Henley, Herrick, Kelleher, Kelley, R. P.; Kilroy, Lawry, Lee, Lincoln, MacLeod, Maddox, Marstaller, Murray, Norris, Page, Payson, Rand, Santoro, Shaw, Shute, Simpson, T. R.; Theriault, Trask, White.

NAYS — Albert, Baker, Barnes, Bartlett, Bernier, Berube, Bourgoin, Brown, Bustin, Call, Carrier, Clark, Clemente, Conley, Cooney, Cote, Cummings, Curtis, T. S., Jr.; Cyr, Dam, Dow, Drigotas, Dyar, Emery, E. M.; Farrington, Fecteau, Gagnon, Genest, Good, Goodwin, Hall, Haskell, Hawken, Hewes, Immonen, Jutras, Kelley, K. F.; Keyte, Lebel, Lessard, Lewin, Littlefield, Lizotte, Lucas, Lund, Lynch, Manchester, Marsh,

Martin, McCloskey, McCormick, McKinnon, McNally, Millett, Mills, Mosher, Orestis, Parks, Porter, Pratt, Rocheleau, Rollins, Ross, Scott, Sheltra, Simpson, L. E.; Slane, Smith, D. M.; Smith, E. H.; Stillings, Susi, Tanguay, Tyndale, Vincent, Webber, Wheeler, Whitson, Williams, Wood, M. W.; Wood, M. E.; Woodbury.

ABSENT — Berry, P. P.; Binnette, Boudreau, Collins, Cottrell, Crosby, Dudley, Emery, D. F.; Faucher, Gauthier, Gill, Hodgdon, Jalbert, Kelley, P. S.; Lewis, Mahany, McTeague, Morrell, O'Brien, Pontbriand, Silverman, Starbird, Wight.

Yes, 46; No, 81; Absent, 23.

The SPEAKER: Forty-six having voted in the affirmative, eighty-one in the negative, with twenty-three being absent, the motion to reconsider does not prevail.

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

Bill "An Act relating to the Laws of the Maine Industrial Building Authority" (S. P. 496) (L. D. 1372) — In Senate, passed to be engrossed as amended by Senate Amendment "A" (S-150) — In House, Senate Amendment "A" as amended by House Amendment "A" (H-270) thereto Adopted.

Tabled — May 14, by Mr. Donaghy of Lubec.

Pending — Passage to be engrossed in non-concurrence.

Thereupon, the Bill was passed to be engrossed as amended by Senate Amendment "A" as amended by House Amendment "A" thereto in non-concurrence and sent to the Senate.

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

AN ACT relating to Suspension of Motor Vehicle Operator's License for Speeding Violation (H. P. 1151) (L. D. 1602)

Tabled — May 14, by Mr. Marstaller of Freeport.

Pending — Passage to be enacted.

On motion of Mr. Gagnon of Scarborough, under suspension of the rules, the House reconsidered

its action of April 29 whereby the Bill was passed to be engrossed.

The same gentleman then offered House Amendment "C" and moved its adoption.

House Amendment "C" (H-280) was read by the Clerk and adopted.

Mr. Orestis of Lewiston then offered House Amendment "B" and moved its adoption.

House Amendment "B" (H-248) was read by the Clerk.

The SPEAKER: The Chair recognizes the same gentleman.

Mr. ORESTIS: Mr. Speaker and Ladies and Gentlemen of the House: I want to thank Mr. Gagnon for getting this bill back into the posture that it was in so that I could offer House Amendment "B" and explain what I was trying to do Friday.

House Amendment "B" merely changes House Amendment "A" to provide that persons convicted of speeding violations 15 miles an hour over the speed limit instead of ten miles an hour over the speed limit would be subject to the provisions of Mr. Gagnon's bill.

Since it is obviously the sense and pleasure of the House of Representatives that this bill be passed, I then offer this amendment to make the bill more reasonable and palatable to those of us who oppose it. Since most people are not stopped for speeding violations until they are going ten miles an hour over the speed limit, House Amendment "A" really in effect does nothing to the bill.

This House Amendment "B" would make the speeding violation one that had to be 15 miles an hour over the speed limit, which would in effect give the driver more leeway before he would be subject to the automatic suspensions.

I think it is an amendment which makes the bill more palatable to the opponents, and makes it more equitable to the drivers of the State of Maine, and I urge its passage.

The SPEAKER: The Chair recognizes the gentleman from Scarborough, Mr. Gagnon.

Mr. GAGNON: Mr. Speaker and Members of the House: I think I

have tried to make it about as equitable as I could with the amendments I have put on. I would hope you defeat the amendment and pass it as it was.

The SPEAKER: The pending question is the adoption of House Amendment "B". The Chair will order a vote. All in favor of adopting House Amendment "B" will vote yes; those opposed will vote no.

A vote of the House was taken. 59 voted in the affirmative and 60 voted in the negative.

Mr. Orestis of Lewiston requested a roll call vote.

The SPEAKER: The yeas and nays have been requested on the adoption of House Amendment "B". For the Chair to order a roll call it must have the expressed desire of one fifth of the members present and voting. All members desiring a roll call vote will vote yes; those opposed will vote no.

A vote of the House was taken, and more than one fifth of the members present having expressed a desire for a roll call, a roll call was ordered.

The SPEAKER: The Chair recognizes the gentleman from Rumford, Mr. Theriault.

Mr. THERIAULT: Mr. Speaker and Members of the House: If this amendment is put in at 15 miles an hour we might as well forget the whole bill. I feel that ten miles is being generous enough. And I, as a former police officer, know that there are people arrested when they go less than ten miles over the speed limit. In fact, the general consensus is that five miles an hour is given to a person. And I feel that this bill is okay without the Amendment "B" and should be left as is.

The SPEAKER: As many as are in favor of the adoption of House Amendment "B" will vote yes; those opposed will vote no.

ROLL CALL

YEA — Albert, Bernier, Berry, G. W.; Bourgoin, Brown, Bunker, Bustin, Carey, Carrier, Clemente, Conley, Cooney, Cote, Cyr, Dam, Doyle, Drigotas, Dyar, Finemore, Genest, Good, Hancock, Henley, Jutras, Kilroy, Lebel, Lee, Lessard, Lizotte, Lucas, Lynch, Manchester, Marstaller, Martin, McCloskey, Mc-

Cormick, McNally, Mills, Murray, Norris, Orestis, Page, Rand, Rocheleau, Santoro, Scott, Sheltra, Shute, Simpson, T. R.; Slane, Smith, D. M.; Tanguay, Vincent, Webber, Wheeler, Whitson.

NAY — Ault, Bailey, Baker, Barnes, Bartlett, Bedard, Berube, Birt, Bither, Bragdon, Brawn, Call, Carter, Churchill, Clark, Cottrell, Cummings, Curran, Curtis, A. P.; Curtis, T. S., Jr.; Donaghy, Dow, Emery, E. M.; Evans, Farrington, Fecteau, Fraser, Gagnon, Goodwin, Hall, Hanson, Hardy, Haskell, Hawkens, Hayes, Herrick, Hewes, Immonen, Kelleher, Kelley, K. F.; Kelley, R. P.; Keyte, Lawry, Lewin, Lincoln, Littlefield, Lund, MacLeod, Maddox, Marsh, Millett, Parks, Payson, Porter, Pratt, Rollins, Shaw, Simpson, L. E.; Smith, E. H.; Stillings, Susi, Theriault, Trask, Tyndale, White, Wight, Williams, Wood, M. W.; Wood, M. E.; Woodbury.

ABSENT — Berry, P. P.; Binnette, Boudreau, Collins, Crosby, Dudley, Emery, D. F.; Faucher, Gauthier, Gill, Hodgdon, Jalbert, Kelley, P. S.; Lewis, Mahany, McKinnon, McTeague, Morrell, Mosher, O'Brien, Pontbriand, Ross, Silverman, Starbird.

Yes 56; No, 70; Absent 24.

The SPEAKER: Fifty-six having voted in the affirmative and seventy in the negative, with twenty-four being absent, the motion does not prevail.

Thereupon, the Bill was passed to be engrossed as amended by House Amendments "A" and "C" in non-concurrence and sent up for concurrence.

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

Bill "An Act Permitting the Liquor Commission to Issue Liquor

Licenses to Public Golf Courses" (S. P. 450) (L. D. 1296) —In Senate, Majority "Ought not to pass" Report accepted. — In House, Minority "Ought to pass" Report accepted, House Amendment "B" (H-235) adopted.

Tabled — May 14, by Mr. Susi of Pittsfield.

Pending — Adoption of House Amendment "A" (H-226).

The SPEAKER: The Chair recognizes the gentleman from Westfield, Mr. Good.

Mr. GOOD: Mr. Speaker and Members of the House: On checking over the papers I find that House Amendment "A" under filing number (H-226) is an amendment that has to do with Bill "An Act relating to Definition of Restaurant under the Liquor Law," L. D. 1295. This doesn't pertain to this bill at all. What am I supposed to do now?

On motion of Mr. Carey of Waverille, tabled pending the adoption of House Amendment "A" and tomorrow assigned.

The Chair laid before the House the following matter:

Bill "An Act relating to Preference to Maine Workmen and Contractors" (S. P. 163) (L. D. 485) which was tabled earlier in the day and later today assigned.

On motion of Mr. Martin of Eagle Lake, retabled pending the motion of Mr. Good of Westfield to accept the Majority "Ought not to pass" Report in non-concurrence and tomorrow assigned.

On motion of Mr. Cyr of Madawaska,

Adjourned until nine o'clock tomorrow morning.