

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Ninety-Fifth Legislature

OF THE

STATE OF MAINE

1951

**DAILY KENNEBEC JOURNAL
AUGUSTA, MAINE**

HOUSE

Wednesday, February, 21, 1951

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

Prayer by the Rev. Mr. Brackley of Hallowell.

The journal of the previous session was read and approved.

Papers from the Senate

From the Senate:

Bill "An Act relating to State Owned Cars" (S. P. 332) (L. D. 748)

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

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

From the Senate:

Bill "An Act relating to Location and Alteration of State and State Aid Highways" (S. P. 333) (L. D. 749)

Came from the Senate referred to the Committee on Highways.

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

From the Senate:

Resolve relating to Daily Bag Limit of Certain Fish in Portion of Kennebec River, Somerset County (S. P. 334) (L. D. 750)

Resolve relating to Daily Bag Limit of Certain Fish in Spencer Lake, Somerset County (S. P. 335) (L. D. 751)

Came from the Senate referred to the Committee on Inland Fisheries and Game.

In the House, referred to the Committee on Inland Fisheries and Game in concurrence.

From the Senate:

Bill "An Act relating to the Establishment and use of Common Trust Funds" (S. P. 317) (L. D. 756)

Resolve Authorizing Expenditure of Certain Moneys in Possession of Bangor State Hospital (S. P. 336) (L. D. 752)

Came from the Senate referred to the Committee on Judiciary.

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

From the Senate:

Bill "An Act to Amend the Charter of the Union Mutual Life Insurance Company" (S. P. 337) (L. D. 753)

Came from the Senate referred to the Committee on Legal Affairs.

In the House, referred to the Committee on Legal Affairs in concurrence.

From the Senate:

Bill "An Act Amending the Charter of Portland Gas Light Company" (S. P. 338) (L. D. 754)

Came from the Senate referred to the Committee on Public Utilities.

In the House, referred to the Committee on Public Utilities in concurrence.

From the Senate:

Resolve Closing Certain Waters in Hancock County to Taking of Salt Water Smelts (S. P. 339) (L. D. 755)

Came from the Senate referred to the Committee on Sea and Shore Fisheries.

In the House, referred to the Committee on Sea and Shore Fisheries in concurrence.

Senate Reports of Committees Ought to Pass

Report of the Committee on Legal Affairs reporting "Ought to pass" on Bill "An Act Permitting Certificate of Records of Department of Health and Welfare as Evidence" (S. P. 167) (L. D. 342)

Report of the Committee on Sea and Shore Fisheries reporting same on Bill "An Act Regulating the Taking of Clams and Quahogs" (S. P. 121) (L. D. 211)

Report of same Committee reporting same on Bill "An Act relating to the Propagation and Cultivation of Clams, Quahogs and Mussels" (S. P. 173) (L. D. 348)

Report of same Committee reporting same on Resolve Regulating Fishing in Sheepscot Bay (S. P. 172) (L. D. 347)

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

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

**Ought to Pass
With Committee Amendment**

Report of the Committee on Legal Affairs on Bill "An Act to Incorporate the Stonington School District" (S. P. 36) (L. D. 20) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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

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

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

COMMITTEE AMENDMENT "A" to S. P. 36, L. D. 20, Bill, "An Act to Incorporate the Stonington School District."

Amend said bill by striking out in the 9th line of Section 8, the figure "4" and inserting in place thereof the figure '8'.

Committee Amendment "A" was adopted in concurrence.

On motion of Mr. Clapp of Brooklin, under suspension of the rules, the Bill was given its third reading, passed to be engrossed as amended and sent to the Senate.

Report of the Committee on Legal Affairs on Bill "An Act to Incorporate the Deer Isle School District" (S. P. 37) (L. D. 19) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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

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

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

COMMITTEE AMENDMENT "A" to S. P. 37, L. D. 19, Bill "An Act to Incorporate the Deer Isle School District."

Amend said bill by striking out in the eighth line of Sec. 9, the figure "4" and inserting in place thereof the figure '8'.

Committee Amendment "A" was adopted in concurrence.

On motion of Mr. Clapp of Brooklin, under suspension of the rules, the Bill was given its third reading, passed to be engrossed as amended and sent to the Senate.

Report of the Committee on Legal Affairs on Bill "An Act to Amend the Charter of the York Harbor Village Corporation" (S. P. 135) (L. D. 241) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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

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

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

COMMITTEE AMENDMENT "A" to S. P. 135, L. D. 241, Bill "An Act to Amend the Charter of the York Harbor Village Corporation."

Amend said Bill by inserting in Sec. 4, after the underlined word "vehicles" and before the underlined word "shall", in the 8th line thereof the following underlined words: 'residing within the territorial limits of said village corporation'.

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

Messages and Documents

The following Communication:
(H. P. 1295)

State of Maine
DEPARTMENT OF HEALTH
AND WELFARE

Augusta

February 21, 1951

To the President of the Senate and Speaker of the House of Representatives
Ninety-Fifth Legislature
Augusta, Maine

Sirs:

This is to advise that at an election held at Pleasant Point Indian Reservation, Perry, Maine, on October 3, 1950, Joseph A. Nicholas was elected a representative at the

Legislature to serve from January 1, 1951 until December 31, 1952.

Very truly yours,

(Signed)

DAVID H. STEVENS
Commissioner

Was read and placed on file and sent up for concurrence.

The following Communication:

STATE OF MAINE
DEPARTMENT OF STATE

February 19, 1951

To the Speaker of the House of Representatives of the Ninety-fifth Legislature:

I have the honor to herewith transmit copies of the estimate of expenses of the sixteen counties within the State for the years 1951 and 1952, the same having been filed in this office according to the provisions of Sections 13 and 14 of Chapter 79 of the Revised Statutes of 1944.

(Signed)

HAROLD I. GOSS
Secretary of State

Was read, and with accompanying papers, referred to the House Committee on County Estimates.

The SPEAKER: The Chair, at this time, notes the presence in the balcony of the Hall of the House of the Senior Girl Scout Troop of Yarmouth in charge of Irene Thurston, Leader, and Doris Preston, Assistant Leader.

In behalf of the House, the Chair bids you welcome. (Applause)

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

The SPEAKER: The Chair also notes at this time the presence in the balcony of the Hall of the House of Den Number 2 of Cub Scouts Pack 176 of the Farrington Grammar School in Augusta, in charge of Mrs. Robert Hussey.

On behalf of the House, the Chair, at this time, bids you welcome. (Applause)

Bills and Resolves Requiring Reference

The following Bills and Resolves, transmitted by the Director of

Legislative Research pursuant to Joint Orders, 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 relating to Salaries of Certain Department Heads" (H. P. 1251) (Presented by Mr. Albert of Augusta)

(Ordered Printed)

Bill "An Act Repealing the Merit Award Board" (H. P. 1252) (Presented by Mr. Jalbert of Lewiston)

(Ordered Printed)

Sent up for concurrence.

Business Legislation

Bill "An Act relating to Savings Banks" (H. P. 1253) (Presented by Mr. Gosline of Gardiner)

(Ordered Printed)

Bill "An Act relating to Exceptions in Unfair Sales Act" (H. P. 1254) (Presented by Mr. McGlauffin of Portland)

(Ordered Printed)

Bill "An Act Permitting Closing of Banks on Saturday" (H. P. 1255) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act Prohibiting the Sale of Household Appliances by Public Utility Companies" (H. P. 1256) (Presented by Mr. Pierce of Bucksport)

(Ordered Printed)

Sent up for concurrence.

Education

Bill "An Act relating to Power of Private Vocational Schools to Hold Property" (H. P. 1257) (Presented by Mr. Jacobs of Auburn)

(Ordered Printed)

Sent up for concurrence.

Highways

Bill "An Act relating to Temporary Loans for Highway Purposes" (H. P. 1258) (Presented by Mr. Burgess of Limestone)

(Ordered Printed)

Resolve in favor of Caswell Plantation (H. P. 1259) (Presented by Mr. Burgess of Limestone)

Resolve in favor of the Town of Newport (H. P. 1260) (Presented by Mr. Roberts of Dexter by request)

Resolve in favor of the Town of Corinna (H. P. 1261) (Presented by same gentleman by request)

Resolve in favor of the Town of Frankfort (H. P. 1262) (Presented by Mr. West of Stockton Springs)
Sent up for concurrence.

Inland Fisheries and Game

Bill "An Act to Repeal Bounty on Bear" (H. P. 1263) (Presented by Mr. Dennison of East Machias)
(Ordered Printed)
Sent up for concurrence.

Public Buildings and Parks

Bill "An Act relating to the Baxter State Park Game Preserve" (H. P. 1264) (Presented by Mr. Hayes of Dover-Foxcroft)

The SPEAKER: The Chair recognizes the gentleman from Dover-Foxcroft, Mr. Hayes.

Mr. HAYES: Mr. Speaker, I refer to Item 14, Bill "An Act relating to the Baxter State Park Game Preserve", which is one of three bills, two of which are already pending in the Legislature, providing for a re-definition of the limits of the Baxter State Park Game Sanctuary. Orderly procedure would seem to require that they should be heard and considered together and reported out by the committee as one bill. The other two bills are already referred to the Committee on Public Buildings and Parks and I move that this bill be also so referred.

The SPEAKER: The gentleman from Dover-Foxcroft, Mr. Hayes, moves that Item 14, Bill "An Act relating to the Baxter State Game Preserve", be referred to the Committee on Public Buildings and Parks. Is this the pleasure of the House?

The motion prevailed, the Bill was referred to the Committee on Public Buildings and Parks, ordered printed, and sent up for concurrence.

Inland Fisheries and Game (cont'd)

Resolve in favor of Danforth Rod and Gun Club (H. P. 1265) (Presented by Mr. Brown of Baileyville)
(Ordered Printed)

Resolve relating to Fishing in Penobscot Lake, County of Somer-

set (H. P. 1266) (Presented by Mr. Campbell of Guilford)
(Ordered Printed)

Resolve Opening Orange Lake in Whiting to Ice Fishing (H. P. 1267) (Presented by Mr. Dennison of East Machias)
(Ordered Printed)
Resolve Opening Rocky Lake in Whiting to Ice Fishing (H. P. 1268) (Presented by same gentleman)
(Ordered Printed)
Sent up for concurrence.

Judiciary

Bill "An Act relating to Claims Under Small Claims Law" (H. P. 1269) (Presented by Mr. Brown of Baileyville)
(Ordered Printed)

Bill "An Act relating to Fees in Small Claims Law" (H. P. 1270) (Presented by same gentleman)
(Ordered Printed)

Bill "An Act relating to Attachment of Wages" (H. P. 1271) (Presented by Mr. Castonguay of Waterville)
(Ordered Printed)

Bill "An Act Including Members and Clerks of Boards of Registration in Maine State Retirement System" (H. P. 1272) (Presented by Mr. Jalbert of Lewiston)
(Ordered Printed)

Bill "An Act Including Members of Legislature in Maine State Retirement System" (H. P. 1273) (Presented by same gentleman)
(Ordered Printed)

Bill "An Act Creating the Maine School Building Authority" (H. P. 1274) (Presented by Mr. Low of Rockland)

1250 copies ordered printed.
Sent up for concurrence.

Labor

Bill "An Act relating to a Legal Day's Work" (H. P. 1275) (Presented by Mr. Castonguay of Waterville)
(Ordered Printed)
Sent up for concurrence.

Legal Affairs

Bill "An Act to Incorporate the Town of Hancock School District" (H. P. 1276) (Presented by Mr. Peterson of Bar Harbor)
(Ordered Printed)
Sent up for concurrence.

Liquor Control

Bill "An Act relating to Qualifications of Liquor Licensees" (H. P.

1277) (Presented by Mr. Cole of Liberty)
(Ordered Printed)
Sent up for concurrence.

Natural Resources

Bill "An Act relating to Permits for Outdoor Advertising" (H. P. 1278) (Presented by Mr. Chase of Cape Elizabeth)

(Ordered Printed)

Bill "An Act relating to Kindling of Fires on Land" (H. P. 1279) (Presented by Mr. Potter of Medway)

(Ordered Printed)

Sent up for concurrence.

Public Health

Bill "An Act relating to Fluoride in Public Water Supplies" (H. P. 1280) (Presented by Mr. Maxwell of Winthrop)

(Ordered Printed)

Sent up for concurrence.

Public Utilities

Bill "An Act to Create the Van Buren Sewerage District" (H. P. 1281) (Presented by Mr. Madore of Van Buren)

(Ordered Printed)

Sent up for concurrence.

Taxation Tabled

Bill "An Act relating to the Banking Department" (H. P. 1282) (Presented by Mr. Phillips of Southwest Harbor)

(On motion of Mr. Sanborn of Gorham, tabled pending reference to a committee and ordered printed.)

Towns and Counties

Bill "An Act relating to Disposition of Costs in Inland Fisheries and Game and Sea and Shore Fisheries Violations" (H. P. 1283) (Presented by Mr. O'Dell of Eastport)

(Ordered Printed)

Sent up for concurrence.

Transportation

Bill "An Act relating to Exhaust Pipes on Trucks and Buses" (H. P. 1284) (Presented by Mr. Travis of Westbrook)

(Ordered Printed)

Sent up for concurrence.

Welfare

Bill "An Act relating to Funeral Expenses Under Old Age Assistance

Law" (H. P. 1285) (Presented by Mr. Dorsey of Fort Fairfield)
(Ordered Printed)

Resolve Providing for State Pension for Joseph Quirion, of Augusta (H. P. 1286) (Presented by Mr. Albert of Augusta)

Resolve Providing for State Pension for Fred Gagnon, of Augusta (H. P. 1287) (Presented by Mr. Albert of Augusta)

Resolve Providing for State Pension for Weston Elmer Hall, of Stonington (H. P. 1288) (Presented by Mr. Clapp of Brooklin)

Resolve Providing for State Pension for Harold Parsons, of East Machias (H. P. 1289) (Presented by Mr. Dennison of East Machias)

Resolve Providing for State Pension for Joseph Michaud, of Frenchville (H. P. 1290) (Presented by Mr. Martin of Frenchville)

Resolve Providing for State Pension for Joseph Michaud, of Sinclair (H. P. 1291) (Presented by same gentleman)

Resolve Providing for State Pension for Lida Campbell, of Winterport (H. P. 1292) (Presented by Mr. West of Stockton Springs)

Resolve Providing for State Pension for John Howard McClay, of Olamon (H. P. 1293) (Presented by Mr. Woodcock of Bangor)

Sent up for concurrence.

Orders

On motion of Mr. Bates of Orono, it was

ORDERED, that the House of Representatives declares a vacancy to exist in the representation in this House of the class towns of Dixfield and Mexico on account of the death of the Honorable Eugene H. Dorr, and be it further

ORDERED, that a copy of this Order, certified by the Clerk of the House, be sent to the Governor, the Secretary of State, and the Chairman of the Board of Selectmen of the oldest town in the representative class in which the vacancy exists.

On motion of Mr. Macomber of Jay, it was

ORDERED, that Rev. H. C. Schjevlund of Jay be invited to officiate as Chaplain of the House on Thursday, March 8, 1951.

Mr. Dunham of Ellsworth presented the following Order and moved its passage:

ORDERED, the Senate concurring, that free additional telephone service be provided for each member and officer of the Senate and House to the number of fifty (50) calls, of reasonable duration from Augusta to points within the limits of the State of Maine, and that each member and officer of the Senate and House be provided with a card to be certified to by the Secretary of the Senate and Clerk of the House, respectively, charge for this service to be paid to the New England Telephone and Telegraph Company at regular tariff rates.

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

Mr. **CHASE**: Mr. Speaker, I think the House is entitled to a demonstration of the need for additional telephone service.

The **SPEAKER**: The question before the House is on the passage of the order.

The Chair recognizes the gentleman from Ellsworth, Mr. Dunham.

Mr. **DUNHAM**: Mr. Speaker and Members of the House: We had a tax hearing yesterday in which many of the citizens of Maine were here and expressed themselves, which we wanted them to do, and I was responsible that a good many of them were here. Now, I am in dire circumstances as to telephone calls. I could borrow from my neighbor. He has offered me his telephone card, but how would the State save any more if I just borrowed his card than if they issued me another card? I can't see where you are saving anything.

Now, I have promised to call up my good wife this evening and I haven't got a telephone card. I haven't got anything. (Laughter) I want to do it; I tell you I am in dire circumstances! That is why I have asked for this order. That is the explanation, Mr. Chase.

The **SPEAKER**: The question before the House is on the passage of the order.

The Chair recognizes the gentleman from Baileyville, Mr. Brown.

Mr. **BROWN**: Mr. Speaker and Members of the House: I never use

anywhere near my fifty telephone calls and, in order to be a good friend to my friend, Mr. Dunham, over here, I will gladly call his wife any time. (Laughter)

The **SPEAKER**: The Chair recognizes the gentleman from Fairfield, Mr. Woodworth.

Mr. **WOODWORTH**: Mr. Speaker, I had supposed that the gentleman from Blaine, Mr. Bubar, was responsible for that crowd, yesterday. He hasn't asked for anything and I move that the order be indefinitely postponed.

The **SPEAKER**: The gentleman from Fairfield, Mr. Woodworth, moves that the order be indefinitely postponed.

The Chair recognizes the gentleman from Blaine, Mr. Bubar.

Mr. **BUBAR**: Mr. Speaker and Ladies and Gentlemen: I haven't any wife to call. I have called a good many wives and expect to call a good many more on these bills but I have a few calls left and I do not think it is right or fair to let us come down here on legitimate business for the State and have to pay for our own telephone calls. I just have a call here to go out; I know pretty near where it's from and it's important and I never made a call yet but which is important and I believe that this House should have sufficient calls to enable them to attend to legitimate business of the State of Maine. That is what we are here for.

Now, I understand that my good brother (Mr. Dunham) is a little love-sick and wants to talk to his wife. Thank you.

The **SPEAKER**: The question before the House is on the motion of the gentleman from Fairfield, Mr. Woodworth, that the order presented by the gentleman from Ellsworth, Mr. Dunham, be indefinitely postponed. Is the House ready for the question?

All those in favor of the motion for indefinite postponement will say aye; those opposed, no.

A viva voce vote being doubted,

A division of the House was had.

Sixty-three having voted in the affirmative and fifty-one having voted in the negative, the motion prevailed and the order was indefinitely postponed.

House Reports of Committees Ought Not to Pass

Mr. Bearce from the Committee on Inland Fisheries and Game reported "Ought not to pass" on Resolve Opening Peabody Pond to Ice Fishing for Big Smelts, Pickerel and Other Fish Except Trout and Salmon (H. P. 633) (L. D. 355)

Mr. Carville from the same Committee reported same on Bill "An Act Creating Sutton Island, Hancock County, as a Game Preserve" (H. P. 384) (L. D. 220)

Mr. Watson from the same Committee reported same on Bill "An Act Creating Placentia Island, Hancock County, as a Game Preserve" (H. P. 383) (L. D. 219)

Reports were read and accepted and sent up for concurrence.

Tabled

Mr. Fuller from the Committee on Judiciary reported "Ought not to pass" on Bill "An Act Amending the Maine Housing Authorities Act" (H. P. 159) (L. D. 90)

(On motion of Mr. Lord of Norway, the Report with accompanying papers was tabled pending acceptance.)

Mr. Hayes from the Committee on Judiciary reported "Ought not to pass" as it is covered by other Legislation on Bill "An Act relating to Filing of Liens of Buildings and Lots in Unorganized Places" (H. P. 197) (L. D. 119)

Report was read and accepted and sent up for concurrence.

Tabled and Assigned

Mr. McGlauffin from the Committee on Judiciary reported "Ought not to pass" on Resolve Proposing an Amendment to the Constitution Changing the Date of the General Election (H. P. 1) (L. D. 2)

(On motion of Mr. Jalbert of Lewiston, the Report with accompanying papers was tabled pending acceptance and specially assigned for Thursday, February 22.)

Mr. Chase from the Committee on Liquor Control reported "Ought not to pass" on Bill "An Act relating to Penalty for Sunday Sales of Liquor" (H. P. 326) (L. D. 186)

Mr. March from the same Committee reported same on Bill "An

Act relating to Liquor Licenses in Unincorporated Places" (H. P. 542) (L. D. 308)

Mr. Pierce from the same Committee reported same on Bill "An Act relating to Definitions and Location of Licensed Premises in Liquor Law" (H. P. 785) (L. D. 466)

Mr. Jones from the Committee on Transportation reported same on Bill "An Act relating to License Plate for Motor Vehicle Owners Who Operate Amateur Radio Stations" (H. P. 171) (L. D. 102)

Reports were read and accepted and sent up for concurrence.

Ought to Pass in New Draft

Mr. Burkett from the Committee on Legal Affairs on Bill "An Act relating to Parsonsfield Kezar Falls Village Corporation" (H. P. 538) (L. D. 306) reported same in a new draft (H. P. 1294) (L. D. 806) under same title and that it "Ought to pass."

Report was read and accepted and the Bill, having already been printed, was read twice under suspension of the rules and tomorrow assigned.

First Reading of Printed Bill Tabled

Resolve in favor of Veterans of Spanish American War (H. P. 36) (L. D. 797)

Was read once.

(On motion of Mr. Dunham of Ellsworth, tabled pending assignment for second reading.)

Passed to be Engrossed Tabled

Bill "An Act relating to Old Age Assistance" (S. P. 77) (L. D. 80)

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

(On motion of Mr. Woodworth of Fairfield, tabled pending passage to be engrossed.)

Bill "An Act relating to State Care of Persons in Certain Institutions" (S. P. 78) (L. D. 81)

Bill "An Act relating to Road Equipment on Private Ways" (S. P. 109) (L. D. 163)

Bill "An Act Requiring Information from Banks to Institutional Service" (S. P. 128) (L. D. 236)

Bill "An Act relating to County Commissioners of Androscoggin County" (S. P. 190) (L. D. 407)

Bill "An Act relating to the Trustees of the Ministerial Funds of the Town of Bridgton" (H. P. 241) (L. D. 138)

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

Tabled

Bill "An Act relating to Suspension of Licenses in Drunken Driving Cases" (H. P. 320) (L. D. 178)

Was reported by the Committee on Bills in the Third Reading.

(On motion of Mr. Brown of Baileyville, tabled pending third reading.)

Bill "An Act relating to License Fee for Raising Wild Birds and Animals" (H. P. 631) (L. D. 353)

Bill "An Act Permitting the Children's Aid Society of Maine to Sell Buildings and Land" (H. P. 1250) (L. D. 774)

Resolve to Remove the Bag Limit and Size Limit on White Perch in Sebago Lake, Songo River, Bay of Naples and Long Lake (H. P. 634) (L. D. 356)

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

Amended Bills and Resolves

Bill "An Act relating to Amount of Insurance for Certain Motor Vehicles" (H. P. 160) (L. D. 91)

Bill "An Act to Incorporate the Town of Woodland School District" (H. P. 162) (L. D. 93)

Bill "An Act to Incorporate the Carroll School District" (H. P. 201) (L. D. 123)

Bill "An Act to Incorporate the Town of Waldo School District" (H. P. 202) (L. D. 124)

Bill "An Act relating to Closed Season on Deer in Long Island Plantation" (H. P. 432) (L. D. 253)

Bill "An Act relating to Lucerne-in-Maine Village Corporation" (H. P. 537) (L. D. 296)

Bill "An Act to Ratify and Confirm the Incorporation of First Parish of Freeport" (H. P. 645) (L. D. 363)

Resolve in favor of Sylvia B. Holden, of Moose River (H. P. 60) (L. D. 26)

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

Passed to be Enacted Emergency Measure

An Act to Authorize the Withdrawal of Southport from the Boothbay Region Community School District (H. P. 27) (L. D. 10)

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, the present elected membership being 149, a division was had. 129 voted in favor of same and none against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act to Amend the Charter of the Boothbay Region Community School District (H. P. 28) (L. D. 11)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a division was had. 130 voted in favor of same and none against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act to Incorporate the Town of Burnham School District (H. P. 161) (L. D. 92)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a division was had. 133 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 relative to Motor Vehicle Registration (S. P. 91) (L. D. 144)

An Act relating to Sirens on Automobiles Operated by Fire Chiefs (H. P. 33) (L. D. 9)

An Act relating to Returns of Divorces by Clerks of Courts (H. P. 153) (L. D. 85)

An Act relative to Poll-Taxes in Unorganized Territory (H. P. 204) (L. D. 126)

An Act relating to Fees for Non-Resident Airmen and Aircraft (H. P. 207) (L. D. 129)

An Act to Clarify the Aviation Laws (H. P. 208) (L. D. 130)

An Act relating to Abandoned Airports (H. P. 209) (L. D. 131)

An Act relating to the Aeronautical Fund (H. P. 210) (L. D. 132)

An Act Amending the Charter of the Sweetser Orphan Asylum (H. P. 323) (L. D. 181)

An Act relating to Turning Vehicles at Intersections (H. P. 342) (L. D. 199)

An Act to Incorporate the Town of Perry School District (H. P. 387) (L. D. 223)

Finally Passed

Resolve Closing Limestone Stream to Fishing (H. P. 316) (L. D. 174)

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

Orders of the Day

The SPEAKER: Under the Special Order, which does not appear on the calendar, passed January 17th by this House, the Chair recognizes the gentleman from Auburn, Mr. Jacobs; and the Chair at this time would like to state that the time assigned for this discussion cannot be longer than 11:30.

Mr. JACOBS: Mr. Speaker, reporting for the Appropriations Committee, we wish to state there has been some progress. We have had twenty-three Resolves and Acts presented to us for discussion but they are all on the table pending the outcome of the committee's report to this House.

I would say, however, that if there is anyone here who would like to ask any questions pertaining to our

work, I would be glad to answer them at this time, or perhaps some of the members of the committee who are present here would answer them. If any member of the Committee on Appropriations and Financial Affairs wishes to make any comment or suggestions at this time, they are perfectly at liberty to do so.

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

Mr. LORD: Mr. Speaker, I would like to ask when the House may expect to receive the first report or tabulation of the Appropriations Committee which is required to be issued weekly by the Appropriations Committee under Joint Rule 19 that was read to the House recently by the Speaker.

The SPEAKER: The gentleman from Norway, Mr. Lord, requests information from the Appropriations Committee. Anyone may answer if he chooses.

Mr. JACOBS: Mr. Speaker, answering that question, these items are in the hands of the Finance Officer, and as soon as he can compile these many different items we will be glad to report it to the House.

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

Mr. LORD: Mr. Speaker, I would like to ask—and I know it is a large task—if there is no way these can be reported out weekly or printed and put onto the Floor weekly as provided in the Rules.

The SPEAKER: The gentleman from Norway, Mr. Lord, requests further information of any member of the Appropriations Committee, and they may answer if they choose.

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

Mr. JALBERT: Mr. Speaker, speaking as a member of the committee and speaking also for myself as a member of the committee, I might say that in my opinion the book, that is the Appropriations Bill, might well be on the floor of the House within two weeks. I would like to give you a preview as to what my personal opinions and observations are as a member of the committee.

I think the day of stargazing has come to an end. As I heard at the Special Session, "The barrel is clean." I voted against cleaning the barrel. We have no more money. Demands are being made upon the committee daily. Yesterday we heard some eleven or twelve resolves; today some twelve or thirteen, and tomorrow we will hear some twenty resolves that call for more money. Some of these resolves are worthy and worthwhile. I think that it now behooves us to decide just exactly what the balance of necessity is. I have not heard one member of the Legislature in either party say to me that we did not need any more money, and I have heard more songs and dances as to how that money is going to be brought forward than I have hair on my head.

Now we have a group who sincerely wants economy and justifiably so; we have a group that wants an income tax and a group that wants a sales tax with exemptions, a group that wants a sales tax without exemptions, a group that wants a combination sales and income tax, a group that wants a corporate tax, and a group that wants a head tax. Just where are we?

I, for one, am serving notice as a member of the Appropriations Committee, that anybody who votes for more money should be willing and ready to stand up and be counted. Let us be consistent.

Two years ago I voted against and spoke against and moved the indefinite postponement of a measure, my own measure, that called for the expenditure of more money. Strangely enough, I was overridden, the bill was passed and became law. We did, however, have some money in the till at the time.

Any tax is extremely distasteful. I have sat here in the House for six years, and very rarely have I ever voted for a tax because I felt we had the money. I shall vote for a tax this time because I am signing reports that call for money. Consequently, I am going to be consistent, and I shall expect everybody else to be consistent. Let us not vote for larger and more services and then no tax or no money.

I would just like to tell you for a moment that I appeared yesterday before the Liquor Control Committee, and I told the Liquor Control Committee—as fine a group as there is in the State of Maine and one that is extremely civic-minded—that while we were hearing the institutional bill for five hours that group was spending that five hours deciding whether or not we should have our brew in containers or paper bags. I think there are much more important things in Maine than those picayune bills and items.

Let me tell you about the institutions. At the Augusta State Hospital the beds are six inches apart, some doors cannot be opened. At Pownal, with 1500 patients, people who cannot help themselves, unfortunates, they have one physician besides the Superintendent, Dr. Kupelian.

We have reached a point in Maine where we are either going to go back to the dark ages or we are going to face the issue squarely ourselves. We were elected here by the people. I do not want to hide behind the cloak of a referendum. When the people at home elected me to office they signified their confidence in me. Consequently, they shall go along with what I think is right. As far as the money situation in Maine is concerned, as far as our problems of Health and Welfare, Institutions and Education—and I do not say that we cannot cut in that committee, because we can and we will—but, as far as these problems are concerned, it is our job, not the job of hiding behind a referendum, because if we are going to have a referendum on the change of election date—and I will take that up tomorrow—we may as well throw everything to the people and give them all a chance to spend and to save. I am for that.

As I have stated, it is my fourth term here. The problems of Maine today are not political, and anything that is done on the floor of this House and in caucusses, by either the Democrats or the Republicans, I shall stand right up and serve notice as I did last week. Let's stop dilly-dallying, let's stop hiding, let's stop stargazing, let's have a conference of these people who

want this tax, that tax or another tax, let us get together, or let us remove ourselves from here and adjourn and go home. Thank you. I will answer any questions gladly.

Mr. BURGESS of Limestone: Mr. Speaker—

The SPEAKER: For what purpose does the gentleman rise?

Mr. BURGESS: Mr. Speaker, I wish to ask unanimous consent to address the House.

The SPEAKER: Will the gentleman state on what subject?

Mr. BURGESS: Mr. Speaker, it relates to the subject before the House.

The SPEAKER: The gentleman from Limestone, Mr. Burgess, requests unanimous consent to address the House. Is there objection? The Chair hears none and the gentleman may proceed.

Mr. BURGESS: Mr. Speaker, with reference to the question asked by Mr. Lord relative to list of bills presented before this Legislature with the price tag, I would like to say to him I have taken a personal interest in that, and I have prepared a list, which I hope to be able to have reproduced and distributed on Tuesday, which will show the L. D. number and price tag attached to each one.

Now, with reference to the same subject, I have also taken the liberty of preparing, very briefly, two or three sheets which will be distributed tomorrow morning and which will show the various tax incomes of the State, the source of the income, and also, very briefly, the expenditures which have been made in the last two years by the various departments which get their funds from undedicated revenue; it will show the loss and it will show the deficiency, if the Governor's budget report is carried out. I think you will find it a very concise and full source of information. I hope to have it circulated tomorrow and I hope it will give you the desired information.

The SPEAKER: The Chair recognizes the gentleman from Dover-Foxcroft, Mr. Hayes.

Mr. HAYES: Mr. Speaker, I would like to inquire of the Committee: What are the recommendations which are being formulated by the committee? Are they to be based

upon the merits of the particular measure under consideration as constituting essential needs of State government, or are they to be based upon some assumption regarding the probability of revenues being raised in order to provide for needs which would be considered essential if adequate revenue were already assured?

The SPEAKER: The gentleman from Dover-Foxcroft, Mr. Hayes, requests information from some member of the Appropriations Committee, and they may answer if they choose.

The Chair must state at this time that this information and discussion must be entirely on the point in issue. We cannot permit digressions.

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

Mr. JALBERT: Mr. Speaker, in answer to the question of the gentleman, I will state that the measures, in my opinion, are being listened to and heard and decided upon their merits, strictly on a basis of what is necessary and what is not necessary, in the opinion of the various members of the committee, whether they feel a certain measure is necessary or is not necessary. That is what formulates the report. It is strictly based on what is necessary, in my opinion.

The SPEAKER: Is there any further discussion under the order?

The SPEAKER: The Chair at this time lays before the House the first tabled and today assigned matter, Bill "An Act relating to the Charter of the City of Bangor" (H. P. 761) (L. D. 448) tabled on February 15th by the gentleman from Bangor, Mr. Totman, pending third reading; and the Chair recognizes that gentleman.

On motion of Mr. Totman, the bill was given its third reading, passed to be engrossed and sent to the Senate.

The SPEAKER: The Chair now lays before the House the second tabled and today assigned matter, Senate Report "Ought to pass" of the Committee on Welfare on Bill "An Act relating to Aid to Dependent Children." (S. P. 76) (L. D. 79) tabled on February 20th by the

gentleman from Freeport, Mr. Patterson, pending acceptance in concurrence; and the Chair recognizes that gentleman.

On motion of Mr. Patterson, the House voted to accept the "Ought to pass" report of the committee in concurrence.

The bill was thereupon given its two several readings.

(On motion of Mr. Woodworth of Fairfield, the Report with accompanying papers was tabled, pending assignment for third reading.)

On motion of Mr. Jones of Bowdoinham, the House voted to take from the table the fourth tabled and unassigned matter House Report "Ought to pass" as amended by Committee Amendment "A" of the Committee on Transportation on Bill "An Act relating to Opaque Substances for Windows in Motor Vehicles" (H. P. 343) (L. D. 200) tabled on February 13 by that gentleman pending acceptance of the Report.

On further motion of the same gentleman, the Report was accepted and the Bill, having already been printed, was read twice under suspension of the Rules.

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

COMMITTEE AMENDMENT "A"
to H. P. 343, L. D. 200, Bill "An Act Relating to Opaque Substances for Windows in Motor Vehicles."

Amend said Bill by deleting the underlined word "**contains**" in the 3rd. line of the 2nd. paragraph thereof and inserting in place thereof the underlined words '**is composed of**'.

Further amend said bill by adding before the period at the end thereof the following '**provided, however, that when the glass in either window is broken the operator may make temporary repairs by placing an opaque substance therein temporarily until a reasonable opportunity is afforded for the replacement in accordance with section 30**'

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

On motion of Mr. Fenn of Bath, the House voted to take from the table the ninth tabled and unassigned matter House Report "Ought to pass" of the Committee on Welfare on Bill "An Act relating to Aid to the Blind" (H. P. 172) (L. D. 103) tabled on February 15 by that gentleman pending acceptance of the Report.

On further motion of the same gentleman, the Report was accepted and the Bill, having already been printed, was read twice under suspension of the Rules and assigned for third reading tomorrow.

The **SPEAKER**: The Chair is proceeding under Orders of the Day.

There being no further business to come before the House this day,

On motion of Mr. Chase of Cape Elizabeth,

Adjourned until 10:00 o'clock tomorrow morning.