

# 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

Thursday, March 29, 1951

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

Prayer by Capt. Walter Lamie of the Salvation Army of Saco.

The journal of the previous session was read and approved.

### Papers from the Senate

#### Senate Reports of Committees Ought Not to Pass

Report of the Committee on Appropriations and Financial Affairs reporting "Ought not to pass" on Resolve in favor of Robert W. Traip Academy (S. P. 52) (L. D. 62)

Report of the Committee on Judiciary reporting same on Bill "An Act relating to Trustee Process" (S. P. 164) (L. D. 338)

Report of the Committee on Public Buildings and Parks reporting same on Bill "An Act relating to Rentals of Certain State Offices" (S. P. 382) (L. D. 908)

Report of the Committee on Public Health reporting same on Resolve Appropriating Moneys for Materials for Free Inoculations (S. P. 258) (L. D. 556)

Report of the same Committee reporting same on Bill "An Act relating to Free Vaccination for Children" (S. P. 383) (L. D. 909)

Report of the same Committee reporting same on Bill "An Act relating to Compulsory Vaccination" (S. P. 384) (L. D. 910)

Came from the Senate read and accepted.

In the House, read and accepted in concurrence.

#### Ought to Pass

Report of the Committee on Education reporting "Ought to pass" on Bill "An Act to Amend the Charter of Somerset Academy" (S. P. 178) (L. D. 390)

Report of the same Committee reporting same on Bill "An Act relating to Apportionments from School Funds" (S. P. 251) (L. D. 550)

Report of the same Committee reporting same on Bill "An Act relating to Published Records of Vital Statistics" (S. P. 373) (L. D. 899)

Report of the Committee on Inland Fisheries and Game reporting same on Bill "An Act relating to Taking Animals and Birds for Scientific Purposes" (S. P. 454) (L. D. 1068)

Report of the same Committee reporting same on Bill "An Act relating to Hunting of Foxes" (S. P. 487) (L. D. 1168)

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

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

#### Ought to Pass

##### Recommended in the House

Report of the Committee on Legal Affairs reporting "Ought to pass" on Bill "An Act Repealing Advisory Committee on State Budget" (S. P. 363) (L. D. 877)

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

In the House:

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

Mr. CHASE: Mr. Speaker, this bill would abolish the Advisory Committee which now goes around with the Governor and confers with him in an advisory capacity on the preparation of the budget bill. If this bill passes, as I understand it, there would be no such committee.

I will agree that the composition of the present committee is defective, but I do think that there should be such a committee and that the existence of such a committee should be very helpful to the Legislature in helping it to become informed regarding the budget, when it gets it.

I would like to see this bill be recommitted to the Committee on Legal Affairs, in the hope that that committee might report out an amendment to existing law, which would improve the existing committee, and would adequately pay the members who serve on it. I therefore move, in order that the House may express its opinion on the main issue involved, that the bill be recommitted to the Committee on Legal Affairs. I would like to have the vote on the merit of the matter. If you want to repeal

the Advisory Committee on State Budget, then you should accept the report of the Committee, but if you would like to have the Legal Affairs Committee take another look at it, I hope you will support the motion to recommit.

The SPEAKER: The gentleman from Cape Elizabeth, Mr. Chase, moves that the bill be recommitted to the Committee on Legal Affairs.

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

Mr. DELAHANTY: Mr. Speaker and Members of the House: I have not had the privilege previously of complimenting the gentlemen who served on that Advisory Committee for the excellent job that they did, for the time they spent and the manner in which they arrived at their budget appropriations or recommendations.

I think that the functions of this committee give to us who will sit in the House from time to time advanced information of what we can expect in the way of appropriations. We need this information as early as possible. It does not tie us down to any one particular item or any particular budget, but it comes to us after hearings, after mature consideration, and we cannot, I believe, dispense with this committee and do a fair and equitable job with the appropriations for this State. I think that we should have this committee and I hope that this bill will be recommitted and that the Legal Affairs Committee will be able to report out a bill that will be absolutely satisfactory to every one, and if there is an improvement to be made on the present manner of arriving at advisory opinions, then that improvement will be made by the Legal Affairs Committee, and I want to concur with the gentleman from Cape Elizabeth (Mr. Chase).

The SPEAKER: The question before the House is on the motion of the gentleman from Cape Elizabeth, Mr. Chase, that the Report of the Committee on Legal Affairs reporting "Ought to pass" on Bill "An Act Repealing Advisory Committee on State Budget" be recommitted to the Committee on Legal Affairs. All those in favor of the motion will say aye; those opposed no.

A viva voce vote being taken, the motion prevailed, and the Report and Bill were recommitted to the Committee on Legal Affairs in non-concurrence and sent up for concurrence.

#### Ought to Pass (cont'd)

Report of the Committee on Sea and Shore Fisheries reporting "Ought to pass" on Bill "An Act relating to the Taking of Alewives in the Town of Franklin" (S. P. 278) L. D. 617)

Report of the same Committee reporting same on Bill "An Act relating to the Use of Drags in Bluehill Bay, Hancock County" (S. P. 468) (L. D. 1101)

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

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

#### Ought to Pass with Committee Amendment

Report of the Committee on Legal Affairs on Bill "An Act to Incorporate the Town of Kittery School District" (S. P. 105) (L. D. 159) 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. 105, L. D. 159, Bill, "An Act to Incorporate the Town of Kittery School District."

Amend said bill by striking out the first fourteen lines thereof, beginning with the words "Emergency preamble" and ending with the words "now, therefore."

Further amend said bill by striking out of Sec. 1, lines 8, 9, 10 and 11, the clause "for the purpose of completing, grading, furnishing, rebuilding, renovating, and otherwise bettering the condition of any or all buildings within said town used for

school purposes or which may hereafter be used for school purposes;"

Further amend said bill by striking out entirely Section 9, and inserting in place thereof the following:

**'Sec. 9. Referendum; effective date.** This act shall take effect 90 days after the adjournment of this legislature, only for the purpose of permitting its submission to the legal voters of the territory embraced within the limits of said district at any regular election or at any special election called and held for that purpose, or at any election called for the purpose of voting upon any state referendum. Such election shall be held not later than 1 year after the effective date of this act and shall be called, advertised and conducted according to the law relating to municipal elections; provided, however, that the board of registration of said town shall not be required to prepare for posting, nor the town clerk to post, a new list of voters, and for the purpose of registration of voters, said board shall be in session 1 hour preceding such election. The town clerk shall reduce the subject matter of this act to the following question:

"Shall the act to incorporate the Town of Kittery School District be accepted?" and the voters shall indicate by a cross or check mark placed over the words "Yes" or "No" their opinion of the same. The result in said district shall be declared by the municipal officers of the town of Kittery and due certificate thereof filed by the town clerk with the secretary of state. This act shall take effect for all the purposes thereof immediately upon its acceptance by a majority of the legal voters voting at said meeting; provided that the total number of votes cast for and against the acceptance of this act at said meeting equals or exceeds 20% of the total vote for all candidates for governor in said town at the next previous gubernatorial election.'

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

### Non-Concurrent Matter

Report of the Committee on Inland Fisheries and Game on Bill "An Act Assenting to Act of Congress Relating to Fish Restoration and Management Projects" (H. P. 525) (L. D. 287) reporting "Ought to pass" as amended by Committee Amendment "A" which was indefinitely postponed in the House on March 7.

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

In the House: Report was read.

The SPEAKER: The Chair recognizes the gentleman from Greenville, Mr. Rollins.

Mr. Rollins: Mr. Speaker, I move now that the House recede from its former action and concur with the Senate.

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

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

Mr. BROWN: Mr. Speaker, I move that the motion made by the gentleman from Greenville, Mr. Rollins, lie on the table and be specially assigned for tomorrow morning.

Mr. ROLLINS: Mr. Speaker —

The SPEAKER: Does the Chair understand correctly that the motion of the gentleman from Greenville, Mr. Rollins, was to recede?

Mr. ROLLINS: Mr. Speaker, and concur. Mr. Speaker, when the vote is taken—

The SPEAKER: The Chair would explain to the gentleman from Greenville, Mr. Rollins, that the House cannot concur. The bill has not been read. It has not had its readings in the House.

Mr. ROLLINS: I move that we recede from our former action and when the vote is taken on the motion before the House I would ask for a division.

The SPEAKER: The gentleman from Wayne, Mr. Brown, moves that the motion of the gentleman from Greenville, Mr. Rollins, to recede lie on the table and be specially assigned for tomorrow morning. All those in favor of the motion will please rise and remain stand-

ing until the monitors have made and returned the count.

The **SPEAKER**: Twenty-eight having voted in the affirmative and sixty-eight having voted in the negative, the motion does not prevail.

The question before the House is on the motion of the gentleman from Greenville, Mr. Rollins, that the House recede. Is this the pleasure of the House?

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

Mr. **BROWN**: Mr. Speaker and Members of the House: The reason I made the motion to lay on the table until tomorrow morning was for the purpose of allowing me to study the material which was placed on our desks this morning. It is the first opportunity I have had to see it, and I would like to go into it further. However, that motion was lost and I would like to make my position clear at this time concerning this bill.

I would be the last one in this House to do anything to harm or hinder the Department of Inland Fish and Game, but I am afraid, and have been afraid, of the impact of a bill of this sort which might in time so entangle our Department of Inland Fish and Game that they would not be master of their own department.

Now as I said before, I have not had an opportunity to study this material thoroughly, but I do find several passages which make me hesitate to agree to go along with this bill, and one of them is in the first paragraph, down pretty well to the bottom, it says: ". . . The Secretary of the Interior and the State fish and game department of each State accepting the benefits of this Act shall agree upon the fish restoration and management projects to be aided in such State under the terms of this Act, and all projects shall conform to the standards fixed by the Secretary of the Interior."

That is one passage I would like to know more about.

On Page 3, Section 6, I noticed this passage: It starts with the words ". . . If the Secretary of the Interior finds that such project meets with the standards set up by him and approves said project, the State fish and game department

shall furnish to him such surveys, plans, specifications, and estimates therefor as he may require: . . ."

That is the Secretary of the Interior.

Now on Page 4, there is something else. In the first paragraph: ". . . If the Secretary of the Interior approves the plans, specifications, and estimates for the project, he shall notify the State fish and game department and immediately certify the fact to the Secretary of the Treasury . . ." and so forth.

In other words, the Secretary of the Interior is the one who approves the projects or disapproves them.

Also under Section 7: ". . . if, involving reasearch relating to fish, is being conducted, in compliance with said plans and specifications, he shall cause to be paid to the proper authority of said State the amount set aside for said project; **Provided**, That the Secretary of the Interior may, in his discretion, from time to time, make payments on said project as the same progresses; . . . ."

Now down about the middle of Section 7: ". . . subject to the inspection and approval of the Secretary of the Interior and in accordance with the rules and regulations made pursuant to this Act . . . ."

That is the reason I wished to table this matter so that I could study it. If it is O. K. I would be the first one to agree to its passage because I feel that probably the Fish and Game Department could make good use of the money which would be provided under this Act. However, I think that we should go very slow on a project of this kind until we know thoroughly all of the implications of it, so that we will not find, in some future time, that we have made a grevous mistake.

The **SPEAKER**: The Chair recognizes the gentleman from Greenville, Mr. Rollins.

Mr. **ROLLINS**: Mr. Speaker, I feel that this bill is less directive than any bill on which we receive Federal funds at this time, but not being discourteous to my colleague, the gentleman from Wayne, Mr. Brown, the reason I did not care to table this until tomorrow morning was because many of us will not be here perhaps. I would move that

this item lie upon the table pending consideration and be specially assigned for Wednesday morning, April 4th.

The SPEAKER: The gentleman from Greenville, Mr. Rollins, moves that this matter lie on the table pending consideration and be specially assigned for Wednesday morning next. Is this the pleasure of the House?

The motion prevailed and the matter was so tabled and so assigned.

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

The SPEAKER: The Chair, at this time, notes the presence in the balcony of the Hall of the House of the members of the Senior Class and the Civics Class of Clinton High School, accompanied by Mr. Ellis. In the group are the basketball players who won the Western Maine Small School championship.

In behalf of the House the Chair at this time bids you a cordial welcome. (Applause)

### House Reports of Committees

#### Divided Report

#### Tabled and Assigned

Majority Report of the Committee on Appropriations and Financial Affairs reporting "Ought not to pass" on Resolve Appropriating Moneys for Municipal Airport Construction (H. P. 956) (L. D. 568)

Report was signed by the following members:

Messrs. Brewer of Aroostook  
—of the Senate.

Jalbert of Lewiston  
Campbell of Guilford  
Jacobs of Auburn  
Cole of Liberty  
Phillips

—of Southwest Harbor  
Finnegan of Bangor  
—of the House.

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

Report was signed by the following members:

Messrs. Leavitt of Cumberland  
Reid of Kennebec  
—of the Senate.

Jamieson of Presque Isle  
—of the House.

Report was read.

(On motion of Mr. Jamieson of Presque Isle, the two Reports, with accompanying papers, were tabled pending acceptance of either report and specially assigned for Wednesday, April 4th)

The SPEAKER: The Chair at this time also notes the presence in the balcony of the Hall of the House of the Searsport High School Civics Class, Freshmen and Sophomores, in charge of Mrs. Harry McCaslin, and also the Sabattus High School Civics Class, Juniors and Seniors, in charge of Mrs. Eleanor Ascher.

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

The SPEAKER: The Chair at this time will appoint the gentleman from Ellsworth, Mr. Dunham, Speaker pro tem, and will ask the Sergeant-at-Arms to escort the gentleman to the rostrum.

Thereupon, the Sergeant-at-Arms escorted the gentleman from Ellsworth, Mr. Dunham, to the rostrum, where he assumed the Chair amid the applause of the House and Speaker Silsby retired.

#### Leave to Withdraw

Mr. Potter from the Committee on Claims on Resolve in favor of Edmund P. Skillin of Freeport (H. P. 1632) reported leave to withdraw.

Mr. Dostie from the Committee on Liquor Control reported same on Bill "An Act relating to Billboard Liquor Advertising" (H. P. 1024) (L. D. 583)

Mr. Patterson from the Committee on Welfare reported same on Resolve Providing for State Pension for Adrien Albert of Sinclair (H. P. 1387)

Reports were read and accepted and sent up for concurrence.

#### Ought Not to Pass

Mr. Leavitt from the Committee on Business Legislation reported "Ought not to pass" on Bill "An Act relating to Transfer of Corporate Stock" (H. P. 805) (L. D. 478)

Mr. Fogg from the Committee on Claims reported same on Resolve in favor of Ivan M. and Arthur Scott of Waldoboro (H. P. 373)

Same gentleman from the same Committee reported same on Resolve in favor of Bradbury Brothers of Bridgewater (H. P. 450)

Same gentleman from the same Committee reported same on Resolve in favor of Howard M. Irish, of Hartford (H. P. 876)

Reports were read and accepted and sent up for concurrence.

#### Tabled and Assigned

Mr. Gay from the Committee on Claims reported "Ought not to pass" on Resolve in favor of Charles Boynton of Calais (H. P. 1515)

Report was read.

(On motion of Mr. Brown of Baileyville, table pending acceptance of Committee Report and specially assigned for Thursday, April 5th)

#### Tabled and Assigned

Mr. Gowell from the Committee on Claims reported "Ought not to pass" on Resolve in favor of Waldo F. Weston of Dexter (H. P. 375)

Report was read and accepted.

The SPEAKER pro tem: The Chair recognizes the gentleman from Dexter, Mr. Roberts.

Mr. ROBERTS: Mr. Speaker, I move that Item 9, Resolve in favor of Waldo F. Weston of Dexter, House Paper 375, lie on the table pending acceptance of the Committee Report and be specially assigned for Thursday, April 5th.

The SPEAKER pro tem: Does the gentleman from Dexter, Mr. Roberts, refer to Item 9?

Mr. ROBERTS: Yes, Mr. Speaker, Resolve in favor of Waldo F. Weston of Dexter.

The SPEAKER pro tem: The Chair would inform the gentleman from Dexter, Mr. Roberts, that the House has already accepted the report, the House would entertain a motion to reconsider. The Chair understands that the gentleman from Dexter, Mr. Roberts, does make that motion to reconsider?

Mr. ROBERTS: Yes, Mr. Speaker.

The SPEAKER pro tem: The gentleman from Dexter, Mr. Rob-

erts, moves that the House reconsider its action just taken whereby it accepted the "Ought not to pass" report of the Committee on Resolve in favor of Waldo F. Weston of Dexter, House Paper 375. Is this the pleasure of the House?

The motion prevailed; and on further motion of Mr. Roberts the matter was tabled pending acceptance of the Committee Report and was specially assigned for Thursday, April 5th.

#### Tabled and Assigned

Mr. Hall from the Committee on Claims reported "Ought not to pass" on Resolve in favor of Clinton J. Abbott of Kingfield (H. P. 220)

Report was read.

Mr. CARVILLE of Eustis: Mr. Speaker —

The SPEAKER pro tem: For what purpose does the gentleman rise?

Mr. CARVILLE: Mr. Speaker, I would like to table the last item read.

The SPEAKER pro tem: The Clerk will read Item 10.

The CLERK (reading): The gentleman from Calais, Mr. Hall, from the Committee on Claims on Resolve in favor of Clinton J. Abbott of Kingfield (H. P. 220) reports that the Resolve "Ought not to pass."

The SPEAKER pro tem: The Chair recognizes the gentleman from Eustis, Mr. Carville.

Mr. CARVILLE: Mr. Speaker, I move that the House reconsider the action taken whereby it accepted the "Ought not to pass" report of the committee.

The SPEAKER pro tem: The Chair would inform the gentleman that no action has been taken yet.

Mr. CARVILLE: Excuse me, Mr. Speaker. I thought it went under the hammer and I was caught asleep. I would like to table this matter and specially assign it for April 5th.

The SPEAKER pro tem: The Chair understands that the gentleman from Eustis, Mr. Carville, wishes to table the Committee Report and accompanying papers on Resolve in favor of Clinton J. Abbott, H. P. 220, pending acceptance and specially assign it for Thurs-



day, April 5th. Is this the pleasure of the House?

The motion prevailed and the matter was so tabled and so assigned.

The SPEAKER pro tem: The Chair recognizes the gentleman from Friendship, Mr. Winchenpaw.

Mr. WINCHENPAW: Mr. Speaker, may I make a parliamentary inquiry?

The SPEAKER pro tem: The gentleman may make his inquiry.

Mr. WINCHENPAW: Mr. Speaker, could the Chair inform the House the correct L. D. number on Item 4, Bill "An Act relating to Transfer of Corporate Stock". There seems to be some mistake on the House Calendar. I wanted to read that bill and I find that 487 is a bill that we have already passed and over which we have had quite a lot of controversy. My calendar says L. D. 487.

The SPEAKER pro tem: The Chair would inform the gentleman from Friendship, Mr. Winchenpaw, that the correct number is L. D. 478, that the printer made an error.

Mr. WINCHENPAW: Thank you, Mr. Speaker.

#### Ought Not to Pass Tabled

Mr. Ingraham from the Committee on Claims reported "Ought not to pass" on Resolve in favor of Cecil Packard of Unity (H. P. 258)

Report was read.

The SPEAKER pro tem: The Chair recognizes the gentleman from Brooks, Mr. Dickey.

Mr. DICKEY: Mr. Speaker, I move that Resolve in favor of Cecil Packard of Unity be tabled pending acceptance of Committee Report.

The SPEAKER pro tem: Does the gentleman care to assign any particular time?

Mr. DICKEY: Mr. Speaker, I wish to take it off the table as soon as possible.

The SPEAKER pro tem: The gentleman from Brooks, Mr. Dickey, moves that the Committee Report on Resolve in favor of Cecil Packard of Unity be tabled. Is this the pleasure of the House?

The motion prevailed, and the report with accompanying papers was tabled pending acceptance.

Mr. Ingraham from the Committee on Claims reported "Ought not to pass" on Resolve in favor of Solomon M. Blanchard of Fal-mouth (H. P. 1565)

Mr. Potter from the same Committee reported same on Resolve in favor of the Town of Pownal (H. P. 253)

Mr. March from the Committee on Liquor Control reported same on Bill "An Act relating to Liquor Licenses in Unincorporated Places" (H. P. 1025) (L. D. 584)

Reports were read and accepted and sent up for concurrence.

#### Tabled and Assigned

Mr. Jacobs from the Committee on Appropriations and Financial Affairs reported "Ought not to pass" on Bill "An Act Liberalizing Certain Limitations on Old Age Assistance" (H. P. 1245) (L. D. 799)

Report was read.

(On motion of Mr. Bubar of Blaine, tabled pending acceptance of Committee Report and specially assigned for Friday, April 6th.

#### Ought to Pass Printed Bills

Mr. Rollins from the Committee on Taxation reported "Ought to pass" on Bill "An Act Relating to Request for Tax Exemption" (H. P. 333) (L. D. 192)

Mr. Jennings from the Committee on Veterans and Military Affairs reported same on Bill "An Act Adding Korean Veterans to Laws Relating to Veterans" (H. P. 98) (L. D. 45)

Reports were read and accepted and the Bills, having already been printed, were read twice under suspension of the rules and tomorrow assigned.

Mr. Vaughan from the Committee on Veterans and Military Affairs reported "Ought to pass" on Bill "An Act Relating to the Military Law" (H. P. 661) (L. D. 376)

Report was read.

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

Mr. CHASE: Mr. Speaker, I would like to inquire from the committee if there is any appropriation, either express or implied, in this bill. In other words, does it involve expenditure and if so, approximately how much?

The SPEAKER pro tem: The gentleman from Cape Elizabeth, Mr. Chase, asks a question. Any member of the committee may reply if he so desires.

The Chair recognizes the gentleman from Hallowell, Mr. Vaughan.

Mr. VAUGHAN: Mr. Speaker, in answer to the request of the gentleman from Cape Elizabeth, Mr. Chase, there is no appropriation required for this bill. It is a matter of inter-department adjustment and control of the two individuals who are involved in it. It means that the training of these people, which is a military affair, is taken out of the Personnel Department and it is no financial affair whatsoever. It is just a military affair.

The SPEAKER pro tem: The question before the House is on the acceptance of the "Ought to pass" report. Is it the pleasure of the House to accept the report?

The motion prevailed, the "Ought to pass" report was accepted, and the bill, having already been printed, was read twice under suspension of the rules and assigned for third reading tomorrow morning.

#### Ought to Pass with Committee Amendment

Mr. Davis from the Committee on Business Legislation on Bill "An Act Providing for Merger of Domestic Mutual Insurance Companies" (H. P. 1512) (L. D. 1118) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and 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. 1512, L. D. 1118, Bill "An Act Providing for Merger of Domestic Mutual Insurance Companies."

Amend said Bill by inserting in the Title thereof, after the word "Merger", the words 'and dissolution'

Further amend said Bill by striking out the 1st 4 lines thereof after the enacting clause and inserting in place thereof the following:

'Sec. 1. R. S., c. 56, §25-A, additional. Chapter 56 of the revised statutes is hereby amended by adding thereto a new section, to be numbered 25-A, to read as follows:

'Sec. 25-A. Merger of domestic mutual insurance companies.'

Further amend Bill by adding at the end thereof a new section to read as follows:

"Sec. 2. R. S., c. 56, §25-C, additional Chapter 56 of the revised statutes is hereby amended by adding thereto a new section, to be numbered 25-C, to read as follows:

'Sec. 25-C. Dissolution of domestic mutual insurance companies. Whenever at any meeting of the policyholders of a domestic mutual insurance company, except life, called for the purpose by notice published once weekly on 3 successive weeks in a newspaper printed in each county of the state in which the company is chartered to operate, the last publication being at least 7 days prior to such meeting, the majority of the policyholders and shareholders present and voting, vote to dissolve such company, a bill in equity against the same for dissolution thereof may be filed by any officer, shareholder, member or creditor in the supreme judicial court or the superior court in the county in which it has its principal place of business. Upon said bill, notice shall be given by the clerk of courts to the attorney-general and the insurance commissioner and such notice shall be given to others as may be ordered by any justice of either of said courts, in term time or in vacation, and upon proof thereof, such proceedings may be had according to the usual course of suits in equity that said corporation be dissolved and terminated. Upon proof that there are no existing liabilities against said corporation and no existing assets thereof requiring distribution among the shareholders, said court may dissolve said company without the appointment of trustees or receivers. Assets remaining after payment of the costs of dissolution, claims against the company and repayment of the guaranty capital

shall be paid to the treasurer of state for the use of the state.”

Committee Amendment “A” was adopted and tomorrow was assigned for third reading of the bill.

Mr. Barton from the Committee on Sea and Shore Fisheries on Resolve, Relating to the Use of Purse or Drag Seines in Certain Waters (H. P. 656) (L. D. 374) reported “Ought to pass” as amended by Committee Amendment “A” submitted therewith.

Report was read and accepted and the Resolve, having already been printed, was read once under suspension of the rules.

Committee Amendment “A” was read by the Clerk as follows:

COMMITTEE AMENDMENT “A” to H. P. 656, L. D. 374, Resolve, Relating to the Use of Purse or Drag Seines in Certain Waters.

Amend said Resolve by striking out, in the next to last paragraph thereof, the following sentences: “Taking or fishing for by non-residents of the state of Maine, for commercial purposes, herring within the territorial waters of the state is hereby prohibited. No person whose residence may be questioned shall be permitted to make application unless and until he shall have established to the satisfaction of the Commissioner of Sea and Shore Fisheries a continuous bona fide residence in the state of Maine for 5 years next immediately preceding the date of his application.”

Thereupon, Committee Amendment “A” was adopted and the Resolve was assigned for second reading tomorrow morning.

At this point Speaker Silsby returned to the rostrum.

The SPEAKER: Mr. Dunham, in order that you may have something to remind you of this occasion, may I present you with this little gavel.

Mr. DUNHAM: It is a pleasure, Sir. Thank you.

Mr. Dunham then resumed his seat on the floor, amid the applause of the House, and Speaker Silsby resumed the Chair.

#### Passed to be Engrossed

Bill “An Act Creating the Rockland Port District” (S. P. 347) (L. D. 813)

Bill “An Act Relating to the Rockland School District” (S. P. 379) (L. D. 905)

Bill “An Act Relating to Employed Persons in Paper Mills” (H. P. 328) (L. D. 188)

Bill “An Act to Change the Law Relating to Apothecaries” (H. P. 545) (L. D. 310)

Bill “An Act Relating to the Excise Tax on Certain Types of Oleomargarine” (H. P. 657) (L. D. 366)

Bill “An Act to Designate Certain Waters of the Dead River as Flagstaff Lake (H. P. 1124) (L. D. 696)

Bill “An Act Relating to Fluoride in Public Water Supplies (H. P. 1280) (L. D. 819)

Resolve Permitting the Building of a Fish Pond in Chapman (H. P. 1369) (L. D. 960)

Resolve, Authorizing a Tax and Cutting Practice Committee (H. P. 1672) (L. D. 1240)

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

#### Amended Bills

Bill “An Act Relating to the Breeding and Raising of Mink” (H. P. 628) (L. D. 351)

Bill “An Act Relating to Special Dog Training and Field Trial Areas” (H. P. 630) (L. D. 352)

Bill “An Act Relating to Smelt Fishing” (H. P. 1309) (L. D. 862)

Bill “An Act Regulating the Dragging for Scallops in Harrington River and Pleasant River, Washington County” (H. P. 1446) (L. D. 1042)

Resolve Appropriating Moneys to Effectuate Salary Plan for State Employees (H. P. 804) (L. D. 477)

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

#### Passed to Be Enacted

##### Emergency Measure

Bill “An Act Appropriating Moneys for Anticipated Overdrafts in the Department of Labor and Industry Due to Insufficient Appropriations” (S. P. 266) (L. D. 605)

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. 92 voted in favor of same and none against.

The **SPEAKER**: The gentleman from Cape Elizabeth, Mr. Chase, requests that the ye and nay vote be taken. All those who assent to the motion will please rise.

A sufficient number arose.

The **SPEAKER**: Obviously more than one-fifth having arisen, the ye and nay vote is in order.

The question before the House is on the enactment of Bill "An Act Appropriating Moneys for Anticipated Overdrafts in the Department of Labor and Industry Due to Insufficient Appropriations." Those in favor of its passage will say ye when their name is called and those opposed will say no.

The Clerk will call the roll.

### Roll Call

YEA—Albert, Archer, Bailey, Barton, Bates; Bearce, Caribou; Bearce, Hebron; Berry, Boothby, Bradeen; Brown, Baileyville; Brown, Robbinston; Brown, Wayne; Bucknam, Burkett, Campbell, Carter, Carville, Caswell; Center, Standish; Chase, Belgrade; Chase, Cape Elizabeth; Chase, Whitefield; Clements, Cobb, Cole, Cote, Couture, Daggett, Davis, DeBeck, Delahanty, Dickey, Dostie; Dow, Elliot; Dow, Falmouth; Dunham, Edwards, Emerson, Fay, Fenn, Finnegan, Fogg, Frechette; Fuller, Bangor; Fuller, South Portland; Gay, Gerrish, Gilman, Gostline, Gowell, Hall, Hamilton, Hancock, Hand; Hanson, Lebanon; Hanson, Machiasport; Harding, Hawkes, Hayes, House, Hussey, Ingraham, Jacobs, Jacoby, Jalbert, Jamieson, Jennings, Keene, Kelly, Knapp, Lackee, Leavitt, Lesard, Letourneau, Littlefield, Lovely, Low, Ludwig, Macomber, Madore, March; Martin, Augusta; Martin, Eagle Lake; Martin, Frenchville; Maxwell, McGlauffin, Moffatt, Morenault, Moulton, Nadeau, Nowell, Parker, Patterson, Perry, Peterson, Philbrook, Phillips, Pierce, Plummer, Potter, Ricker, Roberts, Roundy; Senter, Brunswick; Sinclair, Spear, Stewart, St. Pierre, Story; Taylor, Lyman; Taylor, Norridgecock; Thomas, Jr. Totman, Travis, Vaughan, Walls, Watson, West, Winchenpaw, Wood, Woodworth.

NAY—Chaples, Latno, Maguire, Rollins, Turner, Wallace, Williams.

ABSENT—Albee, Bubar, Burgess, Castonguay, Clapp, Crabtree, Dennison, Dorsey, Duquette, Farley, Jones,

Lacharite, Larrabee, Lord, O'Dell, Parent, Robbins, Sanborn, Stevens, Woodcock.

Yes 122, No 7, Absent 20.

The **SPEAKER**: One hundred and twenty-two having voted "Yes" and seven having voted "No", twenty being absent, the bill has been passed to be enacted. It will be signed by the Speaker and sent to the Senate.

### Passed to be Enacted Tabled

Bill "An Act Relating to Clerical Assistance for Justices of the Supreme Judicial Court" (S. P. 154) (L. D. 329)

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

(On motion of Mr. Turner of Auburn, tabled pending passage to be enacted)

### Tabled

Bill "An Act Relating to Compensation of Justices of the Supreme Judicial and the Superior Courts Upon Retirement" (S. P. 155) (L. D. 328)

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

(On motion of Mr. Turner of Auburn, tabled pending passage to be enacted)

Bill "An Act Authorizing the Trustees of the University of Maine to Operate a College of Medicine" (S. P. 268) (L. D. 607)

Bill "An Act Relating to Interest of Madawaska Territory School Fund" (S. P. 291) (L. D. 650)

Bill "An Act Amending the Charter of the City of Rockland" (H. P. 1179) (L. D. 734)

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

### Tabled and Assigned

Bill "An Act Relating to Automobile Travel by State Fire Inspectors" (H. P. 1194) (L. D. 759)

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

(On motion of Mr. Dow of Fal-mouth, tabled pending passage to be enacted and specially assigned for tomorrow morning)

Bill "An Act Relating to License Fees for Harness Horse Racing" (H. P. 1350) (L. D. 925)

#### Finally Passed

Resolve, Appropriating Moneys for Replacement and Conversion of Certain Elevators at the Bangor State Hospital (S. P. 293) (L. D. 652)

Resolve, in Favor of the Maine Historical Society (H. P. 794) (L. D. 1224)

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

The gentleman from Presque Isle, Mr. Jamieson, was granted unanimous consent to address the House.

Mr. JAMIESON: Mr. Speaker and Ladies and Gentlemen of the House: I know you are well aware of the long hours and the hard work that your Appropriations Committee put in down in the Appropriations room. In making up this budget, we had an amount appropriated by the last regular session of the Legislature and the Special Session. We also had the amount recommended in the Governor's Budget. There also appeared before us the heads of the different departments with facts and figures explaining their needs.

Now, I believe that the figures arrived at by your committee were honest to goodness estimates of the needs of these departments for the next two years and not all guess-work as most of the House has been led to believe.

#### Orders of the Day

The SPEAKER: The Chair lays before the House the unfinished business of yesterday, Bill "An Act to Appropriate Monies for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1952, and June 30, 1953", S. P. 495, L. D. 1196. At the time of adjournment

the Bill was being read the third time, the item "Division of Inspection" in the paragraph entitled "Agriculture, Department of" being under consideration.

The Chair recognizes the gentleman from Liberty, Mr. Cole.

Mr. COLE: Mr. Speaker and Members of the House: Yesterday we seemed to be more or less confused as to procedure. I would explain to the Members of the House that due to the fact that our Chairman, Mr. Jacobs, has a severe case of laryngitis and is unable to talk, each member of the Appropriations Committee has been delegated a certain section of the budget to explain. As that section comes up, I know that each member will get up and explain it to you.

This is one of the most important pieces of legislation which we have before us and I hope that each and everyone of us will consider each item on its own merits, not on party lines or in blocs. Let's get at this in a business-like way and see if we can't have a little more unity. Thank you.

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

Mr. WOODWORTH: Mr. Speaker, I would like to inquire if the member of the committee who is assigned to the job of explaining any particular item would make his explanation in all cases where the Governor's Budget differs from the Appropriations Committee, without waiting for any amendments to be proposed or something of that sort.

The SPEAKER: The gentleman from Fairfield, Mr. Woodworth, requests information through the Chair of any member of the Appropriations Committee. They may answer if they choose.

Is there any further debate or discussion on this item?

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

Mr. CHASE: Mr. Speaker, has any amendment been offered to this particular item or is the pending question the approval of the item?

The SPEAKER: The Chair will inform the gentleman from Cape Elizabeth, Mr. Chase, that House

Amendment "O" has been offered and indefinitely postponed.

Is there any further debate on this item? If not, the Clerk will take the next item "Division of Markets".

The CLERK (reading): "Division of Markets . . . 50,833 51,368"

The SPEAKER: Is there any debate on this item? If not, the Clerk may read the next item.

The CLERK (reading): "Division of Plant Industry. . . 20,700 21,700"

The SPEAKER: Is there any debate on this item?

The Chair recognizes the gentleman from Eustis, Mr. Carville.

Mr. CARVILLE: Mr. Speaker, I have an amendment that was passed to me by the gentleman from Limestone, Mr. Burgess, before he left and which he wanted to put in here. It is putting it back to what the Governor recommended.

The SPEAKER: The gentleman from Eustis, Mr. Carville, presents an amendment. The Clerk will read the amendment.

The CLERK (reading):

HOUSE AMENDMENT "Q" to S. P. 495, L. D. 1196, Bill "An Act to Appropriate Monies for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1952, and June 30, 1953."

Amend said Bill by striking out from the paragraph entitled "AGRICULTURE" the line

"Division of Plant Industry . . . . . 20,700 21,700" and inserting in place thereof the line

'Division of Plant Industry . . . . . 34,139 34,627'

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

Mr. JALBERT: Mr. Speaker, this is that part of the program that the House Chairman has allocated to me as a member of the committee because as the gentleman from Liberty, Mr. Cole, has stated, the chairman has a bad case of laryngitis.

The principal change here is due to the transfer of \$10,000 from the Division of Plant Industry to the Department of Forestry, Entomology Division, on the gypsy and

browntail moth program. I mean, it is going into the Forestry Department; it is not being eliminated. It is just a shift but the feeling of the committee apparently was that it could best be taken care of by the Forestry Department. Consequently the program remains as it is only the work is being shifted from the Agriculture Department to the Forestry Department.

The SPEAKER: The question before the House is on the adoption of House Amendment "Q".

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

Mr. JALBERT: Mr. Speaker, I move for the indefinite postponement of the amendment.

The SPEAKER: The question before the House is on the motion of the gentleman from Lewiston, Mr. Jalbert, that House Amendment "Q" to the Division of Plant Industry be indefinitely postponed.

All those in favor of the motion that the amendment be indefinitely postponed will please say aye; those opposed, no.

A viva voce vote being taken, House Amendment "Q" was indefinitely postponed.

The SPEAKER: If there is no further debate, the Clerk will read the next item, State Soil Conservation.

The CLERK (reading): State Soil Conservation . . . 4,960 4,960"

The SPEAKER: Is there any debate on this item?

The Clerk may read the next item, Bee Industry.

The CLERK (reading) "Bee Industry . . . 750 750"

The SPEAKER: Is there any debate on this item?

The Clerk will proceed.

The CLERK (reading): APPRENTICESHIP COUNCIL. . .

796 796"

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

Mr. DUNHAM: Mr. Speaker, I am just arising for a point of information.

The SPEAKER: The gentleman may state his point.

Mr. DUNHAM: Mr. Speaker, I would like to have this particular account explained.

The SPEAKER: The gentleman from Ellsworth, Mr. Dunham, requests information of the Appropriations Committee through the Chair. Any member may answer if he chooses.

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

Mr. JALBERT: Mr. Speaker, if the gentleman from Ellsworth, Mr. Dunham, would turn to page 105 in his Budget Book, the explanation there is: "To defray expenses of Maine State Apprenticeship Council in performing its function in accordance with the law establishing same. These expenses composed chiefly of travel expense for members of the council plus office supplies, printing and postage. No personal services involved."

This program remains as it was received, as it came by departmental request, the same as the estimate for 1950-51, \$796. The department requested \$796 for each year. The budget recommendation was the same and the committee recommendation was the same.

The SPEAKER: The Clerk will proceed with the third reading of the bill.

The CLERK (reading): "ATLANTIC STATES MARINE FISHERIES COMMISSION

Expenses .....	1,500	1,500"
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The SPEAKER: Is there any debate on this paragraph?

The Clerk may proceed.

The CLERK (reading): "ATTORNEY GENERAL, DEPARTMENT OF

Departmental Op-		
erations .....	79,350	80,350"

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

Mr. JALBERT: Mr. Speaker, speaking as a part of my function, the explanation of this item, the increase of \$32,706 for the first year and \$32,506 for the second year provides for one additional assistant attorney general, including several assistant attorneys general on this payroll which are now being included in other department payrolls. The extra assistant attorney general is going to the Health and Welfare Department and this means, in effect, that the payroll will be handled through the Attorney General's office for the assistant attorneys general instead of

being handled by the various departments. And, it will not require an increased amount, it is just coordinating the various assistant attorneys general, as far as the payroll is concerned, under the function or jurisdiction of the Attorney General, to try to bring them closer together. That is why you see every day, possibly, one of the assistant attorneys general operating as the acting attorney general. The only increase is for that additional assistant who is going into the Health and Welfare Department.

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

Mr. MCGLAUFLIN: I do not understand, Mr. Speaker, that an amendment has been offered.

The SPEAKER: The Chair will inform the gentleman that there has been no amendment offered.

Is there any further discussion of this item?

The Clerk may then proceed.

The CLERK (reading): County Attorneys' Salaries . . .

	36,650	36,650"
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The SPEAKER: Is there any discussion on this item?

The Chair hears none and the Clerk may proceed.

The CLERK (reading): "AUDIT, DEPARTMENT OF

Departmental Op-		
erations .....	79,116	79,501"

The SPEAKER: Is there any discussion on this item?

The Chair hears none and the Clerk may proceed.

The CLERK (reading)—"BANKS AND BANKING, DEPARTMENT OF

Departmental Op-		
erations .....	\$92,577	\$94,818"

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

Mr. WOODWORTH: Mr. Speaker, I merely wish to inquire why it was increased \$2,000 the first year and nearly \$3,330 the second?

The SPEAKER: The gentleman from Fairfield, Mr. Woodworth, requests information through the Chair of the Appropriations Committee. Any member may answer if he chooses.

The Chair recognizes the gentleman from Bangor, Mr. Finnegan.

Mr. FINNEGAN: Mr. Speaker, and Members of the House: This increase was brought about by increased travel and commodity costs. The first year, it amounts to \$1927 and the second year, \$3,330. It is simply increased travel and commodity costs that the budget did not provide for, and the Appropriations Committee recognized it as being essential and so recommended it.

The SPEAKER: The Clerk will proceed with the third reading of the Bill.

The CLERK (reading): "BOXING COMMISSION 5,600 5,600"

The SPEAKER: Is there any discussion on this item?

The Chair hears none and the Clerk may proceed.

The CLERK (reading): "CHARITABLE INSTITUTIONS

Bangor Anti-Tuberculosis Association . . . 15,000 15,000"

The SPEAKER. The Chair recognizes the gentleman from Bangor, Mr. Finnegan.

Mr. FINNEGAN: Mr. Speaker and Members of the House: This Bangor Tuberculosis Sanatorium is in our city and it is a victim of increased costs and is being maintained by voluntary subscriptions. The city came to its rescue at one time; whether or not they are now, I do not know, but it is supported by Christmas seals and a lot of local work. If this institution was forced to close by any reason of lack of funds, these patients would be simply transferred to other hospitals and it would probably necessitate a budget of three times this amount of appropriation.

That is the explanation of this one. The Governor's Budget Recommendation is \$12,000. The Appropriations Committee has deemed \$3,000 additional as fitting and proper and necessary.

The SPEAKER: The Clerk may proceed.

The CLERK (reading):

"Good Samaritan		
Home Association .	6,000	6,000
Healy Asylum . . . . .	5,500	5,500
Home for Aged Women—Belfast . . . . .	500	500
Maine Children's		
Home Society . . . . .	4,000	4,000

Maine Institution for

the Blind . . . . .	14,000	16,000
Opportunity Farm . . .	7,500	7,500"

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

Mr. WOODWORTH: Mr. Speaker, we turned down one bill this year for Opportunity Farm. May I inquire what this one is doing here?

The SPEAKER: The gentleman from Fairfield, Mr. Woodworth, requests information from the Appropriations Committee, any member. He may answer if he chooses.

The Chair recognizes the gentleman from Presque Isle, Mr. Jamieson.

Mr. JAMIESON: Mr. Speaker, it was felt that an increase to this charitable institution was a good investment of State funds in that it would reduce by a larger amount an additional load which might otherwise be a State responsibility.

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

Mr. WOODWORTH: Mr. Speaker, I offer an amendment to put back in this bill the Governor's figures. It shows an appropriation two years ago of \$2,750, the Governor put it up to \$4,500, now it has gone up to \$7,500 and I don't think there is any reason for such an increase as that.

The SPEAKER: The gentleman from Fairfield, Mr. Woodworth, presents House Amendment "R" to the item "Opportunity Farm". The Clerk will read the amendment.

The CLERK (reading):

HOUSE AMENDMENT "R" to S. P. 495, L. D. 1196, Bill "An Act to Appropriate Monies for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1952, and June 30, 1953."

Amend said Bill by striking out from the paragraph entitled "CHARITABLE INSTITUTIONS" the line

"Opportunity Farm	7,500	7,500"
and inserting in place thereof the line		
'Opportunity Farm	4,500	4,500'

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



Mr. JAMIESON: Mr. Speaker and Members of the House: This Opportunity Farm is situated in the Town of New Gloucester and they are not obliged to educate these scholars and they ask \$3,000 a year from the State. I believe that is the main purpose of the extra \$3,000 which the Appropriations Committee has recommended.

I would like to move that the amendment be indefinitely postponed.

The SPEAKER: The gentleman from Presque Isle, Mr. Jamieson, moves that House Amendment "R" to item "Opportunity Farm" be indefinitely postponed.

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

A viva voce vote being taken, the motion prevailed and House Amendment "R" was indefinitely postponed.

The SPEAKER: Is there any further debate on the item "Opportunity Farm"?

If not, the Clerk may read the next item.

The CLERK (reading):

St. Joseph's Orphanage .....	5,500	5,500
St. Elizabeth's Asylum .....	3,500	3,500
St. Louis Home and School for Boys ...	3,000	3,000
Temporary Home for Women and Children .....	5,400	5,400
York County Children's Aid Society .	1,800	1,800
Holy Innocents Home	1,500	1,500
<hr/>		
Total Charitable Institutions .....	73,200	75,200
<b>CIVIL DEFENSE</b>		
AGENCY .....	66,336	66,336
<b>CONTRIBUTIONS AND TRANSFERS TO OTHER FUNDS</b>		
To Highway Fund		
State Police—10% of Cost of Operation of State Police .....	85,857	86,219
To Special Revenue Funds		
Maine Employment Security Commission .....	20,000	20,000

To Public Service Enterprises  
Augusta State Airport ..... 20,000 13,000"

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

Mr. Finnegan: Mr. Speaker and Members of the House: The additional appropriation from the Governor's Budget Recommendation is to provide a very badly needed heating system for the Augusta State Airport. For that reason this extra appropriation has been recommended by the Appropriations Committee.

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

Mr. WOODWORTH: Mr. Speaker, we had a resolve before the House this morning, I think it lies on the table, calling for \$110,000 for assistance to airports. Does this item in the Appropriations report have anything to do with that \$110,000 in this resolve?

The SPEAKER: The gentleman from Fairfield, Mr. Woodworth, through the Chair, requests information from any member of the Appropriations Committee.

The Chair recognizes the gentleman from Bangor, Mr. Finnegan.

Mr. FINNEGAN: Mr. Speaker, the appropriation was for the construction and the maintenance of municipal airports. This is a state airport which is operating and is very much in need of a heating plant to maintain the services there. It does not have anything to do with construction. It is for the purpose of providing an airport, which is already in use, with something that they badly need. They convinced the Appropriations Committee and they are not easily convinced that they needed \$7,000 for a new heating plant. They need a new system there. Therefore, we recommended it, after full consideration, and any group that can convince that Appropriations Committee that they need \$7,000 is presenting a good case, I can assure you.

The SPEAKER: Is there any further discussion?

The Clerk may read the next item.

The CLERK (reading): "To Trust and Agency Funds

Employees' Retirement—  
Expense Fund ' 30,252 30,664  
Employees' Retirement—  
Pension Fund 1,478,796 1,442,100

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

Mr. TURNER: Mr. Speaker, I was wondering just how fast this fund is growing. They want \$239,000 extra this year. Is this going to jump like that every year? It seems to me that thing is kind of running away with us. I do not know why the employees of the State are any better than some of us. The only way we would have anything to retire on is what we might save or take our chances on Old Age Assistance. I do not know why they are any better than the rest of us. Perhaps somebody could tell me how that happened to jump. I would like to know.

The SPEAKER: The gentleman from Auburn, Mr. Turner, requests information from any member present.

The Chair recognizes the gentleman from Bangor, Mr. Finnegan.

Mr. FINNEGAN: The explanation of the increase of this fund is that people are getting older, they are retiring. This is simply to provide the funds that by law they are entitled to under the retirement law. It is nothing that we can do anything about. It is a necessary fund that the law requires, and that is all that we are including.

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

Mr. CHASE: Mr. Speaker, if this Legislature adopts an increased salary schedule for State employees, will this recommendation in the budget report be sufficient under those conditions?

The SPEAKER: The gentleman from Cape Elizabeth, Mr. Chase, requests information from any member of the Appropriations Committee. Any member may answer if he chooses.

The Chair recognizes the gentleman from Bangor, Mr. Finnegan.

Mr. FINNEGAN: Mr. Speaker, speaking for the committee, Mr. Jacobs reminds me that this pro-

vides for the retirement of teachers. This is not for the employees of the State; it has particular reference to teachers.

The SPEAKER: Is there any further discussion?

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

Mr. TURNER: Mr. Speaker, I would like to inquire if all these salary raises that the departments are asking for are not going to increase that fund quite a bit?

The SPEAKER: The gentleman from Auburn, Mr. Turner, requests information of any member of the Appropriations Committee. Any member may answer if he chooses.

The Chair recognizes the gentleman from Bangor, Mr. Finnegan.

Mr. FINNEGAN: Mr. Jacobs has attempted to answer, and his answer was most assuredly yes.

The SPEAKER: The gentleman was not on the microphone. Would the gentleman from Bangor, Mr. Finnegan, care to answer the inquiry?

Mr. FINNEGAN: Yes, Mr. Speaker.

The SPEAKER: He may proceed. Is there any further discussion on this item? If not, the Clerk may read the next item.

The CLERK (reading):

"To Increase  
Earnings of  
Trust Funds to  
Statutory  
Rates ..... \$40,000 \$40,000

Total Contributions and  
Transfers .. \$1,674,905 \$1,631,983"  
MAINE DEVELOPMENT  
COMMISSION  
Departmental  
Operations \$300,000 \$300,000"

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

Mr. CHASE: Mr. Speaker, this is one item which has been growing quite rapidly in recent years, and I think there should be a vote here on this item. In order that there may be one, I am offering an amendamental of some unknown alphabetical designation.

The SPEAKER: "S", the Chair would inform the gentleman.

Mr. CHASE: Mr. Speaker, the effect of this amendment is to re-

duce the figure from \$300,000 a year to \$250,000 a year. In the budget book, on Page 138, there appears a breakdown of the proposed expenditures, which I assume are the figures which are contemplated in the total of \$300,000. The Commission apparently expend for Agriculture \$32,000, for Industry \$38,000, but for Recreation \$141,000, according to this budget. In my opinion, there is considerable froth and foam in the recreational activities of the Commission and that they could be reduced without any disastrous or even perceptible effect upon recreational business in this State. I believe the recreational industry would itself do whatever would be necessary to do if the State did not do it with public funds, therefore I offer this amendment.

The SPEAKER: The gentleman from Cape Elizabeth, Mr. Chase, offers House Amendment "D" to Maine Development Commission, Departmental Operations. The Clerk will read the amendment.

House Amendment "D" was read by the Clerk as follows:

HOUSE AMENDMENT "D" to S. P. 495, L. D. 1196, Bill "An Act to Appropriate Monies for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1952, and June 30, 1953."

Amend said Bill by striking out in that paragraph of the Bill entitled "Maine Development Commission" the line "Departmental Operations 300,000 300,000" and inserting in place thereof the line "Departmental Operations 250,000 250,000"

The SPEAKER: The question before the House is on the adoption of the amendment. Is it the pleasure of the House that the amendment be adopted?

All those in favor will say aye; all those opposed no.

A viva voce vote being doubted, A division of the House was had.

The SPEAKER: One hundred seven having voted in the affirmative and nineteen in the negative, the motion prevails and House Amendment "D" is adopted.

The Clerk will read the next item.

The CLERK (reading):  
"EDUCATION, DEPARTMENT OF  
Departmental

Operations \$155,535 \$160,634  
Aid to

Academies 120,000 60,000"

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

Mr. FINNEGAN: Mr. Speaker, in clarification of this item, I wish to say that I am sure there is an error there in the second year of the appropriation bill, recommending \$60,000 instead of \$120,000. Mr. Ladd, I believe, or the Commissioner, in presenting this case, somewhere got mixed up in his mathematics and we followed along. The result is that academies are denied \$60,000 in the last year of the biennium, which I do not believe was the intent of any member of the Appropriations Committee. I have not any amendment ready, but I will prepare one to restore that \$60,000 and make it \$120,000 for both years.

The SPEAKER: The Chair would inform the gentleman that he may step into the Clerk's office and have one drafted. The forms are ready.

The Chair recognizes the gentleman from South Portland, Mr. Fuller.

Mr. FULLER: Mr. Speaker, I offer House Amendment "E" and move its adoption, and, after the amendment is read, I would like to make a few remarks.

The SPEAKER: The gentleman from South Portland, Mr. Fuller, offers House Amendment "E" to the item "Aid to Academies." The Clerk will read the amendment.

House Amendment "E" was read by the Clerk as follows:

HOUSE AMENDMENT "E" to S. P. 495, L. D. 1196, Bill "An Act to Appropriate Monies for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1952, and June 30, 1953."

Amend said Bill by striking out under the part of said Bill which relates to "EDUCATION, DEPARTMENT OF" the following:

"Aid to  
Academies 120,000 60,000"

and inserting in place thereof the following:

'Aid to

Academies 120,000 120,000'  
 The SPEAKER: The Chair recognizes the gentleman from South Portland, Mr. Fuller.

Mr. FULLER: Mr. Speaker and Members of the House: I am sure the Appropriations Committee's thought was in the right place. As the gentleman from Bangor, Mr. Finnegan, has said, that was on the assumption that in the second year a bill would pass which was just heard yesterday. There is no assurance that this bill will pass. It has not been reported out by the committee. But in case it should pass, it is written in the bill that it is not to take effect until June 30, 1952, and in that case the 1951-52 school year would only get half as much as the law requires. Therefore I offer this amendment and move its adoption.

The SPEAKER: The question before the House is on the motion of the gentleman from South Portland, Mr. Fuller, that House Amendment "E" to Aid to Academies be adopted.

All those in favor of the adoption of the amendment will say aye; those opposed no.

A viva voce vote being taken, the motion prevailed and House Amendment "E" was adopted.

The CLERK (reading):  
 "Farmington State Teachers College ..... 121,056 117,808"

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

Mr. ROUNDY: Mr. Speaker and Members of the House: This item, Farmington State Teachers College, Gorham State Teachers College, and Washington State Normal School indicate modest increases. It should be explained that in these recent years, particularly since 1947, the number of students in training in these institutions has increased something like fifty per cent, and the addition to these three items centered on the fact that there is additional instruction, additional people involved and the necessary equipment that is required in order to meet the necessities of the case.

The SPEAKER: The item under consideration is Farmington State Teachers College. The Clerk may read the next item.

The CLERK (reading):  
 "Gorham State Teachers College ..... \$137,681 \$137,495  
 Washington State Normal School ..... 59,020 61,878  
 Madawaska Training School ..... 51,557 48,203"

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

Mr. JAMIESON: Mr. Speaker, I wish to explain that the cut in regard to this Madawaska Training School was due to making a day school out of it instead of a boarding school. They had two dormitories there that they had been using in the farm operation. They have discontinued dormitories in the farm operation, and we were informed that they did not need as much as the Governor's budget recommendation called for.

The SPEAKER: Is there any further discussion on this item?

The Clerk may proceed.

The CLERK (reading):  
 "Presque Isle Norman School ... \$68,261 \$65,591  
 Student Scholarship Fund .... 19,394 25,000  
 Subsidies to Cities and Towns:  
 For General Purpose Educational Aid to Cities—

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

Mr. DICKEY: Mr. Speaker, I believe that under our unanimous consent we agreed that any Senate amendment to such paragraph should be considered and disposed of first. I have a House amendment to offer under this bill. I therefore move that Senate Amendment "J" to S. P. 495, L. D. 1196 be indefinitely postponed.

The SPEAKER: Would the gentleman defer his motion until the Clerk has read the entire item and the Senate amendment?

The CLERK (reading):

"—Towns, Plantations and Community School Districts . \$4,570,611 \$4,570,611  
 For School Census ... 555,030 566,530  
 For Temporary Residents . 2,000 2,000  
 For Professional Credits for Teaching Positions . 65,000 65,000"

The SPEAKER: The Clerk will read Senate Amendment "J".

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

SENATE AMENDMENT "J" to S. P. 495, L. D. 1196, Bill "An Act to Appropriate Monies for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1952, and June 30, 1953."

Amend said Bill by striking out under the part of said Bill which relates to "EDUCATION, DEPARTMENT OF" the following:

'Subsidies to Cities and Towns: For General Purpose Educational Aid to Cities, Towns, Plantations and Community School Districts ..... 4,570,611 4,570,611 For School Census .. 555,030 566,530" and inserting in place thereof the following:

'Subsidies to Cities and Towns: For General Purpose Educational Aid to Cities, Towns, Plantations and Community School Districts ..... 5,767,726 5,756,226"

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

Mr. DICKEY: Mr. Speaker, I will state my position again. In order to enter a House amendment under our rule the Senate amendment must be considered and disposed of. Therefore, in order to offer my amendment, I move that we indefinitely postpone Senate Amendment "J" to S. P. 495, L. D. 1196.

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

Mr. MCGLAUFLIN: Mr. Speaker, before that is put to a vote I would like to know what he proposes to amend. I do not want to vote to throw this out having no idea of what he is going to substitute. I would like to ask the gentleman to state his figures before the motion is put.

The SPEAKER: the entire matter may be debated.

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

Mr. CHASE: Mr. Speaker, not to oppose the gentleman's motion but in order that we may understand what we are doing, I would like to have a clear explanation of what effect Senate Amendment "J" does

have on the whole picture. I find that there are a great many members who do not understand.

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

Mr. FINNEGAN: Mr. Speaker, am I supposed to answer that particular question or discuss the general bill?

The SPEAKER: The item before the House is "Subsidies to Cities and Towns" which carries four items.

Mr. FINNEGAN: Mr. Speaker, if I am in order—and if I am not I hope I will be properly squelched—I will state that you have a bill pending which has been before the Education Committee and has not been reported out as far as I know. I don't know where it is. I suppose it is on its way. That bill is No. 551, and that is the Educational Committee's bill that is supposed to be implemented by a very imposing document that is submitted with it as to how this money shall be apportioned. I think any discussion of this matter here is entirely premature until we have passed on No. 551, because we have had that bill before the Appropriations Committee, and the reduction in this appropriation really represents the Governor's budget recommendation which was to be accounted for in this new bill, No. 551. When the bill gets here you will see some of the inequalities and some of the things that must be covered. We simply went back to the appropriation that was made in 1949-50 and 1950-51 plus the Special Session appropriation, and our basis of appropriation was on those figures. We eliminated it from our bill that we submitted to the Senate—that report, which has been misconstrued, I think, and misunderstood, I think—and that represents the difference, approximately of \$588,000 and \$813,000. Until that bill is here and discussed and approved or not, I think any discussion of this thing is absolutely premature.

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

Mr. FULLER: Mr. Speaker and Members of the House: I will attempt to answer the question asked

by Mr. Chase. Answering Mr. Finnegan, I cannot see that this budget has any bearing whatever upon the bill which he mentions. Even if we got only 75 per cent of the total we could still use that formula. That is the formula that I think he is referring to.

To answer Mr. Chase: What the Senate did was to start with Teaching Positions and going down through to School Census—that is called General Aid for Education—you add them all up and they add up to \$5,137,241. The Senate increased that to \$5,767,726. That makes a difference in that general aid bill of \$630,585, if my figures are correct. So the other items are left just as they are as far as the Senate is concerned, but they did increase the general aid bill by \$630,000 approximately.

Does that answer the gentlemen's question?

The SPEAKER: Would the gentleman repeat the figures?

Mr. FULLER: Mr. Speaker, the Senate's figures, as I have them here, are \$5,767,726, and those two figures added up will add up to \$5,137,241, and you subtract those two and you get an increase of \$630,585.

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

Mr. CHASE: Mr. Speaker, am I correct in assuming that that six hundred odd thousand dollars offsets the reduction which is later shown under Equalization of Educational Opportunities?

The SPEAKER: The gentleman from Cape Elizabeth, Mr. Chase, requests information through the Chair of any member of the Education Committee.

The Chair recognizes the gentleman from South Portland, Mr. Fuller.

Mr. FULLER: Mr. Speaker, I do not answer this question with any particular authority but I believe that is correct.

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

Mr. McGLAUFFIN: Mr. Speaker, up to the explanation given by the gentleman from Bangor, Mr. Finnegan, I do not feel in a position to know just how I am voting.

I, therefore, would like to have these items temporarily laid on the table so that we can find out what we are voting on. I so move.

The SPEAKER: The Chair will inform the gentleman from Portland, Mr. McGlauffin, that this item cannot be tabled. It will be necessary to pass it by and take it up as the last item on the present bill.

Mr. McGLAUFFIN: Mr. Speaker, if it is in order I move that we pass those items for the moment.

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

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

The SPEAKER: The Chair will inform the gentleman that he does not need unanimous consent; he may proceed.

Mr. CHASE: Mr. Speaker, my remarks are a little off the question. I note that we have come to a very important item and we have also come to 12:30 on the clock. I think we ought to consider, at this time, whether we are really going to work on this budget or whether attendance here tomorrow is going to be that of the typical Friday so far. We still have a long way to go with this budget and I need not point out to you that many other important matters are piling up very rapidly in front of us.

We do not have time now to adequately consider this very important matter and it is apparent from the questions that have been asked here that we have a considerable discussion before us on it and that, in the meantime, there will be opportunity to get information which we now seem to lack.

I would like to know if this House is ready to stay here and work all day tomorrow to see if we can get through this budget this week. If we do not, we are going to have an awful jam here next week and by such informal procedure as may be here in order, I would like to find out if the members are willing to stay here tomorrow all day, if necessary, and really work until we get through this or go as far as we can.

Mr. Speaker, would it be possible to take some informal expression on this?

The SPEAKER: The House may be at ease and the gentleman may continue the discussion off the record.

House at Ease

Called to order by the Speaker.

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

Mr. CHASE: Mr. Speaker, I move that the House do now adjourn.

The motion prevailed and the House was

Adjourned until 10:00 o'clock tomorrow morning.