

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

One Hundred and Sixth

Legislature

OF THE

STATE OF MAINE

1973

KENNEBEC JOURNAL
AUGUSTA, MAINE

HOUSE

Tuesday, February 20, 1973

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

Prayer by the Rev. Mrs. Winifred Reynolds of Weeks Mills.

The members stood at attention during the singing of the National Anthem by the University of Maine, Portland-Gorham choir.

The journal of the previous session was read and approved.

Orders Out of Order

Mr. Garsoe of Cumberland presented the following Order and moved its passage:

ORDERED, that Ellen Bickmore, Kathy Brewster of Cumberland and Karen Cressey of Londonderry, N.H. be appointed Honorary Pages for today.

The Order was received out of order by unanimous consent, read and passed.

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

ORDERED, that David Jacques of Lewiston be appointed Honorary Page for today.

The Order was received out of order by unanimous consent, read and passed.

Mr. Hamblen of Gorham presented the following Order and moved its passage:

ORDERED, that Denise Hamblen and Heather Graffam of Gorham be appointed Honorary Pages for today.

The Order was received out of order by unanimous consent, read and passed.

Papers from the Senate

Bills and Resolve from the Senate requiring reference were disposed of in concurrence, with the following exception:

Bill "An Act Creating Regional Library Systems" (S. P. 281) (L. D. 828)

Came from the Senate referred to the Committee on Education.

(On motion of Mr. Jalbert of Lewiston, tabled pending reference in concurrence and tomorrow assigned.)

Non-Concurrent Matter

Resolve Appropriating Funds to the Bath-Brunswick Mental Health Association to Purchase a Facility for a Federally Funded Expanded Program" (S. P. 108) (L. D. 253) (Emergency) which was passed to be engrossed as amended by Committee Amendment "A" (S-7) and House Amendment "A" (H-27) in the House on February 14.

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

In the House: On motion of Mr. Haskell of Houlton, the House voted to recede and concur.

Petitions, Bills and Resolve Requiring Reference

The following Bills and Resolve were received and, upon recommendation of the Committee on Reference of Bills, were referred to the following committees:

Appropriations and Financial Affairs

Bill "An Act to Finance Medical Care for the Indigent Residents of Maine" (H. P. 747) (Presented by Mrs. Lewis of Auburn)

(Ordered Printed)

Sent up for concurrence.

Constitutional State Reapportionment

Resolve to Apportion 151 Representatives among the Several Counties, Cities, Towns, Plantations and Classes in the State of Maine (H. P. 472) (Presented by Mr. Curtis of Orono)

(Ordered Printed)

Sent up for concurrence.

County Government

Bill "An Act Relating to Salaries of Certain County Officials of Oxford County" (H. P. 756) (Presented by Mr. Henley of Norway)

(Ordered Printed)

Sent up for concurrence.

Education

Bill "An Act Relating to Vivisection in Biology Classes at the Secondary Level" (H. P. 742) (Presented by Mr. Lynch of Livermore Falls)

Bill "An Act Relating to Exceptional Children" (H. P. 751)
(Presented by Mr. Ault of Wayne)
(Ordered Printed)
Sent up for concurrence.

Fisheries and Wildlife

Bill "An Act Regulating Speed of Motorboats on the Songo and Crooked Rivers, Cumberland County" (H. P. 741) (Presented by Mr. Hancock of Casco)
(Ordered Printed)
Sent up for concurrence.

Judiciary

Bill "An Act Relating to Discrimination Against Persons Who Refuse to Perform or Assist Abortions" (H. P. 739) (Presented by Mr. Jalbert of Lewiston)

Bill "An Act Relating to Immunity of Persons or Hospitals Refusing to Perform or Assist in Abortions" (H. P. 740) (Presented by the same gentleman)

Bill "An Act to Require Certificates of Death to be Type-written" (H. P. 746) (Presented by Mr. Rolde of York)

Bill "An Act to Make Uniform the Law of Partnerships" (H. P. 752) (Presented by Mr. Dunleavy of Presque Isle)

(Ordered Printed)
Sent up for concurrence.

Tabled and Assigned

Bill "An Act to Prevent Discrimination in the Field of Medical Care" (H. P. 755) (Presented by Mr. Whitzell of Gardiner)

The Committee on Reference of Bills suggested the Committee on Judiciary.

(On motion of Mr. Fraser of Mexico, tabled pending reference and tomorrow assigned.)

Labor

Bill "An Act Relating to Definition of Hotel under Labor Laws" (H. P. 744) (Presented by Mr. MacLeod of Bar Harbor)

Bill "An Act Relating to Permanent Compensation for Particular Injuries under the Workmen's Compensation Law" (H. P. 748) (Presented by Mr. Dunleavy of Presque Isle)

(Ordered Printed)
Sent up for concurrence.

Legal Affairs

Bill "An Act Amending the Bay Point Village Corporation" (H. P. 743) (Presented by Mr. Merrill of Bowdoinham)

(Ordered Printed)
Sent up for concurrence.

Marine Resources

Bill "An Act to Regulate Size of Scallop Drags Used in Certain Coastal Areas" (H. P. 745) (Presented by Mr. MacLeod of Bar Harbor)

Bill "An Act to Promote the Conservation and Management of Maine's Shellfish Resources" (H. P. 753) (Presented by Mr. Emery of Rockland)

(Ordered Printed)
Sent up for concurrence.

Natural Resources

Bill "An Act to Enable the Board of Environmental Protection to Control the Effects of Erosion" (H. P. 750) (Presented by Mr. Rolde of York)

Bill "An Act to Transfer the Responsibility for Bulldozing in Streams from Department of Inland Fisheries and Game to Department of Environmental Protection" (H. P. 757) (Presented by Mr. Henley of Norway) (Later reconsidered)

(Ordered Printed)
Sent up for concurrence.

Public Utilities

Bill "An Act Relating to Utility Promotion and Advertising Expenses" (H. P. 754) (Presented by Mr. Whitzell of Gardiner)

(Ordered Printed)
Sent up for concurrence.

Veterans and Retirement

Bill "An Act Including Employees of Council 74 of the American Federation of State, County and Municipal Employees under State Retirement System" (H. P. 749) (Emergency) (Presented by Mr. Rolde of York)

(Ordered Printed)
Sent up for concurrence.

Orders

On motion of Mrs. McCormick of Union, it was

ORDERED, that Richard G. Morton be excused for one week,

February 20, 21, 22 and 23rd to attend the National Auto Dealers Association Convention.

House Reports of Committees Ought Not to Pass

Mr. Henley from the Committee on Judiciary reporting "Ought not to pass" on Bill "An Act Prohibiting the Sale of Air Guns" (H. P. 170) (L. D. 212)

Mr. Ferris from the Committee on Education reporting "Ought not to pass" on Bill "An Act Relating to Representation of Boards of School Directors" (H. P. 99) (L. D. 120)

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

Divided Report

Majority Report of the Committee on Judiciary reporting "Ought not to pass" on Bill "An Act Relating to Fees for Forest Lands and Wild Lands Posted Against Trespass" (H. P. 58) (L. D. 70)

Report was signed by the following members:

Messrs. TANOUS of Penobscot
SPEERS of Kennebec
BRENNAN of Cumberland
— of the Senate.

Mrs. BAKER of Orrington
Messrs. HENLEY of Norway
PERKINS
— of South Portland
McKERNAN of Bangor
CARRIER of Westbrook
DUNLEAVY

— of Presque Isle
Mrs. WHITE of Guilford
Mrs. WHEELER of Portland
Mrs. KILROY of Portland
— of the House.

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

Report was signed by the following member:

Mr. GAUTHIER of Sanford
— of the House.

Reports were read.

The SPEAKER: The Chair recognizes the gentlewoman from Orrington, Mrs. Baker.

Mrs. BAKER: Mr. Speaker, I move the acceptance of the Majority Report.

The SPEAKER: The gentlelady from Orrington, Mrs. Baker, moves the acceptance of the

Majority "Ought not to pass" Report.

The Chair recognizes the gentleman from Strong, Mr. Dyar.

Mr. DYAR: Mr. Speaker and Members of the House: I won't take much of your time this morning. This bill is probably five years too early. It is strange that the same people who opposed me in the 104th and 105th sessions showed up in their usual proportion the day of the public hearing on this bill. I was surprised, one representative spoke for the whole group that day. I acknowledged to the committee that I could probably give them twenty questions and answers ahead of time that would be used by the opponents to defeat this bill, and I think I hit fifteen out of the twenty.

This particular bill would not have affected the small landowners here in the state. It was aimed to open up our lands that are being posted and closed by the large landowners, out of staters who are coming in and buying old farms collectively, burning down the buildings, coming in in November with their camper trailers and hunting on their own private game preserves.

I would like to quote briefly from the Maine Times of February 2 of this year, where it refers to Governor Baxter's administration in this state.

In 1921 Governor Baxter had adversaries who drafted a bill which would set up a private company and take over the state-owned Long Falls dam to control the river's height and log drives. It passed both the House and Senate, but Governor Baxter vetoed this bill, comparing the bill to the great land steal of the European and North American Railroad when they took over 735,000 acres of State land. The Governor also said 52 years ago: "the time must never come when the forest areas of Maine are made great hunting preserves to be enjoyed by only the friends of powerful interests. Such things savor of feudal times when the lords and barons of England claimed the sole right to fish and game on their great estates."

The New Republic on November 25, 1972, I would like to quote briefly from this: "The larger landholders are moving more slowly, letting the small operators make the mistakes and take the public's wrath. When the state has had it with the small developers, the paper and timber companies seem confident that their own plans for higher quality and higher cost developments will be welcomed.

Recently a corporation bought Saddleback Mountain for a ski and second home development. Scott Paper has established a subsidiary, Skylark Corporation, to handle its recreational development business," which includes at least Squaw Mountain. "One of its first efforts was to talk the state into bartering away public land on Squaw Mountain for a Scott-sponsored ski complex. Scott also owns some 800,000 acres around beautiful and as yet unspoiled Moosehead Lake.

The latest entrant into the Maine land grab is the International Telephone and Telegraph Company. ITT has recently purchased almost 50,000 acres outside of Eustis in west central Maine, has an option on about 30,000 more, and is still buying. ITT has fenced its land and posted guards at the gate and refused to give any clue to its future plans."

Ladies and gentlemen of this House, the fence is not there in reality but if you can visualize an area of land with an imaginary fence reaching from here to Winthrop in the west, running north into Readfield-Mount Vernon area, crossing back through Belgrade here to Augusta, you have just got a small portion of the land in my district that has been posted where the taxpayers in my district can no longer fish and hunt without being harassed.

I am going along with this report today, the "ought not to pass" report. I hope some future session of this Legislature, this body, will see fit to investigate what is going on in the back woods of Maine and clear up this matter before our whole state becomes closed to the public, like many areas of this state are at the present time.

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

Mr. GAUTHIER: Mr. Speaker and Members of the House: I am glad to be just the minority on this committee that voted for Mr. Dyar's bill, and the reason for it was that, as well as Mr. Dyar, I would like to let the people of the State of Maine here know that in the future, if we continue the way things are going at the present time with ITT and many other big concerns coming in the State, you are going to lose your land I am telling you, it is coming very fast.

I happened, since this bill was put in, I was talking to — several of us meet at the drug store on Sunday morning. We had coffee, businessmen and fishermen and so forth, and I was talking with one of our police lieutenants who has retired in the last three or four years and all he is doing at the present time, he has got a camper, he goes all over the state visiting these different parks and he said to me, "Roland, it is coming to the point," he says, "they are closing the door." He says, "One place that I have been recently, the land is posted, but I can get in if I pay a \$5 fee on this land." And he said, "You know, if you leave on Sunday, if you want to go to church, if you want to go and get provisions, if you want to get back in you have to pay another \$5."

And also I was talking recently with a member of this body and he told me that there is a group of people that had leased land on one of these ponds and they have been told that the gate was going to be closed, going to be locked. The only ones that could come in on this lake would be by plane. So these people who have been living there, not millionaires, but people of this state, who have been there with their families for years, have been told that if they don't move these cottages out of there that they are going to be burned.

So I say to you, like one of the gentlemen who spoke before the Rotary Club in Sanford not too long ago who is restoring one of the towns new liverys, he is restoring

it to its years, originally how it was in these years. He is spending one half a million dollars. I can't remember the name of this small town but he spent a lot of money and he told the Rotary Club in Sanford, he says, "If the people of the State of Maine don't wake up and get hold of this land, they are going to be foreigners and they won't own any land." And this was the reason why I thought that you people here and the people in the State of Maine should know what is going on.

Pretty soon you are not going to be natives of this land, you are going to be outsiders and you won't even be looking in. These strangers are coming in and taking your land away from you and this is what I would like to stop in some way, if possible. I think Mr. Dyar has mentioned that to you and this is my reason for signing the minority report. I am telling you now, once and for all, let these people coming in from out of state come in and tell us that if we don't do something about it we are losing our land. So it is up to you people and this is the reason why I gave you this possibility of thinking over and discussing it.

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 all know, I represent an area which sometimes people refer to as the size of the State of Rhode Island. I wonder at times, in fact I say that I represent about 6,000 people and 20 million trees and people sort of laugh, but it is true that my particular area involves a great deal of land and a great deal of land that is owned by a few people, mostly corporations that live outside the State of Maine that derive benefits from that land.

When I was a child I can recall going into the woods without any problems at all, and over the years I have noticed that the landowners have started to put up fences around and gates to stop people from going through or to at least regulate them to some degree and at the same time to charge them for the use of the land. All of this

occurred, I might point out, without increases to them by the State of Maine in taxes upon their land. Granted, in the past couple of years the taxes have increased but, this is only in the very recent past and is not something that occurred way back.

The thing really came to a front last week when I attended a meeting in St. Francis and someone came up to me and indicated that their child had gone on a logging road last summer and they had to pay a \$1 fee to ride their bike upon the road that was closed off or gated off by the landowners. I couldn't quite believe it until the guy who maintained the gate said that that was indeed true, that the child who is in the sixth or seventh grade was just merely bicycling along the road and had some desire to go beyond to go fishing in one of the small brooks and had to pay \$1 for the use of the road. If we have reached that point, then perhaps we have reached the point where the time has come for the State of Maine to derive a greater tax revenue in one form or the other from the people who own the land.

I have no objections to their attempting to regulate the people that are going in, obviously, because this is necessary to prevent fires or perhaps to prevent people from destroying the wildlife and the natural resources that we have, but it reaches that point where people who have been using that land, that have been literally bicycling, if you want to call it that, and the next day you have got to pay a dollar, then we have perhaps gone too far. We have allowed them to go that far and we have no one to blame but ourselves.

I agree with the gentleman from Strong, Mr. Dyar, that perhaps this bill is a little early but at the same time it is fast approaching when we have got to do something like this. I think we have got to give serious consideration in the next couple of years to imposing some type of regulation, even though I know that this is not the proper vehicle with which to do it.

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

Mr. LaPOINTE: Mr. Speaker and Ladies and Gentlemen of the House: I would like to commend Mr. Dyar on his vision and his foresight. It is very rare that a city boy like myself will probably be in accord with some of the rural interests in the state. But I would like to raise the question to the House, to the ladies and gentlemen of the House, how much time do we actually have before this situation that is being described by Mr. Martin becomes a reality for many many more of us?

Let me share with you an experience that I had in Portland three weeks ago. In the course of a conversation I had with a colleague at work, he related to me the following story. A group of real estate entrepreneurs in Portland who have on their staff three people, their primary function is to buy property, to buy fifty acres or more of property, any property that is available on the market and sell it five to ten years hence at a markup and to make a profit.

I think that all of us in the House should become aware of this situation and the many more situations that are developing that will affect our state, the people in our state, in the very near and not too distant future because it is happening now, and because we must become very much aware of this situation because what Maine loses will be ITT and the out-of-stater's gain and we will lose everything.

The SPEAKER: The Chair recognizes the gentlelady from Orrington, Mrs. Baker.

Mrs. BAKER: Mr. Speaker and Members of the House: The committee action on this bill was based on the thought that the bill is discriminatory, in that only owners of property of over 500 acres would be affected by the bill. That is the principal objection to it.

There may be some complaints and some merit in the thought that people are prohibited from trespassing on lands of these large landowners, but they are taxpayers and they are paying their assess-

ments. We felt that this was sort of a double taxation and it is not the proper approach to take care of the problem.

The SPEAKER: The Chair recognizes the gentleman from Strong, Mr. Dyar.

Mr. DYAR: Mr. Speaker and Members of the House: I would like to comment on what the gentlewoman from Orrington just stated. This 500-hundred acre provision was brought up in the opposition by the paper companies. Now this bill was drawn up to affect lands that are taxed on the forest productivity and they say that the 500 acres are arbitrary.

Now let me call your attention to the 105th Legislature, when this body passed a bill allowing the paper companies with 500 acres or more to come under the forest productivity tax automatically. This is the same figure that the paper companies used in the 105th Legislature. This piece of legislation was drawn up by the paper companies, so my figure of 500 acres is no more arbitrary than the 500 acres they presented in the 105th.

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

Mr. HENLEY: Mr. Speaker and Ladies and Gentlemen of the House: I think that perhaps we are getting a bit of emotionalism mixed into this thing. I can be and was in complete agreement with Mr. Dyar on the objective attempt that we are trying to arrive at. I know that this is my second term in Judiciary and even though I am not an attorney, I have got the feel of fair laws and unfair laws and in addition to perhaps a feeling of discrimination, my feeling in the matter is that the approach is not right for what we are trying to gain.

We have a type of government in this, our Republic, that has honored property and the property owner through the years. Their privacy has been honored and real estate that a person owned, whether that is an entity or a group or a person, has been afforded a certain amount of protection from erosion of his rights.

I feel that some other approach has got to be made to this situation. If a person purchases a piece of land in all good faith and he is paying the taxes that are demanded, whether it happens to be 500 acres or 3,000, I feel that until we find some other approach, that we have no right to say that you are either going to allow the public to come in or you are going to have to pay us a fee. That is almost as bad as the person who happens to own a stretch on both sides of a stream and puts up a gate and says, "I am charging everybody that goes through here." We have more or less done away with those things, they were quite prevalent in the past, certain stretch of road where there would be a toll gate. But this amounts to the same thing.

We say and my friend up back here insisted that the people come in from out of state and take over our land. They don't take it over unless they pay for it. We don't have to sell it to them. So that is what I base my opinion on. I still am in perfect agreement that something should be done, because the time is fast coming and the gentleman, Mr. LaPointe, back here from Portland states that the time is running out. But I still believe that this is not the approach to make, because in the first place I don't think that it would be constitutional, I think that it would be defied, that it would be thrown out, so we have got to establish a policy that can be approached through our Department of Ecology or conservation or something in that manner. I don't believe that we can do it with the manner of fining so much an acre for someone that puts up a "no trespass" sign.

So for this time I would oppose a bill on those grounds and hope that we can find the way in the next two or three years for a real solution.

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

Mr. PERKINS: Mr. Speaker and Ladies and Gentlemen of the House: The intent of this bill is wonderful and I think that we all agree. This bill, however, is so full

of loopholes that it will be ineffective regardless of whether we pass it or not.

If you note by the bill there are several exemptions. First of all, instead of posting the land, what will the land owner do, put a fence up? Or he can stand somebody out there and tell people to stay off the land then he has bypassed the bill. Anyone going on someone else's land is still a trespasser whether you post it or you don't, so long as you are told to stay off it. All he has to do is cut the timber and he is exempt. In addition there is a further exemption as to vehicular traffic, so consequently, the bill by itself, as it stands today, is actually inoperative. It will be difficult to administer, in fact I would doubt if you get three bucks for one acre because you would get by it. So while I am sure the committee was in favor with the intent and would like to see some form of regulation, this was just not the vehicle.

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

Mr. GAUTHIER: Mr. Speaker and Members of the House: I would like to answer my seatmate in Judiciary, Mr. Henley, my good friend, that I would like to give an example of just what he mentioned.

Two years ago, or four years ago, I was called in to the Majority Floor Leader's office in the corner over here. Every member of this House that was in the House at that time, Republican or Democrat, your Minority Leader was over there, your Majority Floor Leader was there and it was Mr. Harry Richardson who is in the other body — I can't name the House, but the other body at this time, who told me personally and Mr. LeBlanc told me personally, these people are coming into this State and grabbing the land. They are not paying the proportionate share of taxes that they should be paying according to what we are paying and this is what I don't like, and there is no reason for that.

Senator Richardson who was the Majority Floor Leader told us over there in that corner that the

lobbyists were stronger than every member of this Legislature. He says we have been trying to pass bills here for years to have these people pay their proportionate share, their fair share, and he said they are not paying it, but he said the people of this state are supporting them, are paying for them.

The SPEAKER: The Chair recognizes the gentleman from Southport, Mr. Kelley.

Mr. KELLEY: Mr. Speaker and Ladies and Gentlemen of the House: I am opposed to this bill the way it is written. I think one of the things that has been overlooked is the law of the land, the colonial ordinances, any great pond, anybody can go in and fish. They have to have a fishing license and you can own the land for miles around but you can't keep them from walking in there to fish the pond and you can't keep them from flying in. So they are not closing off the big ponds or lakes, they are just little streams and this type of thing.

Mr. Norris of Brewer requested a roll call vote.

The SPEAKER: The gentleman from Brewer, Mr. Norris, requests a roll call vote. For the Chair to order a roll call vote it must have the expressed desire of one fifth of the members present and voting. All those 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 gentlelady from Orrington, Mrs. Baker, the House accept the Majority "Ought not to pass" Report. All in favor of that motion will vote yes; those opposed will vote no.

ROLL CALL

YEA — Baker, Berry, G. W.; Berube, Birt, Bither, Boudreau, Bragdon, Briggs, Brown, Bunker, Cameron, Carrier, Chick, Cottrell, Curran, Curtis, T. S., Jr.; Dam, Donaghy, Dudley, Dunleavy, Dunn, Evans, Farnham, Farrington, Ferris, Flynn, Gahagan, Garsoe,

Hamblen, Haskell, Henley, Hodgdon, Hoffses, Huber, Hunter, Immonen, Jacques, J Albert, Kelleher, Kelley, Kelley, R. P.; Kilroy, Knight, Lawry, Lewis, E.; Littlefield, Lynch, MacLeod, Maddox, Mahany, McKernan, Merrill, Murchison, Najarian, Palmer, Parks, Perkins, Pratt, Shaw, Shute, Simpson, L. E.; Smith, S.; Stillings, Trask, Trumbull, Tynedale, Walker, Wheeler, White, Willard.

NAY — Albert, Ault, Berry, P. P.; Binnette, Brawn, Bustin, Carter, Chonko, Churchill, Clark, Conley, Connolly, Cote, Cressey, Crommett, Davis, Deshaies, Dow, Drigotas, Dyar, Emery, D. F.; Farley, Faucher, Fecteau, Fine-more, Fraser, Gauthier, Good, Goodwin, H.; Goodwin, K.; Green-law, Hancock, Herrick, Hobbins, Jackson, Keyte, LaPointe, LeBlanc, Lewis, J.; Martin, Maxwell, McCormick, McHenry, McMahon, McNally, McTeague, Mills, Morin, L.; Morin, V.; Mulkern, Murray, Norris, O'Brien, Peterson, Pontbriand, Ricker, Rolde, Rollins, Ross, Silverman, Smith, D. M.; Snowe, Sproul, Susi, Talbot, Tanguay, Theriault, Tierney, Webber, Whitzell, Wood, M.E.

ABSENT — Barnes, Carey, Cooney, Genest, Lacharite, Morton, Santoro, Sheltra, Soulas.

Yes, 70; No, 71; Absent, 9.

The SPEAKER: Seventy having voted in the affirmative and seventy-one having voted in the negative, with nine being absent, the motion does not prevail.

Thereupon, the Minority "Ought to pass" Report was accepted, the Bill read once and assigned for second reading tomorrow.

Order Out of Order

Mr. Gahagan of Caribou presented the following Order and moved its passage:

ORDERED, that Barbara Beem of Caribou be appointed Honorary Page for today.

The Order was received out of order by unanimous consent, read and passed.

Referred to Committee on Appropriations and Financial Affairs

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

"An Act to Replace Lump Sum Financing of State Employees Retirement with Percentage Financing Based upon Payrolls Paid" (H. P. 216) (L. D. 289) reported that it be referred to the Committee on Appropriations and Financial Affairs. (Emergency)

Report was read and accepted, the Bill referred to the Committee on Appropriations and Financial Affairs and sent up for concurrence.

Referred to Committee on Judiciary

Mr. Bragdon from the Committee on Appropriations and Financial Affairs on Bill "An Act Relating to Compensation Upon Retirement of Judges of the District Court and Active Retired Judges" (H. P. 250) (L. D. 331) reported that it be referred to the Committee on Judiciary.

Report was read and accepted, the Bill referred to the Committee on Judiciary and sent up for concurrence.

On motion of Mr. Simpson of Standish, the House reconsidered its action of earlier in the day whereby Bill "An Act to Transfer the Responsibility for Bulldozing in Streams from the Department of Inland Fisheries and Game to Department of Environmental Protection, House Paper 757, was referred to the Committee on Natural Resources.

On further motion of the same gentleman, tabled pending reference and tomorrow assigned.

Consent Calendar First Day

(H. P. 96) (L. D. 117) Bill "An Act Relating to Lights and Reflectors on Bicycles" (Committee on Transportation reporting "Ought to Pass" as amended by Committee Amendment "A" H-34).

No objection having been noted, was assigned to the Consent Calendar's Second Day list.

(H. P. 108) (L. D. 128) Resolve Authorizing the Forest Commissioner to Convey Certain Islands in Southwest Harbor, Hancock County (Committee on Natural Resources reporting "Ought to pass" in New

Draft and Under New Title: "Resolve Authorizing the Forest Commissioner to Convey Certain Lands in Southwest Harbor, Hancock County")

The New Draft not having been printed, no action was taken.

(H. P. 223) (L. D. 296) Bill "An Act to Provide a Feasibility Study for a Turnpike Facility from Houlton to Van Buren" (Committee on Transportation reporting "Ought to pass")

Objection was noted.

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

Mr. McHENRY: Mr. Speaker, I would like to offer an amendment to this tomorrow.

Thereupon, the Report was accepted, the Bill read once and tomorrow assigned for second reading of the bill.

Thereupon, the Report was read and accepted, the Bill read once and assigned for second reading tomorrow.

(H. P. 294) (L. D. 398) Resolve to Reimburse Norman W. Ahlholm of Warren for Loss of Beehives (Committee on Legal Affairs reporting "Ought to pass")

(H. P. 307) (L. D. 409) Bill "An Act Relating to Issuance of Temporary Notes by Hospital Administrative District No. 1 in Penobscot County" (Committee on Legal Affairs reporting "Ought to pass")

No objection having been noted, the Bill and Resolve were assigned to the Consent Calendar's Second Day list.

(S. P. 161) (L. D. 416) Bill "An Act to Allocate Moneys from the Highway Fund for State Aid Construction" (Emergency) (Committee on Transportation reporting "Ought to pass")

Objection was noted.

Thereupon, the Report was read and accepted and the Bill read once.

Under suspension of the rules, the Bill was read the second time, passed to be engrossed and sent to the Senate.

Consent Calendar Second Day

(H. P. 9) (L. D. 9) Resolution Proposing an Amendment to the Constitution Reducing Residence Requirement for Voting to Thirty Days

(H. P. 42) (L. D. 49) Bill "An Act Relating to Assistance to Blind Persons in Marking Absentee Ballots" (C. "A" H-31)

(S. P. 68) (L. D. 170) Bill "An Act to Clarify the State Records Law"

(H. P. 209) (L. D. 282) Bill "An Act Permitting the Commissioners of Franklin County to Transfer Bridge Account Moneys"

No objection having been noted, the Bills and Resolution were passed to be engrossed and sent to the Senate.

Tabled and Assigned

(H. P. 230) (L. D. 310) Bill "An Act Revising the Maine Egg Grading Law"

Objection was noted.

(On motion of Mr. Evans of Freedom, tabled pending acceptance of the Committee Report and specially assigned for Thursday, February 22.)

(H. P. 234) (L. D. 315) Bill "An Act Relating to Federal and State Standards and Labeling of Milk and Milk Products"

Objection was noted.

Thereupon, the Report was read and accepted, the Bill read once and assigned for second reading tomorrow.

(S. P. 276) (L. D. 764) Bill "An Act to Increase Outdoor Advertising License and Permit Fees and Extend Controls" (New Draft of S. P. 107, L. D. 252)

Thereupon, the Report was read and accepted, the New Draft read once and assigned for second reading tomorrow.

Second Reader Tabled and Assigned

Bill "An Act Providing Complimentary Hunting Licenses to Maine Residents over 70 Years of Age" (S. P. 1) (L. D. 28)

Was reported by the Committee on Bills in the Second Reading and read the second time.

Mr. Dyar of Strong offered House Amendment "A" and moved its adoption.

House Amendment "A" (H-33) was read by the Clerk.

The SPEAKER: The Chair recognizes the same gentleman.

Mr. DYAR: Mr. Speaker and Members of the House: This legislation, as it presently stands, has Committee Amendment "A" on it which states that the person applying for the complimentary license must have had a current eye examination.

Nowhere in the bill is there any provision for a person of age 70 asking for this privilege, there is no residency requirement whatsoever. Due to our ever changing laws on requirements of this nature, I feel that we should have at least a 5-year provision in this. If a man has been buying a hunting license in this state for a number of years, I feel that he should be considered over the person who moves in this year and gets a license next year.

This also provides that the person making the request for a complimentary license shall have had a Maine hunting license for the previous season. For example, in 1974 if this bill is law, the person requesting the free hunting license would have had to hold a license that he purchased in Maine in 1973 — a resident license he purchased in Maine.

Thereupon, on motion of Mr. Henley of Norway, tabled pending the adoption of House Amendment "A" and tomorrow assigned.

Second Reader Tabled and Assigned

Bill "An Act Relating to Hunting from Public Ways" (H. P. 160) (L. D. 202)

Was reported by the Committee on Bills in the Second Reading and read the second time.

(On motion of Mr. Simpson of Standish, tabled pending passage to be engrossed and tomorrow assigned.)

Passed to Be Engrossed

Bill "An Act Revising the Boiler Law to Include Certain Pressure Vessels" (H. P. 164) (L. D. 206)

Bill "An Act Relating to Inspection Methods and Frequencies of Steel Hot Water Heating Boilers" (H. P. 179) (L. D. 221)

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

Passed to Be Enacted Emergency Measure

An Act Prohibiting Swimming or Bathing in Upper and Lower Hadlock Ponds, Hancock County (H. P. 109) (L. D. 129) (C. "A" H-20)

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. 123 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.

Emergency Measure

An Act Prohibiting Swimming or Bathing in Jordan Pond, Hancock County (H. P. 116) (L. D. 136) (C. "A" H-21)

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

The SPEAKER: The Chair recognizes the gentleman from Bar Harbor, Mr. MacLeod.

Mr. MacLEOD: Mr. Speaker, Ladies and Gentlemen of the House: I would like to clarify this for the gentleman from Eastport. You will notice three bills in here this morning which are practically all the same, and they are the public water supplies for three towns on Mount Desert Island.

This being an emergency measure and a two-third vote of all the members elected to the House being necessary, a total was taken. 147 voted in favor of same and none against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act Relating to the Preparation of List of Prospective Jurors" (S. P. 59) (L. D. 164) (C. "A" S-9)

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

Emergency Measure

An Act Prohibiting Pollution of Eagle Lake, Hancock County (H. P. 142) (L. D. 175) (C. "A" H-23)

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

Passed to Be Enacted

An Act to Revise Maine Boat Law to Conform with Federal Law (H. P. 62) (L. D. 74)

An Act Relating to Discharges of Mortgages, Attachments and Liens (H. P. 120) (L. D. 144) (C. H-22)

An Act Relating to the Renewal of Maine Sales or Use Tax and Income Tax Warrants (S. P. 72) (L. D. 189)

An Act Relating to Construction of State Aid Bridges. (S. P. 114) (L. D. 259)

An Act Authorizing Department of Transportation to Make Advance Replacement Housing Allowance Payments Under the Relocation Assistance Act (S. P. 116) (L. D. 261)

An Act Repealing the Limited-user Highway Law (S. P. 117) (L. D. 262)

Finally Passed

Resolve to Reimburse Aviation Oil Company for Tax Paid for Shrinkage of Motor Fuel (S. P. 5) (L. D. 32)

Were reported by the Committee on Engrossed Bills as truly and strictly engrossed, Bills passed to be enacted, Resolve finally all 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:

Bill "An Act Relating to Lights on Motor Vehicles of Baxter State Park Rangers" (H. P. 131) (L. D. 155)

Tabled — February 14, by Mr. Birt of East Millinocket.

Pending — Passage to be enacted.

On motion of Mr. Birt of East Millinocket, under suspension of the rules, the House reconsidered its action of February 7 whereby the Bill was passed to be engrossed.

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

House Amendment "A" (H-35) was read by the Clerk and adopted and the Bill 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 second tabled and today assigned matter:

Bill "An Act Relating to Fees of Deputy Sheriffs" (H. P. 734)

Tabled — February 15, by Mr. Martin of Eagle Lake.

Pending — Reference.

Thereupon, the Bill was referred to the Committee on County Government, ordered printed and sent up for concurrence.

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

Joint Resolution relative to Womens' Rights (H. P. 758)

Tabled — February 15, by Mr. Simpson of Standish.

Pending — Adoption.

On motion of Mr. Martin of Eagle Lake, retabled pending adoption and tomorrow assigned.

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

Bill "An Act Relating to Regulations Governing Horsepower of Boats on Certain Inland Waters" (S. P. 11) (L. D. 68) (C. "A" - S-4) (H. "A" to C. "A" - H-26)

Tabled — February 15, by Mr. Donaghy of Lubec.

Pending — Passage to be enacted.

This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a total was taken. 123 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.

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

Bill "An Act Relating to the Wearing of Fluorescent Orange Clothing While Hunting During Hunting Season" (H. P. 50) (L. D. 57) (C. "A" — H-11) (H. "A" to C. "A" - H-18).

Tabled — February 15, by Mr. Simpson of Standish.

Pending — Passage to be enacted.

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

Mr. CARTER: Mr. Speaker, Ladies and Gentlemen of the House: I am currently in the process of having an amendment drawn through the Attorney General's Office to bring some clarification on this bill. I would hope that somebody would table this bill for one day so that I can present the amendment and it can be debated.

On motion of Mr. Martin of Eagle Lake, tabled pending passage to be enacted and tomorrow assigned.

Bill "An Act Relating to Hunting Pheasants" (H. P. 101) (L. D. 121) (H. "A" - H-19)

Tabled — February 15, by Mr. Brawn of Oakland.

Pending — Passage to be enacted.

The SPEAKER: The Chair recognizes the gentleman from Oakland, Mr. Brawn.

Mr. BRAWN: Mr. Speaker, Ladies and Gentlemen of the House: You probably wonder why I tabled this bill. I wanted to do a little more research into it, which I have done through the Fish and Game Department. The money they need is not to raise pheasant, it is to create, which has been

done, a new supervisor's position. Rather than to take a supervisor out of the field of our wardens, we have taken the son of one of the head ones in administration so he could stay at home. Ladies and gentlemen, if this amount of money was put into wardens, we would not need this dollar.

When this started years ago, back in the 20's, we were told that this was going to be one of the greatest attractions to tourists in the state. It has never worked.

They told the fish and game clubs that if we would take these birds, build our own pens, take fifty or a hundred or two hundred of these birds and furnish our own feed and raise them, that we would attract people here. I did build this fence and I did raise these birds until I got them full grown. I was gone away one Saturday and when I returned that night, my doors were opened and every bird was gone. I asked the neighbors what happened to my birds. They said the Fish and Game Department was here and took them to liberate them.

Gentlemen, I never knew where those birds went and I paid this out of my own pocket. And a few days later I was at a place where the warden was liberating pheasants. I saw a man out of the commission with a dog shooting these birds as they were liberated. This is why this program is not working, ladies and gentlemen, and I am against it. I hope this morning when the vote is taken it will be taken by the yeas and nays and every one of you will vote with me.

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

Mr. BITHER: Mr. Speaker, may I inquire what the motion is before the floor on this bill?

The SPEAKER: The pending motion is the final enactment of L. D. 121 as amended by House Amendment "A" H-19.

The Chair recognizes the gentleman from Houlton, Mr. Bither.

Mr. BITHER: Mr. Speaker, Ladies and Gentlemen of the House: Before we do vote — and I certainly hope we vote — this is practically inhumane treatment

to me because two weeks now we have held this bill up. Every night I wake in the night and I see little birds running all over the place. I want to get rid of it. I told you two weeks ago, I am sure it was two weeks ago, I told you I would never mention the name of this bird again and I shall not do so. And I noticed that Mr. Brawn mentioned the bird and I appreciate that on his part. We don't want to mention this bird again.

I would like to correct one little statement. This bill, as it was amended, is for one dollar. It is not a revenue creating bill at all. It is a bill just to find out how many people hunt these birds. We don't know how many people hunt them. We don't know whether this is going to create \$500 or \$5,000, it depends upon how many hunters there are. If it only creates \$500 or \$2,000, I am quite sure the department is going to cut out the whole program. It is not worth it.

I would like to correct another little misstatement, and that is that this bill was not created to create a new position. I believe that was the way it was phrased. This bill is not a department bill. I take full blame for the whole thing. It is a bill I put in; I put it in at the request of the Fish and Game Club in southern Aroostook and the department did not even see it until after it came out. It is not to create a new position at all but just simply, really, to find out how many hunters of these birds we do have.

I hope you defeat the motion to indefinitely postpone.

The SPEAKER: The Chair would inform the gentleman that there is no indefinite postponement motion pending. The pending motion is enactment.

The Chair recognizes the gentleman from Old Town, Mr. Binnette.

Mr. BINNETTE: Mr. Speaker, Ladies and Gentlemen of the House: After hearing my good friend, Mr. Bither, say he is seeing little birds at night, I think that in order to relieve him of that thought and to help the gentleman from Oakland, I now move that we indefinitely postpone this bill and all its accompanying papers.

Mr. Brawn of Oakland requested a roll call vote.

The SPEAKER: A roll call has 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 those 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 Old Town, Mr. Binnette, that L. D. 121 be indefinitely postponed. All in favor will vote yes; those opposed will vote no.

ROLL CALL

YEA — Albert, Ault, Baker, Berry, G. W.; Berry, P. P.; Berube, Binnette, Birt, Brawn, Bunker, Carrier, Carter, Churchill, Conley, Cressey, Dam, Davis, Deshaies, Dow, Dudley, Dunn, Dyar, Evans, Farrington, Faucher, Fecteau, Finemore, Fraser, Hamblen, Hancock, Henley, Hodgdon, Hoffses, Hunter, Immonen, Jacques, Jalbert, Kelley, LaPointe, Littlefield, Lynch, Mahany, McCormick, McHenry, McNally, Morin, L.; Murchison, Norris, Perkins, Ricker, Rollins, Shaw, Shute, Silverman, Smith, S.; Snowe, Sproul, Stillings, Tanguay, Theriault, Trask, Wheeler, Willard, Wood, M. E.

NAY — Bither, Boudreau, Bragdon, Briggs, Brown, Bustin, Cameron, Chick, Chonko, Clark, Connolly, Cote, Cottrell, Crommett, Curran, Curtis, T. S., Jr.; Drigotas, Dunleavy, Emery, D. F.; Farley, Farnham, Ferris, Flynn, Gahagan, Garsoe, Good, Goodwin, H.; Goodwin, K.; Greenlaw, Haskell, Herrick, Hobbins, Huber, Jackson, Kelleher, Kelley, R. P.; Kilroy, Knight, Lawry, LeBlanc, Lewis, E.; Lewis, J.; MacLeod, Maddox, Martin, Maxwell, McKernan, McMahon, McTeague, Merrill, Mills, Morin, V.; Mulkern, Murray, Najarian, O'Brien, Palmer, Parks, Peterson, Pontbriand, Pratt, Rolde, Ross, Simpson, L. E.; Smith, D. M.; Susi, Talbot, Tierney, Trum-

bull, Tyndale, Walker, Webber, White, Whitzell.

ABSENT — Barnes, Carey, Cooney, Donaghy, Gauthier, Genest, Keyte, LaCharite, Morton, Santoro, Sheltra, Soulas.

Yes, 64; No, 74; Absent, 12.

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

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

Mr. GOOD: Mr. Speaker, I now move we reconsider our vote and I hope everybody votes against me.

The SPEAKER: The gentleman from Westfield, Mr. Good, moves the House reconsider its action whereby it refused to indefinitely postpone this bill. All in favor of reconsideration will say yes; those opposed will say no.

A viva voce vote being doubted by the Chair, a vote of the House was taken.

48 having voted in the affirmative and 80 having voted in the negative, the motion did not prevail.

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

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

Bill "An Act to Improve the Efficiency and Fairness of the Local Welfare System" (H. P. 469) (L. D. 617)

Tabled — February 15, by Mr. Birt of East Millinocket.

Pending — Reconsideration

Thereupon, Mr. Birt of East Millinocket withdrew his motion to reconsider whereby the House voted to insist.

Sent to the Senate.

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

Bill "An Act to Improve the Efficiency and Fairness of the Local Welfare System" (H. P. 477) (L. D. 624)

Tabled — February 15, by Mr. Birt of East Millinocket.

Pending — Motion of Mr. Perkins of South Portland to Insist.

Thereupon, the House voted to insist.

Sent to the Senate.

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

Mr. JALBERT: Mr. Speaker and Members of the House: I usually go to you and tell you that I am going to ask for consent to address the House and give you the reason why, but this particular situation came up and before it gets out of people's minds, I thought I would bring it to the attention of the membership.

I think this Consent Calendar is doing what I thought it would do in the first place. I think it is going to bring about absolute confusion. I don't think it — and I was part of it originally, it shows you just how wrong I can be. Proof of it was this morning. I think as things go along, it will be most confusing to you, Mr. Speaker. It will be most confusing and embarrassing for the membership and whether it comes under the guidance or the thinking or action of the Ways and Means Committee or under the leadership — preferably the leadership for my money — to look the situation over and return back to where we were, the status quo, I would suggest very strongly that you look this situation over.

I can see as the time goes along that we are headed for some serious trouble and also time consuming trouble. We got messed up this morning for about ten minutes and at \$14,000 a day, ten minutes is worth a lot of money.

Mr. Ross from Bath was granted unanimous consent to address the House.

Mr. ROSS: Mr. Speaker, Ladies and Gentlemen of the House: Just following up what the gentleman from Lewiston, Mr. Jalbert, said, I am not opposed to change. I have never been one to oppose leadership per se. However, in my opinion, our old procedures worked very well. Perhaps some persons considered them a bit verbose and perhaps other states use this present procedure. However, that does not prove that it is any better.

In my opinion, it will not speed up the session of this legislature one hour. It will only be confusing. It will be very apt to let certain matters slip by.

Our readings, as we used to have them, were safety valves and they worked very well. I agree that we should restudy the situation. It was my understanding that we were going to try it out and then reappraise it, and I certainly believe that at the present time this should be done and it is only a suggestion.

Mr. Martin of Eagle Lake was granted unanimous consent to address the House:

Mr. MARTIN: Mr. Speaker, Ladies and Gentlemen of the House: In reference to the remarks made by the gentleman from Lewiston, Mr. Jalbert, and the gentleman from Bath, Mr. Ross, I want to assure both of them and the members of the House that we are constantly appraising the situation as to whether or not the Consent Calendar or any other rule changes are working. If any member at any time wishes to discuss these with any one of us, I am sure that the leadership stands open to discuss them.

We are aware that there are problems and we are aware that if we are going to make any type of progress in this legislature, it is not going to come easy and it is not going to come without creating some problems.

We know that if it works, then it works for the betterment of all of us. If it doesn't, then we ought to change it and go back to whatever form we had before. I do think, however, as we sit back and look at what the Consent Calendar is doing, that it is quite possible we are saving time and I also think that when the bugs are worked out, all of us will be rather pleased by its results.

Mr. Bither of Houlton was granted unanimous consent to address the House.

Mr. BITHER: Mr. Speaker, Members of the House: I would like to call your attention to something that is going to happen tomorrow and that is, we are going

to have an exhibit of tourmalines, Maine tourmaline.

Now, tourmaline has been made the Maine gem. It was made that in 1970-71 and last year, as many of you people do know, a new discovery of tourmaline was found down in Newry, Maine. This was an exceptional find.

Now, up until this time the tourmalines that we found in Maine were — for instance, in 1820 we first discovered tourmaline at Mount Micah in this pegmatite zone down in Oxford County and those fine tourmaline gems, those crystals at that time were spoken of as three and four inches long. They have found one crystal, I believe it is 16 inches long and it is something like four inches across, something of that kind. Now, the value of that, I have not been able to find out the value. I don't know as they know exactly that themselves, but it has been variously valued at anywhere from \$100,000 to a quarter of a million, that one crystal.

Now the value of this exhibit that you are going to see tomorrow, I wish some of you people would find out what the value is because I can't find out either, but it is valuable enough so that they wanted security. So we do have and will have two state police on guard there, not because they don't trust you people but they do want this guarded because these gems are very very expensive and I do think you are going to find some exceptional crystals that are exceptional in size and exceptional in color and this is all because we do have a bill in here. I have a bill in here, L. D. 41, that is still in the hands of the Appropriation Table, and I call the attention of the Appropriation Table specifically and particularly to this exhibit tomorrow and I hope we see some very very fine tourmaline.

On motion of Mr. Birt of East Millinocket,

Adjourned until ten o'clock tomorrow morning.