

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

Thursday, March 15, 1973

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

Prayer by the Rev. Mr. Herbert Reid of Fairfield.

The journal of yesterday was read and approved.

Papers from the Senate

From the Senate: The following Joint Order: (S. P. 458)

WHEREAS, Mordecai J. Crabtree has been named a Fellow of the Commonwealth Society of Oxford University in recognition of his extraordinary contributions in the field of pneumo-thoracic synergistics; and

WHEREAS, Mr. Crabtree is only the second American so honored by this distinguished Society in 89 years; and

WHEREAS, Mordecai J. Crabtree is a Maine native, raised in Augusta and a graduate of the University of Maine; now, therefore, be it

ORDERED, the House concurring, that We, the Members of the One Hundred and Sixth Legislature of the great and sovereign State of Maine, do hereby acknowledge and congratulate Mordecai J. Crabtree on his outstanding achievement and exceptional accomplishment in the field of pneumo-thoracic synergistics; and be it further

ORDERED, on behalf of the People of the State of Maine, that a certified copy of this official expression of pride be directed forthwith by the Secretary of State to said native son in London, England.

Came from the Senate read and passed.

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

Order Out of Order

Mr. Birt of East Millinocket presented the following Order and moved its passage:

ORDERED, that Cindy Harvey and Linda Longfellow of Farmingdale be appointed Honorary Pages for today.

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

Bills from the Senate requiring reference were disposed of in concurrence.

Non-Concurrent Matter

Joint Order relative to Pineland Hospital and Training Center — Closing the Psychiatric Hospital (H. P. 1147) which was read and passed in the House on March 13.

Came from the Senate indefinitely postponed in non-concurrence.

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

Messages and Documents

The following Communication:

THE SENATE OF MAINE

AUGUSTA

March 14, 1973

Hon. E. Louise Lincoln

Clerk of the House

106th Legislature

Dear Madam Clerk:

The Senate 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 Real Estate Brokers' Trust Accounts." (H. P. 372) (L. D. 501).

The President appointed the following members of the Senate to the Committee of Conference:

Senators:

COX of Penobscot

ROBERTS of York

ALDRICH of Oxford

Respectfully,

Signed:

HARRY N. STARBRANCH

Secretary of the Senate

The Communication was read and placed on file.

The Speaker appointed the following members on the part of the House:

Mrs. KILROY of Portland

Messrs. TRASK of Milo

SHELTRA of Biddeford

**Petitions, Bills and Resolves
Requiring Reference**

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

County Government

Bill "An Act Authorizing Legislature to Change Specific Line Categories in the County Estimates" (Emergency) (H. P. 1166) (Presented by Mr. Farrington of China)
(Ordered Printed)
Sent up for concurrence.

Election Laws

Bill "An Act Relating to Elimination of Waiting Periods to Registration and Enrollment of Voters Who are in the Armed Services or Students" (H. P. 1165) (Presented by Mr. Dunleavy of Presque Isle)
(Ordered Printed)
Sent up for concurrence.

Judiciary

Bill "An Act Relating to Election of Jury Trials in Misdemeanor Proceedings" (H. P. 1170) (Presented by Mr. McTeague of Brunswick)
(Ordered Printed)
Sent up for concurrence.

Labor

Bill "An Act Increasing Minimum Wages and Providing for Overtime" (H. P. 1164) (Presented by Mr. Dunleavy of Presque Isle)
(Ordered Printed)
Sent up for concurrence.

Natural Resources

Bill "An Act Regulating Airmobiles" (H. P. 1168) (Presented by Mr. Martin of Eagle Lake)
(Ordered Printed)
Sent up for concurrence.

Transportation

Bill "An Act to Authorize the Construction of a Bridge Across the Kennebec River Between the Municipalities of Waterville and Winslow" (H. P. 1167) (Presented by Mr. Carter of Winslow)
(Ordered Printed)
Sent up for concurrence.

Orders

On motion of Mr. Kelley of Southport, the House reconsidered its action of yesterday whereby House Paper 1145, Bill "An Act Relating to Trespass in a Vehicle on Posted Land" was referred to the Committee on Legal Affairs.

On further motion of the same gentleman, was referred to the Committee on Judiciary, ordered printed and sent up for concurrence.

On motion of Mr. Smith of Dover-Foxcroft, under suspension of the rules, the House reconsidered its action of March 13 whereby House Paper 1133, Bill "An Act to Establish a State Housing Assistance Program" was referred to the Committee on Appropriations and Financial Affairs.

On further motion of the same gentleman, referred to the Committee on State Government, ordered printed and sent up for concurrence.

House Reports of Committees Ought Not to Pass

Mr. Curtis from the Committee on State Government reporting "Ought not to pass" on Bill "An Act Relating to Powers of Maine Insurance Advisory Board as to Workmen's Compensation for State Employees" (H. P. 124) (L. D. 148)

Mr. Chick from the Committee on Public Utilities reporting "Ought not to pass" on Bill "An Act Regulating Motor Vehicles Used to Transport Railroad Employees to and from Work" (H. P. 545) (L. D. 726)

Mrs. Kelley from the Committee on Election Laws reporting "Ought not to pass" on Bill "An Act Relating to Voters Resigning or Removed from the Voting Lists" (H. P. 686) (L. D. 893)

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

Leave to Withdraw

Mr. Chick from the Committee on Public Utilities reporting Leave to Withdraw on Bill "An Act to Regulate Sewer Utilities" (H. P. 190) (L. D. 266)

Mr. Parks from the Committee on Fisheries and Wildlife reporting Leave to Withdraw on Bill "An Act Providing Free Hunting and Fishing Licenses to Domiciled Maine Veterans 65 Years of Age or Older" (H. P. 260) (L. D. 340)

Mr. Chick from the Committee on Public Utilities reporting Leave

to Withdraw on Bill "An Act Providing for Interbasin Transfer of Water by the Aroostook-Prestile Sanitary District" (H. P. 471) (L. D. 619)

Mr. Binnette from the Committee on Election Laws reporting Leave to Withdraw on Bill "An Act Providing for a Second Primary Election" (H. P. 737) (L. D. 940)

Reports were read and accepted and sent up for concurrence.

Leave to Withdraw Covered by Other Legislation

Mr. Walker from the Committee on Fisheries and Wildlife on Bill "An Act Increasing Non-resident Big Game Hunting License Fees" (H. P. 102) (L. D. 122) reporting Leave to Withdraw as covered by other legislation.

Mr. Whitzell from the Committee on County Government on Bill "An Act Increasing Salary of Treasurer of Cumberland County" (H. P. 118) (L. D. 142) reporting Leave to Withdraw as covered by other legislation.

Same gentleman from same Committee on Bill "An Act Increasing Salary of Register of Deeds of Cumberland County" (H. P. 378) (L. D. 507) reporting Leave to Withdraw as covered by other legislation.

Same gentleman from same Committee on Bill "An Act Increasing Salary of Deputy Register of Deeds of Cumberland County" (H. P. 683) (L. D. 890) reporting Leave to Withdraw as covered by other legislation.

Same gentleman from same Committee on Bill "An Act to Increase Salary of Register of Probate of Cumberland County" (H. P. 700) (L. D. 905) reporting Leave to Withdraw as covered by other legislation.

Reports were read and accepted and sent up for concurrence.

Divided Report

Majority Report of the Committee on Business Legislation on Bill "An Act Prohibiting the Use of the Name Accountant Unless Registered as a Public Accountant" (H. P. 143) (L. D. 176) reporting "Ought to pass" in New Draft under New Title of "An Act

Restricting the Use of the Name Accountant Unless Registered as a Public Accountant" (H. P. 1171) (L. D. 1410)

Report was signed by the following members:

Messrs. COX of Penobscot
KATZ of Kennebec
MARCOTTE of York
— of the Senate.
Mrs. BOUDREAU of Portland
Messrs. TRASK of Milo
MADDOX of Vinalhaven
HAMBLEN of Gorham
O'BRIEN of Portland
DESHAIES of Westbrook
— of the House.

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

Report was signed by the following members:

Messrs. JACKSON of Yarmouth
TIERNEY of Durham
DONAGHY of Lubec
Mrs. CLARK of Freeport
— of the House.

Reports were read.

On motion of Mr. Trask of Milo, the Majority "Ought to pass" Report was accepted.

The New Draft was read once and assigned for second reading the next legislative day.

Divided Report

Majority Report of the Committee on Fisheries and Wildlife reporting "Ought to pass" on Bill "An Act Relating to Use of Snowmobiles During the Deer Season" (H. P. 309) (L. D. 411)

Report was signed by the following members:

Messrs. ANDERSON of Hancock
ALDRICH of Oxford
— of the Senate.
Messrs. PARKS of Presque Isle
KELLEY of Southport
CAMERON of Lincoln
WALKER of Island Falls
MILLS of Eastport
MORIN of Fort Kent
— of the House.

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

Report was signed by the following members:

Mr. GRAFFAM of Cumberland
— of the Senate.
Messrs. GOOD of Westfield
CHURCHILL of Orland

DOW of West Gardiner
— of the House.

Reports were read.

On motion of Mr. Walker of Island Falls, both Reports and Bill were indefinitely postponed.

Sent up for concurrence.

Divided Report Tabled and Assigned

Majority Report of the Committee on State Government reporting "Ought to pass" as amended by Committee Amendment "A" (H-96) on Bill "An Act Changing the Names of Certain State Institutions" (H. P. 362) (L. D. 477)

Report was signed by the following members:

Messrs. SPEERS of Kennebec

WYMAN of Washington

CLIFFORD

of Androscoggin
— of the Senate.

Messrs. CURTIS of Orono
FARNHAM of Hampden
BUSTIN of Augusta
CROMMETT

Mrs. GOODWIN of Bath
Mrs. NAJARIAN of Portland

of Millinocket
— of the House.

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

Report was signed by the following members:

Messrs. SILVERMAN of Calais

COONEY of Sabattus

SNOWE of Auburn

STILLINGS of Berwick

— of the House.

Reports were read.

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

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

On motion of Mr. Snowe of Auburn, tabled pending the motion of Mr. Curtis of Orono to accept the Majority Report and specially assigned for Tuesday, March 20.

Divided Report

Majority Report of the Committee on County Government reporting "Ought to pass" on Bill "An Act Creating Oxford County

Commissioner Districts" (H. P. 405) (L. D. 534)

Report was signed by the following members:

Messrs. ROBERTS of York

PEABODY of Aroostook

CLIFFORD

of Androscoggin
— of the Senate.

Messrs. FARRINGTON of China

DYAR of Strong

CHURCHILL of Orland

McMAHON of Kennebunk

SHELTRA of Biddeford

PONTBRIAND of Auburn

TANGUAY of Lewiston

DAM of Skowhegan

— of the House.

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

Report was signed by the following member:

Mr. WHITZELL of Gardiner

— of the House.

Reports were read.

The SPEAKER: The Chair recognizes the gentleman from Fryeburg, Mr. Trumbull.

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

The SPEAKER: The gentleman from Fryeburg, Mr. Trumbull, moves the acceptance of the Majority "Ought to pass" Report.

The Chair recognizes the gentleman from Mexico, Mr. Fraser.

Mr. FRASER: Mr. Speaker and Ladies and Gentlemen of the House: I have to oppose this bill and it will not take me long to let you know why, but I am not naive enough to believe that it is going to make much difference. My area pays about 65 percent of the county tax and we will have one commissioner. The area paying 35 percent of the county tax will have two commissioners. And for that reason, the folks in my area are opposed to it, so now I ask that it be indefinitely postponed.

The SPEAKER: The Chair recognizes the gentleman from Fryeburg, Mr. Trumbull.

Mr. TRUMBULL: Mr. Speaker and Ladies and Gentlemen of the House: I have before me right in this document the 1973 state evaluation. I hate to disagree with the good gentleman from Mexico,

but according to this evaluation, it is less than 40 per cent of what the evaluation is in the combined Rumford and Mexico towns and I do not believe that under the new setup for this biennium that they will pay anywhere near 65 percent of the county taxes. I would ask for a roll call vote on this motion.

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

Mr. HENLEY: Mr. Speaker and Ladies and Gentlemen of the House: It seems that the state and a good many counties feel that they are better off with county commissioner districts. The idea of it is good, it is taking hold and we have tried it twice before with Oxford County and each time, through one thing or another, usually the veto from the corner office, it has been killed.

I do not believe that we can always district our representation based entirely on taxation. Granted, that because of the fairly wealthy town of Rumford, because of its industry, it is considered that it does pay a heavy tax as far as the county is concerned. Possibly it pays a higher percentage. But nevertheless, I still say that we cannot do all of our districting based on taxation. We have to do it based upon population; one man, one vote. And that is the way it has kind of got to be. I do not see any possible way of doing it otherwise. So I urge you to go along with the majority report on this.

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

Mr. THERIAULT: Mr. Speaker and Ladies and Gentlemen of the House: Being the representative from Rumford, I guess I would not be on my job if I did not do a little speaking about this bill because Rumford has entered into the discussion. And I certainly feel opposed to districting Oxford County into commissioner districts. I do not feel that it would be fair to go along with the bill and I am opposed to it.

The SPEAKER: The Chair recognizes the gentleman from Orland, Mr. Churchill.

Mr. CHURCHILL: Mr. Speaker and Ladies and Gentlemen of the House: These county commissioner bills are not passed out of our committee unless they meet within five percent of the population. And I believe the population is what we should judge this by, not by the amount of valuation.

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

Mr. FARRINGTON: Mr. Speaker and Ladies and Gentlemen of the House: The Standing Committee on County Government feels that this is very much a county matter. I would however like to report in this case, the delegation of this particular county, as I understand it is 6 for and 3 opposed to this districting. And I think the committee is pretty much taking the same stand on all of these districts, whatever the county delegation percentage was. We understand through the front office that the front office will pretty much go along with whatever the county delegation wants. Therefore this is one of the reasons for this report.

The SPEAKER: The Chair recognizes the gentleman from Fryeburg, Mr. Trumbull.

Mr. TRUMBULL: Mr. Speaker and Ladies and Gentlemen of the House: I have been reminded that the Supreme Court has ruled that we are not apportioning trees, rocks, lakes, dollars or anything like that. What we are talking about here is a chance for equal representation of all the people, and that is exactly what this bill provides. It provides that all sections of the county would be represented underneath it, whereas under the system we have now, it is anything but that. And when one town controls representation because they happen to be the largest town in the county, it seems to me ridiculous that the other people can't have some representation under the county commissioner board.

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

Mr. THERIAULT: Mr. Speaker and Ladies and Gentlemen of the House: I wish to take exception to that remark from my good

friend, Mr. Trumbull. The town of Rumford is the largest town and it does not have more than one representative. In many cases, it did not even have one representative as a county commissioner. So I make exception to that remark. It is not done that way.

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

Mr. MILLS: Mr. Speaker and Ladies and Gentlemen of the House: There is a question here in my mind on this bill. We had it last time around in county committee. I would like to pose a question to any member who has signed a majority "ought to pass" report. If the county is split up into three districts, the candidates are nominated for those positions, does the electorate of the whole county vote for these people or just in the district?

The SPEAKER: The gentleman from Eastport, Mr. Mills, poses the question to the Chair to anyone to answer if he desires.

The Chair recognizes the gentleman from Fryeburg, Mr. Trumbull.

Mr. TRUMBULL: Mr. Speaker and Ladies and Gentlemen of the House: In answer to that question, only the individuals within the districts from which we are talking about can vote for their own county commissioner. In other words, this is divided up into three districts and only the people from within each district can vote for their own county commissioner and they cannot vote for the other two.

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

Mr. MARTIN: Mr. Speaker and Ladies and Gentlemen of the House: I do not want to get involved in the particular merits or demerits of this particular thing in reference to county commissioner districts and in the consideration of whether or not the particular bill is going to receive a veto from the corner office, or what used to be the corner office, it is now on the second floor.

Basically it goes along this line. Once the bill, if it gets to the desk of the Executive, the Governor is going to request a poll of the

members of the delegation. Secondly, he is going to request a poll of the county commissioners from that county. And third, he is going to request a poll to determine whether or not the citizens in the county are in favor of it.

If any of these groups oppose, the Governor is going to return the bill to us. This has happened in the past and I assume, and I have not talked to him this session so I do not know whether or not his thinking has changed, but I assume that he would be using the same procedure now. If this would be true, I would assume that this bill would come back to us if the same procedure were followed.

As I recall, in the past we had instances where certain counties had unanimous acceptance. For example, I can recall when we divided Somerset County as an example. When we did, everyone in Somerset county agreed with the approach, and this was just a couple of years ago. Perhaps I am wrong in saying this, but it would be my thought that perhaps some thought should be given to tabling this for a couple of days, much as I had done with the bill dealing with Aroostook County, as you may notice, so that we can determine whether or not there is going to be agreement and if there is not there is no reason to go any further. This is only a suggestion from myself to all of you.

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

Mr. FARRINGTON: Mr. Speaker and Ladies and Gentlemen of the House: Our first consideration, I suppose, would be to bear in mind that so far we have approval from the delegation is 6 to 3. Any further consideration probably would take some time. In order to expedite the session and get things on the road, perhaps the only way we can have this consideration is to go along with the bill as it is presented, go along with the committee report.

I don't know how we can predict any future decisions. Hopefully, they might be favorable for those in the county, the majority that

want districts however they want to vote on them.

I know we have reported out other bills of this nature. It is being suggested that they be voted on at large, but this particular one has a voting by district measure in it and this seems to be what the majority of the delegation wants.

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

Mr. HENLEY: Mr. Speaker, Ladies and Gentlemen of the House: It seems too bad that we are wasting this valuable time this afternoon on something that there is no reason why it should not go right through. It seems to me that somebody is trying to make a political issue out of it as it has been in the past, I admit.

The majority of the Oxford County delegation has had districting bills before, and they went through with no problem because the majority of the delegation was for them. They were good, honest, districting bills. They went through, and then the corner office vetoed them just because the majority of our county commissioners were Democratic. Right now the majority is Republican.

Consequently, I see no reason why it should not go through. We are late, we are behind time with this session. Why are we wasting time on a bill like this that is truly the business of Oxford County and truly the business of the people in it? I say that we go on with it, that we not bother with tabling, that we send this on through and get on to something that involves the whole state.

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

Mr. MARTIN: Mr. Speaker, Ladies and Gentlemen of the House: I do feel that I do want to respond to the remarks made by the gentleman from Norway. The point is very simple. The corner office will and I assume has, in the past, relied on the people in Oxford County to make the decision. He is asking that we not rely on whether or not someone

has got a majority in this House or in the other body.

Frankly, I think that is pretty much of a local oriented issue; and I think the gentleman from Norway would reverse that, what he said, and say this is exactly what the Governor is trying to accomplish. I can assure him that he has been here long enough, as I have, unfortunately perhaps, on these county bills to know that at some point there is going to be a problem; and if there is, then it has got to be resolved one way or the other, and either he might be happy and I won't be or vice versa. I don't think it is a question of wasting anyone's time. I just wanted to make sure that people were aware of what was going on.

The SPEAKER: The Chair recognizes the gentlemen from Mexico, Mr. Fraser.

Mr. FRASER: Mr. Speaker, Ladies and Gentlemen of the House: I had no intentions of making this a political issue, and no previous speaker that I know of mentioned politics until Mr. Henley did it. So as long as it has been brought up, I will add the fact that the way it is divided up now, there will always be two Republicans and one Democrat. Let's go ahead and vote; never mind the tabling.

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

Mr. DYAR: Mr. Speaker and Members of the House: It is my understanding that a member of the committee went to the office on the second floor, and they were assured that the Executive would pass his judgment on these bills based on the majority thinking of the county delegation. Now, if this is true, which it is, to my understanding, there should be no problems. The Executive will go along this session with the thinking of the majority of the delegation of the individual counties.

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 Mexico, Mr. Fraser, that the Reports and Bill be indefinitely postponed. All those in favor of that motion will vote yes; those opposed will vote no.

ROLL CALL

YEA — Albert, Binnette, Boudreau, Briggs, Bustin, Carey, Carrier, Carter, Conley, Connolly, Cote, Curran, Dow, Dunleavy, Farley, Faucher, Fraser, Genest, Goodwin, H.; Greenlaw, Hancock, Hobbins, Jacques, Kelleher, Kelley, Keyte, Kilroy, LaCharite, LaPointe, LeBlanc, Lynch, Mahany, Martin, McHenry, McNally, McTeague, Mills, Morin, V.; Murray, Najarian, Norris, O'Brien, Santoro, Smith, D. M.; Smith, S.; Soulas, Talbot, Theriault, Tierney, Wheeler.

NAY — Ault, Baker, Berry, G. W.; Berry, P. P.; Berube, Birt, Bither, Bragdon, Brawn, Brown, Bunker, Cameron, Chick, Chonko, Churchill, Clark, Cottrell, Cressey, Crommett, Curtis, T. S., Jr.; Dam, Davis, Donaghy, Drigotas, Dunn, Dyar, Emery, D. F.; Evans, Farnham, Farrington, Fecteau, Ferris, Finemore, Flynn, Gahagan, Garsoe, Good, Goodwin, K.; Hamblen, Haskell, Henley, Hoffses, Huber, Hunter, Immonen, Jackson, Kelley, R. P.; Knight, Lawry, Lewis, E.; Lewis, J.; Littlefield, MacLeod, Maddox, Maxwell, McCormick, McKernan, McMahon, Merrill, Morin, L.; Morton, Mulhern, Murchison, Palmer, Parks, Perkins, Peterson, Pratt, Ricker, Rollins, Ross, Shaw, Shute, Silverman, Simpson, L. E.; Snowe, Stillings, Susi, Tanguay, Trask, Trumbull, Tyndale, Walker, White, Willard. The Speaker.

ABSENT — Barnes, Cooney, Deshaies, Dudley, Gauthier, Herrick, Hodgdon, Jalbert, Pontbriand, Rolde, Sheltra, Sproul, Webber, Whitzell, Wood, M. E.

Yes, 50; No, 86; Absent, 14.

The SPEAKER: Fifty having voted in the affirmative and eighty-

six in the negative, with fourteen being absent, the motion to indefinitely postpone does not prevail.

On motion of Mr. Trumbull of Fryeburg, the Majority "Ought to pass" Report was accepted.

The Bill was read once and assigned for second reading the next legislative day.

Divided Report

Tabled and Assigned

Majority Report of the Committee on Public Utilities reporting "Ought not to pass" on Bill "An Act Relating to the Appointment of Trustees of the Kennebec Water District" (H. P. 571) (L. D. 750)

Report was signed by the following members:

Messrs. ANDERSON of Hancock
CYR of Aroostook
— of the Senate.
Messrs. LITTLEFIELD of Hermon
CHICK of Sanford
TRASK of Milo
MURRAY of Bangor
MADDOX of Vinalhaven
— 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 Penobscot
— of the Senate.
Messrs. KELLEHER of Bangor
CONLEY
— of South Portland
MULKERN of Portland
SOULAS of Bangor
GENEST of Waterville
— of the House.

Reports were read.

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

Mr. SOULAS: Mr. Speaker, I move the acceptance of the Minority "Ought to pass" Report.

The SPEAKER: The gentleman from Bangor, Mr. Soulas, moves the acceptance of the Minority "Ought to pass" Report.

The Chair recognizes the gentleman from Milo, Mr. Trask.

Mr. TRASK: Mr. Speaker, Ladies and Gentlemen of the House: I hope we do not accept the motion before us. When this bill was presented, we had the sponsor of the bill and there were

no proponents who appeared in favor of it. We had opponents from each town in this district and they were all happy with the way it was being carried out now, and I would like to see this motion defeated.

Thereupon, on motion of Mr. Carey of Waterville, tabled pending acceptance of the Minority "Ought to pass" Report and specially assigned for Tuesday, March 20.

Divided Report

Tabled and Assigned

Majority Report of the Committee on Education reporting "Ought to pass" on Bill "An Act to Authorize Alternate School Directors at School Administrative District No. 72" (H. P. 769) (L. D. 1003)

Report was signed by the following members:

Messrs. KATZ of Kennebec

MINKOWSKY

of Androscoggin

— of the Senate.

Messrs. TYNDALE

of Kennebunkport

BITHER of Houlton

FERRIS of Waterville

GAHAGAN of Caribou

LAWRY of Fairfield

LYNCH

of Livermore Falls

MURRAY of Bangor

Mrs. LEWIS of Auburn

— of the House.

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

Report was signed by the following members:

Mr. OLFENE of Androscoggin

— of the Senate.

Messrs. LaCHARITE of Brunswick

LeBLANC of Van Buren

— of the House.

Reports were read.

(On motion of Mr. Tyndale of Kennebunkport, tabled pending acceptance of either Report and specially assigned for Tuesday, March 20.)

Consent Calendar

First Day

(H. P. 363) (L. D. 478) Bill "An Act Changing the Name of the Maine Law Enforcement and Criminal Justice Academy" — Committee on State Government

reporting "Ought to Pass" as amended by Committee Amendment "A" (H-97)

(H. P. 381) (L. D. 510) Bill "An Act Authorizing Use of County Funds for Child and Family Services in Piscataquis County" — Committee on County Government reporting "Ought to pass"

(H. P. 410) (L. D. 559) Bill "An Act Increasing Number of Trustees of Belfast Water District" — Committee on Public Utilities reporting "Ought to pass"

(H. P. 420) (L. D. 569) Bill "An Act to Validate Portland Water District's Actions" — Committee on Public Utilities reporting "Ought to pass"

(H. P. 448) (L. D. 597) Bill "An Act Enlarging the Territorial Limits of the Madawaska Water District" — Committee on Public Utilities reporting "Ought to pass"

(S. P. 270) (L. D. 795) Bill "An Act Authorizing Piscataquis County to Collect and Dispose of Solid Waste on a Regional Basis" — Committee on County Government reporting "Ought to pass"

(H. P. 607) (L. D. 806) Bill "An Act Relating to the Community School District Law" (Emergency) — Committee on Education reporting "Ought to pass"

(S. P. 267) (L. D. 825) Bill "An Act Authorizing a Deficiency Appropriation to the Department of the Attorney General for the Present Fiscal Year" (Emergency) — Committee on Appropriations and Financial Affairs reporting "Ought to pass" as amended by Committee Amendment "A" (S-28)

(H. P. 645) (L. D. 861) Bill "An Act to Change the Date of the Primary Election" — Committee on Election Laws reporting "Ought to pass"

(H. P. 704) (L. D. 909) Bill "An Act Relating to Appointment of Municipal Law Enforcement Officers" — Committee on State Government reporting "Ought to pass" as amended by Committee Amendment "A" (H-98)

(H. P. 718) (L. D. 924) Bill "An Act Establishing the Carver's Pond Waterfowl Sanctuary, Knox County" — Committee on Fisheries and Wildlife reporting "Ought to pass"

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

Consent Calendar Second Day

(S. P. 56) (L. D. 163) Bill "An Act to Establish a Bureau of Property Taxation Within the Department of Finance and Administration"

(S. P. 76) (L. D. 193) Bill "An Act to Clarify Certain Provisions of the Maine State Retirement Law"

(H. P. 243) (L. D. 325) Bill "An Act Relating to Tribal Elections, Governor and Council of the Penobscot Tribe of Indians", Committee Amendment "A" (H-91)

(S. P. 183) (L. D. 491) Bill "An Act Relating to Purchase of Back Service Credits for Local Participating Districts and Individual Employees under Maine State Retirement System."

(S. P. 209) (L. D. 553) Bill "An Act Relating to Definition of Dealer under Maine Securities Law"

(H. P. 466) (L. D. 614) Bill "An Act to Increase Borrowing Capacity of Brewer High School District" (Emergency)

(S. P. 225) (L. D. 660) Bill "An Act Relating to Insurance Rate Filings" Committee Amendment "A" (S-26)

(S. P. 235) (L. D. 667) Bill "An Act Relating to Municipalities Providing Funds for Local Development Corporations" (Emergency)

(H. P. 520) (L. D. 685) Bill "An Act Increasing Borrowing Capacity of Town of Old Orchard Beach School District"

(S. P. 245) (L. D. 696) Bill "An Act Repealing Certain Provisions of the Legal Fence Law"

(S. P. 249) (L. D. 700) Bill "An Act Providing Funds for the State Osteopathic Loan Fund"

(H. P. 534) (L. D. 716) Bill "An Act Relating to Definition of Dependent under Group Life Insurance Policies"

(H. P. 535) (L. D. 717) Bill "An Act Relating to Health Insurance Policy Reserves"

(H. P. 539) (L. D. 721) Bill "An Act Relating to Disclosure of Vital Records" Committee Amendment "A" (H-92)

(H. P. 613) (L. D. 811) Bill "An Act Relating to Compensation of Election Commissioners and Clerks of the Indian Voting Districts" (H. P. 613) (L. D. 811) Committee Amendment "A" (H-93)

(S. P. 438) (L. D. 1284) Bill "An Act Relating to Taking Smelts in the Town of Surry, Hancock County" (Emergency)

(H. P. 1162) (L. D. 1374) Bill "An Act to Permit County Commissioners to Contract with Municipalities for Use of Public Dumps and to Assess Costs of Public Dumps"

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

Passed to Be Engrossed

Bill "An Act Relating to Costs of Administration of Food Stamp Program" (H. P. 165) (L. D. 207)

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

Bill "An Act Relating to Selecting Chairman of the Length of Tenure of the Members of the State Board of Hairdressers" (H. P. 315) (L. D. 433) (C. "A" H-79)

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

On motion of Mrs. Boudreau of Portland, the House reconsidered its action whereby Committee Amendment "A" was adopted and on further motion by the same gentlewoman, the Amendment was indefinitely postponed.

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

Tabled and Assigned

Bill "An Act to Establish within the Department of Indian Affairs a Bureau of Indian Police" (H. P. 377) (L. D. 506) (C. "A" H-65)

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

(On motion of Mr. Ault of Wayne, tabled pending passage to be engrossed and specially assigned for Tuesday, March 20.)

Resolution Proposing an Amendment to the Constitution Pledging Credit of the State for Revenue Bonds to be Issued by the Maine School Building Authority for Public and Private Institutions of Higher Education and for Public Post-Secondary Business, Trade, Vocational and Technical Schools (H. P. 391) (L. D. 520)

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

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

Mr. BRAGDON: Mr. Speaker and Members of the House: I think at the present time I will confine my remarks to just calling attention to this resolution. I look upon it as a very undesirable piece of legislation. It does provide for the state guaranteeing money for construction of private schools. I think we should all take a very close look. However, because it does require a two-thirds vote when it comes up for final passage, I think I will let it go along its usual course today. I promise you if it gets to final passage I will have something more to say at that time.

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

Order Out of Order

From the Senate: The following Order: (S. P. 460)

ORDERED, the House concurring, that when the House and Senate adjourn, they adjourn to Monday, March 19, at 10 o'clock in the morning.

Came from the Senate read and passed.

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

Passed to Be Enacted Emergency Measure

An Act to Revise the Maine Municipal Bond Bank Act (S. P. 207) (L. D. 551)

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 neces-

sary, a total was taken. 126 voted in favor of same and none against, and accordingly the Bill was passed to be engrossed and sent to the Senate.

Passed to Be Enacted

An Act Providing for the Observance of Veterans Day on November 11th (H. P. 22) (L. D. 22)

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

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

Mr. ROSS: Mr. Speaker, Ladies and Gentlemen of the House: If I have only one attribute which is worthy of note, it is patience. My first bill in the legislature in 1955 concerned Monday holidays. I wanted to change Armistice Day, Washington's Birthday, Patriots Day and Memorial Day from dates certain to the nearest Monday. This, primarily, was for the benefit of the working man and woman, and I called these mini vacations. This was my first speech in the House of Representatives and I did my homework as well as I could. However, my chief adversary was a grand old gentleman from Portland by the name of Judge McGlauffin. He was a master of oratory. He sat in the front row and he was the only man or woman in the House of Representatives who was allowed to turn around and face the audience while he was speaking. With rhetorical eloquence, he hurled patriotism, honor, the flag and biblical quotations at me. My maiden effort went down to defeat 100 to 11.

However, twelve years later it passed, and it worked out so well that 48 other states adopted it. These Monday holidays are even shown on all of your calendars as holidays now. Today the gentleman from Lewiston, Mr. Jalbert, wants to change Armistice Day back to November 11. However, in my opinion we now have even more reasons not to do this.

This day, as you all know, was set up to honor the veterans of World War I when the armistice to end all wars was signed on

November 11, 1918. Nevertheless, since then there have been many other wars, the latest, of course, is Viet Nam. Officially this day is no longer called Armistice Day but Veterans Day.

Certainly we want to honor the veterans on some day. I will admit that surviving veterans of World War I are justifiably proud of their heritage and past glories. This is one day that is specifically engraved in their memories. However, many of us served in other wars since then and we want only a day to honor all veterans, not necessarily November 11. If we should change back now, we would be out of phase with the rest of the nation and it would cause only confusion, much more than heritage and tradition, however worthy, justifies. Banks would be closed while we would be working. There would be no mail, both rail and motor carrier service would cease and the entire situation would be hectic.

This really is a legal question, but this year it was referred to the Committee on Veterans and Retirement. Always before it had been referred to either Judiciary or State Government. Of course the hearing was packed with World War I veterans. Proponents will say that there were no opponents there. Many persons were not informed of the meeting, but there was some opposition present. But because they were overwhelmed by numbers, they did not dare to speak for fear of being called unpatriotic Judases.

In many hearings there is no opposition, but this does not necessarily mean that the bill is either good or bad. By and large I believe that the majority of all veterans would rather have their special day fall on a Monday.

Last session we also had a bill to change Armistice Day back to November 11. It was amended so that the Governor will proclaim each November 11 as Armistice Day to honor the veterans of World War I. On this day there can be special exercises, schools will devote part of the day to inform the youth of the events which transpired during World War I and do

honor to those who took part in this critical conflict of world freedom.

By law we have a special day without changing the national holiday. This preserves the intent of the traditionalists who view this day with nostalgia. However, in this manner we do not disrupt so many facets of all our lives, and in my mind, it is a much better solution to this emotional dilemma which we face from year to year.

I move that when the vote is taken it be taken by yeas and nays.

The SPEAKER: Does the gentleman move to indefinitely postpone the Bill and Report?

Mr. ROSS: I moved that at the beginning, yes, sir.

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

Mr. DYAR: Mr. Speaker and Members of the House: The statute that the gentleman from Bath, Mr. Ross, just referred to was my bill in the 105th. Two November 11ths have gone by, and I have yet to see a proclamation issued by any agency in observance of Armistice Day on November 11, even though the statute does require it.

I doubt if few schools in the State of Maine, even though the statutes state that they shall set aside a part of November 11 to commemorate Armistice Day, I doubt if any school or few schools in the state have followed out the requirements of the statute.

Now Mr. Ross did quote part of the statute, what it stood for; and yet, the statute had never been carried out. In the 105th the objection to the legislation came from one trucking firm who felt they would have to pay overtime pay on November 11 to keep the trucks rolling and the teacher's group who felt that they could not take the time on November 11 if school was in session to tell the youth of today what transpired back in World War I.

The latter argument bothered me considerably. They felt that they would not get into the secular history pertaining to the years 1914 to 1917 until possibly May or April of the school year. I was really bothered when certain people in the

profession explained to their students what transpires on May Day. In my mind, November 11 to an American citizen is far more important than the celebration of May Day.

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

Mr. BRAUN: Mr. Speaker, Ladies and Gentlemen: I probably feel different towards this bill than anyone else. When they changed my birthday, which they did, and I thought I was the head of my house, I don't know now when I was born. So I am wondering now if the next move won't be to change Christmas day, another great man, so that we can have a holiday.

I think we better take a good look at this and honor the men who fought and died for this country.

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

Mr. JALBERT: Mr. Speaker and Members of the House: First, I would like to thank my colleague from Dixfield, Mr. Rollins, who withdrew his bill, which was identical to mine, in my favor; and I can assure you and him that insofar as I am concerned that if we had cosponsorship officially, that his name and mine would have been on the bill and his name would have been first, regardless of the alphabetical problem. As far as I am concerned, it is as much his bill as it is mine.

It was on November 11, 1918 that the first world war ended at 11:00 a.m. of that day; the 11th hour of the 11th day of the 11th month all firing ceased following the signing of the armistice. Never was the number 11 so firmly stamped on an important moment. Until 1953, this country celebrated November 11 as Armistice Day. By then another world war had ended and the Korean ceasefire had occurred without the nation marking in any special way the date that ended the hostilities of these savage wars.

Business pressures were opposed to adding two more holidays, so 1953, the name of Armistice Day

was changed to Veteran's Day with the declared intent of making the end of World War I stand symbolically for the celebration marking the end of the next two world wars also. We all know the subsequent sorry history. There was no dollar sign in front of those 11's. Thirty years of pressure by the travel and resort business to create long weekends so that it could make more money ended in Congress capitulating to create Monday holidays out of Washington's Birthday, Memorial Day, Columbus Day and Veteran's Day. In the juggling, Veteran's Day was even moved to October for no reason that had anything to do with what it celebrates. Thus, to the almighty buck and the passion for a few long weekends, trample on tradition, ignore meanings.

It might be interesting to note that the gentleman from Bath, Mr. Ross, said that this was a national holiday and states followed. Many states have changed. Two states did not go into this arena at all, these states being Oklahoma and Mississippi. Other states abandoned Monday to restore November 11 as Veteran's Day. They are Georgia, Illinois, Indiana and West Virginia; this year Alaska and Arizona and Iowa. Today we are asking the State of Maine to do the same thing and restore Veteran's Day to the traditional date of November 11.

The committee reported out a unanimous "ought to pass" report on this bill and no one appeared at the hearing to oppose the bill.

In Vermont, legislation passed the House last Friday. In New Hampshire on this very day the senators passed the bill and possibly this very moment it is now being debated in the House.

Now, as far as I am concerned, for some reason or other I lost a great stack of newspapers that I had in which there were full-page ads; and one of them read—I cannot forget—it says, "By Georgie, we did it. Come to us on Washington's Birthday." Now, what in thunderation do they mean when they say these holidays were to give the people a long holiday? I called three people who own three of the largest stores in Maine on

Washington's Birthday; two were at Sugarloaf, one was at Saddleback, but all the clerks in the stores were working.

Now, another remark that was made by the gentleman from Bath, Mr. Ross — and there is nothing I like any better, and I mean this, to get tangled with him, because somewhere along the line, as much as I love him, he has got to get his feet cased in the mud and is going to sink deeper and deeper. Now, can you imagine me — he said, "Many persons were not informed of the day of the hearing." Can you conceivably imagine me, having been here since 1945, presenting a bill that the people of Maine wouldn't know anything about. I would suggest to the gentleman from Bath that he go back to all the radio stations, all the TV stations, every newspaper in the state, including the weeklies, and he will see notification of this bill being heard.

One thing I did not do, I did not ask anybody to come to the hearing. They were there, en masse. There was opposition there, one letter signed by the President of the Maine State Chamber of Commerce. Now, any time I can have the Maine State Chamber of Commerce oppose me, it has got to be a holiday for me, you better believe it; and I am truly amazed that the fine gentleman, the well-informed gentleman, would say that many persons were not informed of the meeting. It was advertised like any other bill is advertised, and the meeting was held like any other meeting that was held.

Now without soliciting in any way, shape or manner, I received these petitions here which number thousands. For instance, one city, every citizen, I received from Vinalhaven a petition unsolicited signed by ever registered voter in Vinalhaven but five. I do not know who sent me the petitions. I do not know the gentleman. The petitions were sent to me. These petitions number thousands of names that were unsolicited. I know that it is easy to sign names and sign petitions. I also know that it is hard to sign names in petitions. I also know sometimes that they

have to pay as much as ten cents for a name. I also know that some people pay as much as 125 bananas a week plus ten cents a name to get petitions made, if my good friend from Bath will remember a certain paid petition that was brought before us about a year ago.

Now the bill that the good gentleman from Strong, Mr. Dyar, presented is a very simple bill. It is a bill that is very easy to understand. "November 11 of each year shall be designated as Armistice Day and the Governor shall annually issue a proclamation urging, inviting the people of the State of Maine to observe the day in suitable places with appropriate ceremony and activity in commemorating those who served the State of Maine and the nation in World War I." It adds, "November 11 of each year shall be designated as Armistice Day and public schools in this state are encouraged to set aside a portion of the school day to enlighten and inform the youth of Maine of the events that transpired in World War I, a critical conflict for world freedom." I would like to ask anybody in this House to stand and tell me that they recall coming home and having either a child or a grandchild of theirs say that they came back from school and a portion of the day was set aside to celebrate and have celebrations commemorating Armistice Day on the day it is set off now, the fourth Monday in October.

As far as I am concerned, the very first parade I ever watched in my life was an Armistice Day parade back in 1919. I can remember holding the flag walking up Main Street — Lisbon Street with over a hundred people holding that big flag and all the heraldry, "Kill the Kaiser" or "Burn the Kaiser"; and, I mean, as far as I am concerned, since that day, as far as I am concerned, Armistice Day is November 11 and November 11 is Armistice Day.

Mr. Speaker, I hope the motion of the gentleman from Bath, my very dear friend, Mr. Ross, will not prevail so the ensuing motion to enact the bill will be proposed.

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

Mr. BRAGDON: Mr. Speaker, Members of the House: You know, I couldn't have believed it myself but I am going to vote with the gentleman from Lewiston, Mr. Jalbert. Along with him, I have recollections of the first Armistice Day. He was waving a flag up and down the streets of Lewiston; and I was out in the snow driving a pair of horses, plowing; and an old Civil War veteran, when he heard the news, he fired off his musket and that was the first warning that I had of Armistice Day. Some of you remember that we celebrated it prematurely; but this was the real one and I am going along with the gentleman from Lewiston, Mr. Jalbert, and if I am here and he is here next session, I would cosponsor with him, a bill to restore some of the other holidays back to their rightful place.

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

Mr. DAM: Mr. Speaker and Ladies and Gentlemen of the House: I rise and support this bill because of two reasons. Personally, I believe in the bill; and the other reason being that many, many of the vast majority of people in my town — and I contacted them — they support this bill.

Now, what the good gentleman from Lewiston has said and the gentleman from Strong, Mr. Dyar, has said about commemorative observances in the school, I cannot say for the rest of the State; but I can say for the six towns that comprise the district of my area, S.A.D. 54. But to my knowledge — and I did serve on the board for five years — there was never any dates set apart for any commemorative experience in the school.

It amazes me, as I drive around and see many of the schools in the state that violate a state law that we have which says that when the activities are going on in the school, not only shall they fly our national flag, but our state flag. I have seen this in many areas of the state. Whether this is done

by one segment of the profession or whether it is something that they are trying to force on our children in the schools to forget our national heritage, I do not know. But I am sorry that I have to say what I am going to say; That in my district of S.A.D. 54, it is a hard job to get the school department to have the flags flown in front of our buildings. It is easy for me to say that at least on 30 occasions during the year when the school is in session, I called the administrator's office and asked him, "Are we out of flags? If so I would be willing to sponsor a public drive to buy flags to have them flown in front of the schools."

Another thing that utterly amazes me when it comes to having any heritage or thinking about our past heritage, or instilling the beliefs of the founding fathers in the children in the schools, that when you are elected a dogcatcher in any town, you subscribe to the same oath that we subscribed to when we came here to the legislature.

Two parts: number one, that we will faithfully discharge our duties, that we will support the Constitution of the United States of America and of this state. But somewhere along the line in the last few years of the Department of Education, with the help of some sponsor and maybe an oversight on the part of this legislature, has seen fit to eliminate the first part of that oath from the directors, when you are elected a director of an administrative district. If you are elected a committee member of a single town district, you would support the Constitution of the United States of America. But when you are elected a director of an SAD, you are not required to take the oath to support the Constitution.

If anybody doubts this you can go back into your title which governs education, you can get a little green book and you can look on page 50 and you can see this. You can go into your House Register and look on page 22 and see the oath that is prescribed under the constitution of this state.

I think somewhere along the line that we have got to go back to

some of the founding principles that this country was founded on. And we have got to educate the children that everything does not come about day by day, but it has come about because of the hard work and the sweat and the blood that has been given to keep the country great. We are the greatest country on earth. But when we can say that we no longer want to set aside a special day, that the day can fall on any date, that this is the date we are going commemorate our veterans, this is a poor thing indeed for the State of Maine.

Now our motto does mean we lead and I think the chance is here today for us to lead and I am sure that we will not be the only state that will be in conflict, but we will see many other states follow the State of Maine and restore some of the holidays back to their rightful positions.

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

Mr. COTTRELL: Mr. Speaker and Ladies and Gentlemen of the House. I was not plowing a field November 11, 1918. I was not watching a parade. I was in uniform and I was very glad to see Armistice Day. I was standing by to go to flight school. Now we people who even partially or greatly participated in the First World War are getting old, and I do not think we think so much about Armistice Day when we have to consider that since then, we have had another great world war. It was really a world war for Americans in the millions were involved. All over the world, the earth and the sea and the air. Somewhere along the line I think it makes sense for everybody concerned today to compact our holidays. So I will have to vote against this.

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

Mr. FARNHAM: Mr. Speaker and Ladies and Gentlemen of the House: I hesitate to stand for fear of being called unpatriotic. I am somewhat in Representative Jalburt's class in that I well remember April of 1917. I well remember November 11, 1918. In fact, I lived

in a town where troop trains were a constant reminder that there was a war. Two years ago I had the privilege and honor of visiting in France and Holland, the graves of uncles and first cousins who lay there forever. But we are not losing any heritage here. It is a day and since the end of World War I, which was November 18 — In fact it was not the day peace was signed, it was just a day of armistice—We have had World War II with two ending dates. For those who were in Europe, it ended on VE day. For those in the Pacific, it ended on VJ day, which came in August. I believe VE day was in May. We have also had the Korean War. And I do not know as anyone has any guesses as to what day they officially called the end of that war. We have now had the end or possibly the end of the Vietnam War, but who knows what the day is going to be. So what we have here now is not Armistice Day but Veterans Day to honor the veterans of all wars, not just one war.

I wonder how many people realize how inconvenient it is going to be if we do make a change with post offices closed in one part of the country, open in another; train and truck service disrupted; banks closed here and open somewhere else so the whole system of check cancellations is thrown out of order. I wonder if you realize the disruption that does come in an industrial plant when a holiday falls, we will say, on a Wednesday. People start taking off on Tuesday and some do get back Thursday, or they just take the rest of the week off.

We who oppose this change are not unpatriotic, but we think we speak for the veterans of all wars and a date that is common to all wars and not just one particular war.

The SPEAKER: The Chair recognizes the gentleman from Farmington, Mr. Morton.

Mr. MORTON: Mr. Speaker and Ladies and Gentlemen of the House: I hesitate to rise. You may think I am as old as some of these gentlemen from looking at the color of my hair and how much

of it I do have, but I am a little bit younger. And so, on November 11, 1918, I was there, but I did not remember it. I still have, tucked in my bible at home, a little silk flag, about this big, that my mother had on my carriage on the day that she paraded up and down the streets in Farmington. I was about four months old at the time.

I agree with the gentlemen who have spoken in favor of this indefinite postponement. I think I am just as patriotic as anyone else in the room. I put my two and a half years in Europe in World War II; and I think it would be a great mistake to take away the convenience today, and I do not use that inadvisedly, convenience is something that we need in 1973. We are not living in 1918. This is 1973, and we have to move along with what is going on nowadays. This is a Veterans Day, in honor of the veterans of all wars. And I feel that we should vote to indefinitely postpone this legislation.

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

Mr. HENLEY: Mr. Speaker and Ladies and Gentlemen of the House: I feel I should say something. I am House Chairman of the Veterans Committee. I hope I will not get emotional on the subject. I will not charge anyone with being unpatriotic. It seems that through the years, different people have perhaps different concepts of patriotism. Possibly the people that are 70 or older now may have an entirely different idea of patriotism than those that are younger.

We are told that if we do this, it will create problems with certain industrial people. I agree, it probably will. We are told that when this was changed over to all Monday holidays that it would perhaps bring us more money. Perhaps it did and will. At the same time, the more long weekends we have, the more carnage on our highways, the more cars on our highways. We are killing more people on our highways every year than the whole six or eight years in Vietnam. We are told it will be confusing because of post offices being closed on certain days. I do

not know if they can make it any more confusing than it is now. I know that at our post office, we get there time after time and we can't get in. It is locked, even though we have boxes in there that we pay for.

We know that several states in the Union—and I know that those of you who have traveled around, and lived in other states know that a lot of states have holidays that we do not have. And we could have holidays that they do not have. Columbus Day, Patriots Day are two that I have in mind that are not universal. I feel in a way that now, even though I did go along with this back along because I thought that it was not going to have such an impact, but I have changed my mind. I feel that because November 18 represents not peace in Europe — I don't know as anything represents peace in this world of ours — but it does represent the ceasing of killing and the cessation of racket of guns and bombs that our men and other people had been listening to in the muddy trenches over there in Europe for years. That was a glorious day for them. They couldn't be too interested as to the technicalities of a final peace.

That was our first big war that the whole world was more or less involved in, and I think it has a special place in America. As I say, I didn't think so back along, but I do now. The World War I veterans are jealous people; I don't blame them. I was not quite old enough to go in. I was certainly in the service shortly afterwards, but I remember the Armistice Day very well. But I feel that we can do no less than to keep this holiday, if we must, as November 18 for World War I veterans, which was the first world war. I think it does have a very definite significance.

If we want a veterans day for all the others, let it be so. It seems lately we have wars every few years. That was the first big one.

I know it has been said that we cannot always follow the findings that we have in committee. I know the committee room was packed by veterans and representatives of

veterans, and we had many people speak for it. In fact, they all held up their hands en masse.

Now they represented thousands and thousands and thousands of Maine citizens and taxpayers. Are we going to have a patriotic holiday set up to actually honor our veterans or are we going to throw it aside for commercialism? I think that that is the thing we are going to answer today, not a matter of being patriotic or nonpatriotic, but are we more interested in the dollars than we are in honoring those veterans who suffered so badly for us in World War I? I think that is the issue; and if you will take it in that spirit, I think we can stand that extra holiday if we need to. So I hope that you will vote no on the indefinite postponement of this bill and pass it on.

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

Mr. MILLS: Mr. Speaker and Ladies and Gentlemen of the House: We have heard a lot of discussion here in regard to this bill and a request for indefinite postponement. I would like to say one thing before I sit down and that is this: If we do not respect the veterans and those who have given their lives to make the country what it is today, then we have no reason to refuse amnesty to those who have defected in the last two or three years.

This is a very serious thing here we are doing today. It is the place where the hard line has got to be drawn. Do we respect those who fought for the country and made it so great, or do we let it all go down the drain for the almighty dollar? That is the question.

The SPEAKER: A roll call has been requested. 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

gentleman from Bath, Mr. Ross, that this Bill and all accompanying papers be indefinitely postponed. All those in favor of that motion will vote yes; those opposed will vote no.

ROLL CALL

YEA — Ault, Baker, Birt, Bither, Boudreau, Bunker, Cameron, Cottrell, Cressey, Crommett, Deshaies, Dow, Dunleavy, Dunn, Farnham, Ferris, Finemore, Flynn, Gahagan, Garsoe, Goodwin, K.; Hamblen, Haskell, Huber, Hunter, Immonen, Jackson, Kelley, Kelley, R. P.; Knight, LaCharite, Lewis, E.; Lewis, J.; Littlefield, MacLeod, McKernan, Merrill, Morton, Murray, Najarian, Norris, O'Brien, Palmer, Pontbriand, Pratt, Ross, Shaw, Simpson, L. E.; Smith, D. M.; Snowe, Soulas, Stillings, Susi, Tanguay, Trask, Walker, Wheeler, Wood, M. E.

NAY — Albert, Berry, G. W.; Berry, P. P.; Berube, Binnette, Bragdon, Brawn, Brown, Bustin, Carey, Carrier, Carter, Chick, Chonko, Clark, Conley, Connolly, Cote, Curran, Curtis, T. S., Jr.; Dam, Davis, Drigotas, Dudley, Dyar, Emery, D. F.; Evans, Farley, Farrington, Faucher, Fecteau, Fraser, Genest, Good, Goodwin, H.; Greenlaw, Hancock, Henley, Hobbins, Hoffses, Jacques, Jalbert, Kelleher, Keyte, Kilroy, LaPointe, Lawry, LeBlanc, Lynch, Maddox, Mahany, Martin, Maxwell, McCormick, McHenry, McMahon, McNally, McTeague, Mills, Morin, L.; Morin, V.; Mulkern, Murchison, Parks, Perkins, Peterson, Ricker, Rolde, Rollins, Santoro, Shute, Silverman, Smith, S.; Sproul, Talbot, Theriault, Tierney, Trumbull, Tyndale, Webber, White, Whitzell, Willard, The Speaker.

ABSENT — Briggs, Churchill, Cooney, Donaghy, Gauthier, Herick, Hodgdon, Sheltra.

Yes, 58; No, 84; Absent, 8.

The SPEAKER: Fifty-eight having voted in the affirmative and eighty-four in the negative, with eight being absent, the motion to indefinitely postpone does not prevail.

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

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

Mr. JALBERT: Mr. Speaker, I move we reconsider our action whereby this bill was passed to be enacted, and when you vote, vote against my motion.

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, moves that the House reconsider its action whereby this Bill was passed to be enacted.

The Chair recognizes the gentleman from Hampden, Mr. Farnham.

Mr. FARNHAM: Mr. Speaker, I move that this reconsideration motion lie on the table for two legislative days.

The SPEAKER: The gentleman from Hampden, Mr. Farnham, moves this matter be tabled for two legislative days.

Mr. Rollins of Dixfield requested a vote on the tabling motion.

The SPEAKER: A vote has been requested. All in favor of tabling two legislative days will vote yes; those opposed will vote no.

A vote of the House was taken.

51 having voted in the affirmative and 82 in the negative, the motion did not prevail.

The SPEAKER: The pending question is on the motion of the gentleman from Lewiston, Mr. Jalbert, that the House reconsider its action whereby this Bill was passed to be enacted. All in favor of reconsideration will say yes; those opposed will say no.

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

An Act Relating to Compensation and Expenses of the State Board of Hairdressers (S. P. 97) (L. D. 300)

An Act Placing the Board of Veterinary Examiners within the Department of Agriculture (H. P. 253) (L. D. 334) (C. "A" - H-41) (S. "B" - S-24)

An Act to Permit Municipalities to Collect a Fee for Lodging House Licenses (S. P. 132) (L. D. 344)

An Act Relating to Identity of Defendant in Suspension Cases under Motor Vehicle Laws (H. P. 311) (L. D. 413) (C. "A" - H-74)

An Act Increasing the Compensation of the Governor. (H. P. 460) (L. D. 609)

An Act Appropriating Funds to Provide Vocational Rehabilitation Services to Handicapped Persons (H. P. 482) (L. D. 626)

Tabled and Assigned

An Act Relating to Creditable Service under State Retirement Law for Certain Teachers (S. P. 252) (L. D. 703)

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

(On motion of Mr. Simpson of Standish, tabled pending passage to be enacted and specially assigned for Tuesday, March 20.)

Finally Passed

Resolve to Repeal Certain Special Resolve Pensions (H. P. 291) (L. D. 365)

Resolve Authorizing the Commissioner of Parks and Recreation to Convey by Sale the State's Interest in Certain Real Property at Lubec (H. P. 499) (L. D. 652)

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

The following paper from the Senate appearing on Supplement No. 1 was taken up out of order by unanimous consent.

Report of Committee Ought to Pass

Bill "An Act Providing Appropriations for Priority Social Service Programs within the Department of Health and Welfare for the Fiscal Years Ending June 30, 1973 and June 30, 1974 and June 30, 1975. (Emergency) (S. P. 461) (L. D. 1412)

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

In the House, the Report was read and accepted in concurrence and the Bill read once. Under suspension of the rules, the Bill was read the second time and passed to be engrossed.

Orders of the Day

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

Bill "An Act Relating to Taxation of Farmland" (H. P. 773) (L. D. 1007)

Tabled — March 13, by Mr. Evans of Freedom.

Pending — Acceptance of Majority Report "Ought Not to Pass."

On motion of Mr. Evans of Freedom, retabled pending acceptance of the Majority "Ought not to pass" Report and specially assigned for Tuesday, March 20.

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

Bill "An Act Creating Aroostook County Commissioner Districts" (H. P. 55) (L. D. 65)

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

Pending — Acceptance of Committee Report.

On motion of Mr. Martin of Eagle Lake, retabled pending acceptance of the Committee Report and specially assigned for Tuesday, March 20.

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

Bill "An Act Providing for a Change in Standard Deductions in Income Tax Law" (H. P. 655) (L. D. 869) (C. "A" - H-85)

Tabled — March 13, by Mr. Farnham of Bangor.

Pending — Acceptance of Committee Report.

On motion of Mr. Finemore of Bridgewater, the Report was accepted.

The Bill was read once and assigned for second reading the next legislative day.

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

Bill "An Act Relating to the Rendering of Treatment and Services to Minors for Drug Abuse without Parental Consent" (H. P. 163) (L. D. 205)

Tabled — March 13, by Mr. Simpson of Standish.

Pending — Adoption of House Amendment "A"

On motion of Mr. Simpson of Standish, retabled pending the adoption of House Amendment "A" and specially assigned for Tuesday, March 20.

The following paper appearing on Supplement No. 2 was taken up out of order by unanimous consent.

AN ACT Providing Appropriations and Priority Social Service Programs within the Department of Health and Welfare for the Fiscal Years Ending June 30, 1973 and June 30, 1974 and June 30, 1975. (S. P. 461) (L. D. 1412)

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 6 against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

On motion of Mr. Birt of East Millinocket, by unanimous consent, ordered sent forthwith to the Senate.

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

Bill "An Act Relating to Absentee Voting by Persons Serving Sentences in Jails and Penal Institutions" (H. P. 299) (L. D. 401)

Tabled — March 13, by Mr. Birt of East Millinocket.

Pending — Motion of Mr. Binnette of Old Town to indefinitely postpone Bill and all accompanying papers.

On motion of Mr. Birt of East Millinocket, retabled pending the motion of Mr. Binnette of Old Town to indefinitely postpone and specially assigned for Tuesday, March 20.

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

Bill "An Act to Establish a State Veterans Home" (S. P. 436) (L. D. 1340)

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

Pending — Reference.

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

Mr. HENLEY: Mr. Speaker, I move this be referred to the Committee on Veterans and Retirement in non-concurrence.

Thereupon, Mr. Birt of East Millinocket requested a vote.

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

Mr. HENLEY: Mr. Speaker and Ladies and Gentlemen of the House: The only reason that I feel that should go to Veteran's Affairs is, of course, the next Appropriations Committee will probably make a decision on it, finally. But the practicality of it very definitely should go to the Committee on Veterans Affairs, for the very reason that that same committee, the Committee on Veterans Affairs have been researching that same field for the whole session when they have had time.

We have discussed this with veterans' groups. We have been down to Togus. There is an arrangement made to visit the veterans' facility, the home in New Hampshire tomorrow for a subcommittee to go over there, and what better committee to decide this issue, as far as its practicality, and so on. Then it will be up to the legislature whether we can stand the cost or whatever.

That is the reason that I ask this to go to Veterans' Affairs.

The SPEAKER: The Chair recognizes the gentleman from Standish, Mr. Simpson.

Mr. SIMPSON: Mr. Speaker and Ladies and Gentlemen of the House: Speaking on behalf of the Reference of Bills Committee, if you take a good look at this bill, it has a \$200,000 appropriation on it, and it does create a new state home, or a veterans' home. Most of our bills doing such things usually do go to State Government. Therefore we felt in priority that it should either go to State Government, Appropriations or Veterans and Retirement, in that order and to stay with precedents, we feel that it ought to stay in State Government.

The SPEAKER: The pending question is on the motion of the gentleman from Norway, Mr. Henley, that this be referred to the Committee on Veterans and Retirement. All in favor of that motion will vote yes; those opposed will vote no.

A vote of the House was taken.

21 having voted in the affirmative and 91 having voted in the negative, the motion did not prevail.

Thereupon, on motion of Mr. Simpson of Standish, referred to the Committee on State Government in concurrence.

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

Bill "An Act Relating to Fees for Forest Lands and Wild Lands Posted Against Trespass" (H. P. 58) (L. D. 70)

Tabled — March 14, by Mr. Mills of Eastport.

Pending — Motion of Mr. Martin of Eagle Lake to recede.

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

Mr. MARTIN: Mr. Speaker, Ladies and Gentlemen of the House: Trying to keep you informed on what is going on at least on this L. D., I want to relate to you that we had an amendment ready. There is now a question of constitutionality and the amendment is going to be redrawn in order to beat the constitutional question if we can. So I would ask someone to table the bill for two legislative days.

Thereupon, on motion of Mr. Cote of Lewiston, retabled pending the motion of Mr. Martin of Eagle Lake to recede and specially assigned for Tuesday, March 20.

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

Bill "An Act Providing for Field Examiner for Election Division of the Department of the Secretary of State" (S. P. 151) (L. D. 385)

Tabled — March 14, by Mr. Simpson of Standish.

Pending — Motion of Mr. Ross of Bath to adopt House Amendment "A" to Senate Amendment "A".

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

Mr. ROSS: Mr. Speaker and Ladies and Gentlemen of the House: I present the House Amendment "A" to correct only

a clerical error. The girls in Mr. Slosberg's office misread one of the figures of the man from the other branch who prepared the amendment. This threw off several other figures. Under section 14 of our Joint Rule, this type can be corrected by the clerk without an amendment. However since this error was made in the other branch, it has been considered appropriate to let their Secretary make the changes, rather than our Clerk.

I now withdraw House Amendment "A".

The SPEAKER: The Chair would like to announce that the Chair felt that the mistake of \$1,500 was not a clerical error and instructed our Clerk not to make that change. Any changes as to dollars and cents in this House, as long as I am Speaker, will be made by a vote of you, the legislators and not by the Clerk.

Thereupon, Mr. Ross of Bath withdrew House Amendment "A" to Senate Amendment "A".

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

Joint Order relative to Committee on Election Laws report out a Resolution (S. P. 423)

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

Pending — Passage.

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

Mr. BIRT: Mr. Speaker and Ladies and Gentlemen of the House: This order requesting the Election Laws to bring out a bill relative to initiatory petitions, refers to Section 18 of the Constitution, Article 4 of Section 18. Article 4 says, "Initiative referendum petitions may be submitted to the Secretary of State up to 45 days after the convening of the legislature." This means that if the 45th day falls on Saturday, a couple of times in the last few years, there have been initiatory referendum petitions submitted on a Saturday, and this has required keeping an extra clerk there until these petitions are presented.

I fail to agree that it is a needful thing to amend a Constitution in the event that somebody has to stay over for one day and have to pay overtime. Although it might make it a little bit more convenient down there, I think the process of amending the Constitution is too much to attempt to do this, and keeping one employee or two employees over in the event it might happen I do not think is that much of a hardship. Therefore, I would move the indefinite postponement of this joint order.

Thereupon, the Joint Order was indefinitely postponed in non-concurrence and sent to the Senate.

Mr. Stillings of Berwick presented the following Joint Resolution and moved its adoption:

WHEREAS, there is sadness in the depths of our hearts on the sudden passing of the Honorable Henry W. Hodgdon of Kittery; and

WHEREAS, Henry was a man of great dedication, of happy disposition and friendship who was actively serving his second term in the Maine Legislature; and

WHEREAS, he always came carefully prepared, listened intently, deliberated and reached his own right conclusions; and

WHEREAS, our society is a little more aware of goodness and kindness because of him and that which he represented; now, therefore, be it

RESOLVED, that We, the Members of the One Hundred and Sixth Legislature of the State of Maine assembled this day in regular session, pause in our deliberations to express a common sorrow and sadness on the loss of this distinguished Member and to inscribe this token of our enduring affection and esteem for his memory and extend our deep and sincere sympathy to his proud and devoted wife, Louise, and our understanding to all others who share in the loss; and be it further

RESOLVED, that a copy of this Resolution, suitably engrossed and attested on behalf of our presiding officers, be transmitted forthwith to the family of the deceased; and be it further

RESOLVED, that when the Legislature adjourns this day, we

shall do so in honor and out of respect to his memory.

The Joint Resolution was read and adopted.

By unanimous consent, ordered sent forthwith to the Senate.

On motion by Mr. Stillings of Berwick,

Adjourned until Monday, March 19, at ten o'clock in the morning.