

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Ninety-Seventh Legislature

OF THE

STATE OF MAINE

1955

DAILY KENNEBEC JOURNAL
Augusta, Maine

HOUSE

Thursday, March 3, 1955

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

Prayer by the Rev. Mr. Ernest Johnson of Hallowell.

The journal of the previous session was read and approved.

The SPEAKER: Senate Papers and First Reading of accompanying Bills and Resolves. Under this heading the Chair will entertain the motion as yesterday to expedite matters that the Bills and Resolves to be referred to the Committees be referred jointly in concurrence with the Senate and so that the members may study those for a minute, the Chair declares the House at ease.

House at Ease

The House was called to order by the Speaker.

The SPEAKER: The Chair is informed that there are in the balcony of the Hall of the House, today, members of the Boy Scout Troop Number 382 of Brunswick accompanied by their Committeeman, Mr. Lawrey; and that there will be 30 students from Winterport High School, Problems of Democracy and Social Studies Class, accompanied by their teacher, Mrs. Nelson. When they arrive, the Chair will welcome them on behalf of the House.

The SPEAKER: The Chair will entertain a motion with respect to reference of bills to committees.

The Chair recognizes the gentleman from Kennebunkport, Mr. Bibber.

Mr. BIBBER: Mr. Speaker, I so move that Items 1 through 21 be referred to the respective committees as approved by the Committee on Reference of Bills in concurrence with the Senate.

The SPEAKER: The gentleman from Kennebunkport, Mr. Bibber, moves that Items 1 through 21 on the Advance Journal be referred to the respective committees as recommended by the Committee on Reference of Bills in concurrence

with the Senate. Is this the pleasure of the House?

The motion prevailed.

Papers from the Senate

From the Senate:

Bill "An Act relating to Compensation of Members of Advisory Committee on Budget" (S. P. 365) (L. D. 1061)

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 Compulsory Commitment of Persons Infected with Tuberculosis" (S. P. 367) (L. D. 1063)

Bill "An Act to Revise the Laws relating to Loan and Building Associations" (S. P. 368) (L. D. 1064)

Bill "An Act to Revise the Laws relating to the State Library" (S. P. 369) (L. D. 1065)

Bill "An Act relating to Assaults on Officers by Convicts" (S. P. 370) (L. D. 1066)

Bill "An Act relating to Reserve List for Justices of Supreme Judicial and Superior Courts on Retirements" (S. P. 371) (L. D. 1067)

Bill "An Act relating to Rights and Stock Options of Stockholders" (S. P. 372) (L. D. 1068)

Resolve Proposing an Amendment to the Constitution Redefining "Recess" of the Legislature (S. P. 366) (L. D. 1062)

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 relating to Chiropractic Treatment Under Workmen's Compensation Law" (S. P. 373) (L. D. 1069)

Bill "An Act relating to Compensation for Specific Injuries under The Workmen's Compensation Act" (S. P. 374) (L. D. 1070)

Came from the Senate referred to the Committee on Labor.

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

From the Senate:

Bill "An Act relating to Wards and Their Boundaries in the City of Eastport" (S. P. 375) (L. D. 1071)

Bill "An Act relating to Appointment of Collector and Assessors of Taxes and City Treasurer of City of Eastport" (S. P. 376) (L. D. 1072)

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 relating to Definition of Tavern Under Liquor Laws" (S. P. 377) (L. D. 1073)

Came from the Senate referred to the Committee on Liquor Control.

In the House, referred to the Committee on Liquor Control in concurrence.

From the Senate:

Bill "An Act relating to Regulation of Railroads by Public Utilities Commission" (S. P. 378) (L. D. 1074)

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:

Bill "An Act relating to Occupational Death Benefit Under the Maine State Retirement System" (S. P. 379) (L. D. 1075)

Bill "An Act relating to Disability Retirement Benefits under the Maine State Retirement System" (S. P. 380) (L. D. 1076)

Came from the Senate referred to the Committee on Retirements and Pensions.

In the House, referred to the Committee on Retirements and Pensions in concurrence.

From the Senate:

Bill "An Act Increasing Salaries of County Attorney and Assistant County Attorney of Penobscot County" (S. P. 381) (L. D. 1077)

Bill "An Act Increasing Salaries of the Judge and Recorder of Eastport Municipal Court" (S. P. 382) (L. D. 1078)

Bill "An Act Increasing Salary of Register of Probate for Piscataquis County" (S. P. 383) (L. D. 1079)

Bill "An Act Increasing the Salary of Register of Deed for Piscataquis County" (S. P. 384) (L. D. 1080)

Came from the Senate referred to the Committee on Towns and Counties.

In the House, referred to the Committee on Towns and Counties in concurrence.

From the Senate:

Bill "An Act relating to Nonresident Owned Semi-Trailers" (S. P. 385) (L. D. 1081)

Came from the Senate referred to the Committee on Transportation.

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

Senate Reports of Committees Ought Not to Pass

Report of the Committee on Retirements and Pensions reporting "Ought not to pass" on Resolve providing for State Pension for Irving Lear of Northport (S. P. 168)

Report of the Committee on Transportation reporting same on Bill "An Act relating to Brakes on Trailers" (S. P. 70) (L. D. 95)

Came from the Senate read and accepted.

In the House, the Reports were read and accepted in concurrence.

Ought to Pass

Report of the Committee on Inland Fisheries and Game reporting "Ought to pass" on Bill "An Act relating to Possession of Gill Nets" (S. P. 185) (L. D. 437)

Report of same Committee reporting same on Resolve Regulating Fishing for Black Bass in Schoodic Lake in Washington County (S. P. 154) (L. D. 347)

Report of the Committee on Legal Affairs reporting same on Bill "An Act relating to Appointment of Employees of Running Horse Racing Commission" (S. P. 112) (L. D. 273)

Report of the Committee on Natural Resources reporting same on Bill "An Act relating to Public Reserved Lots in Baxter State Park" (S. P. 227) (L. D. 568)

Came from the Senate with the Reports read and accepted and the

Bills and Resolve passed to be engrossed.

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

Ought to Pass with Committee Amendment

Report of the Committee on Legal Affairs on Bill "An Act to Incorporate the Town of Eddington School District" (S. P. 130) (L. D. 334) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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

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

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

COMMITTEE AMENDMENT "A" to S. P. 130, L. D. 334, Bill "An Act to Incorporate the Town of Eddington School District."

Amend said Bill by inserting after the word "school" in the 3rd line of paragraph designated "Sec. 2" the following punctuation and words: ' , conveyance of pupils'.

Committee Amendment "A" was adopted in concurrence and the Bill assigned for third reading the next legislative day.

Report of the Committee on Natural Resources on Bill "An Act to Prevent the Pollution of the Waters of Sebago Lake" (S. P. 195) (L. D. 446) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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

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

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

COMMITTEE AMENDMENT "A" to S. P. 195, L. D. 446, Bill "An

Act to Prevent the Pollution of the Waters of Sebago Lake."

Amend said Bill by inserting after the word "craft" at the end of the 10th line the underlined words: 'equipped with toilet facilities of any kind'.

Further amend said Bill by inserting after the word "receptacles" in the 11th line the underlined words and punctuation: 'to receive all waste and drainage from such toilet facilities'.

Committee Amendment "A" was adopted in concurrence and the Bill was assigned for third reading the next legislative day.

Non-Concurrent Matter

Report of the Committee on Retirements and Pensions on Resolve providing for State Pension for Sadie Crush of Wilton (H. P. 396) reporting Leave to Withdraw which was accepted in the House on February 24.

Came from the Senate with the Report and Resolve recommitted to the Committee on Retirements and Pensions in non-concurrence.

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

The following paper from the Senate not on the Advance Journal:

From the Senate: The following Order:

ORDERED, the House concurring, that when the Senate and House adjourn, they adjourn to meet on Tuesday, March 8, at ten o'clock in the forenoon. (S. P. 424)

Came from the Senate read and passed.

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

Messages and Documents

The following Communication:

STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA

March 2, 1955

The Honorable President
The Honorable Speaker of the House
Ninety-seventh Legislature
Gentlemen:

This communication is written for the purpose of inviting the Legislature to consider with me a matter

which affects the interest of the State. It concerns a portion of the Marine Hospital in Portland which has been declared surplus to Federal needs.

The buildings involved are as follows: the main hospital building, the new brick power house, a new brick garage, a brick employees' quarters, and two incidental wooden buildings. These buildings are situated on a tract of land which is located in Portland between Veranda Street and the ocean.

The State may acquire this plant by gift if it is to be used for health or educational purposes. If the State acquires it for these purposes and continues to so use it for twenty years, the Federal Government will have no further claim on it. If, during that period, the use should change to a non-education or non-health purpose, or the State should dispose of it, the State could discharge any Federal claim by paying a pro-rated portion of the fair value to the Federal Government.

The State may acquire the property for other than health or educational purposes by purchase at the fair value price.

If the State does not wish to acquire the property, it will be sold by bids to private purchasers. It is my understanding that the City of Portland has no interest in acquiring it for any purpose.

Several uses for this plant are being considered. These uses fall into two categories.

In the first category are uses which would substitute for, supplement, or add to existing facilities, as follows:

1. To provide for overflow from Pownal State School or to provide care for a special category of Pownal patients.

2. To provide an institution for the geriatrics patients at Augusta State Hospital and thus relieve overcrowding.

3. To provide for tuberculous patients now in the State mental hospitals.

In the second category are uses which would provide new services, as follows:

1. To provide for the care of chronic alcoholics.

2. To provide both an inpatient and outpatient service for the care, and particularly for the rehabilitation, of all types of chronically ill patients, including selected alcoholics, the tuberculous patient who may no longer need specialized tuberculosis care, the arthritic, the orthopedically deformed, the paraplegics, etc.

These two lists of possible uses does not exclude other possibilities which may develop.

The present patient capacity of the hospital is about 75, but this might be increased by 20 to 25 for certain types of patients. There is ample space for the provision of outpatient services. It is estimated that it would cost more than \$1,000,000.00 to build a comparable plant.

The cost of repair, renovation, redesign, and re-equipping the plant is estimated roughly at \$250,000.00. For certain uses, Federal funds might be available to cover up to one-half of this cost under amendments to the Hill-Burton Act.

The cost of operation and maintenance would vary, depending upon the use to which the property is put. It has been estimated roughly at \$250,000.00 per year.

A decision as to whether the State should acquire this property must be reached during this legislative session. Consultations are being held with State and Federal officials. Inasmuch as any decision to acquire the property would require legislative sanction and a legislative appropriation, I feel it is advisable at this time to give the Legislature an opportunity to participate in these consultations and to make such further inquiry as the Legislature may deem appropriate.

It is my recommendation, therefore, that this matter be referred to the appropriate legislative committee or committees for study. My services in this connection are available to the extent that they may be helpful.

Respectfully submitted,
(Signed) EDMUND S. MUSKIE
Governor

The Communication was read and ordered placed on file.

On motion of Mr. Bibber of Kennebunkport, the following Order was received out of order and under suspension of the rules:

ORDERED, the Senate concurring, that a Joint Select Committee be appointed to consist of a Senate Member of the Committees on Appropriations and Financial Affairs, Correctional Institutions, Public Health, and Education, designated by the President of the Senate and a House Member from each of the above named Committees designated by the Speaker of the House.

This Committee shall be charged with the duty of cooperating with the Executive, or a committee or panel appointed by the Executive, in investigating the utilization by the State of the Marine Hospital at Portland.

The Committee shall, as soon as may be, report its recommendations to the 97th Legislature and may submit Bills and Resolves to carry out such recommendations notwithstanding the provisions of any Joint Rule or Order limiting the time of introduction of Bills and Resolves. (H. P. 1057)

The Order was read and passed and sent up for concurrence.

Thereupon, on further motion of Mr. Bibber of Kennebunkport, by unanimous consent, it was ordered sent forthwith to the Senate.

The SPEAKER: The Chair recognizes the gentleman from Winthrop, Mr. Maxwell.

Mr. MAXWELL: Mr. Speaker and Members of the House: Under suspension of the rules and out of order, I move that House Paper number 621, Legislative Document 664, An Act Increasing Amount of Bonds of Town of Litchfield School District, be enacted at this time and be sent forthwith to the Senate.

The SPEAKER: The gentleman from Winthrop, Mr. Maxwell, requests unanimous consent to take up out of order and under suspension of the rules a Bill on its passage to be enacted on today's calendar. Does the Chair hear objection? The Chair hears none.

The Enactor is Item 1 on today's calendar. The Clerk will read the title.

Passed to Be Enacted Emergency Measure

An Act Increasing Amount of Bonds of Town of Litchfield School District (H. P. 621) (L. D. 664)

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. 123 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.

The SPEAKER: The Chair understands that the gentleman from Winthrop, Mr. Maxwell, asks unanimous consent that this bill be sent forthwith to the Senate under the unanimous consent rule. Does the Chair hear objection? The Chair hears none and it is so ordered. The House may be at ease.

House at Ease

The House was called to order by the Speaker.

On motion of the gentlewoman from Anson, Mrs. Thomas, House Rule 25 was suspended for the remainder of today's session in order to permit smoking.

Petitions, Bills and Resolves Requiring Reference

The following Bills and Resolves (transmitted by the Director of Legislative Research pursuant to Joint Order S. P. 25) 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 Per Capita Aid to Academies" (H. P. 1027) (Presented by Mrs. Thomas of Anson)

(Ordered Printed)

Sent up for concurrence.

Business Legislation

Bill "An Act relating to Merger of Domestic Mutual Insurance Com-

panies" (H. P. 1028) (Presented by Mr. Walter of Waldoboro)

(Ordered Printed)

Bill "An Act relating to Change of Purposes of Domestic Mutual Insurance Companies" (H. P. 1029) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

Judiciary

Bill "An Act relating to Procedure in Cruelty to Animals Laws" (H. P. 1030) (Presented by Mr. Osborne of Fairfield)

(Ordered Printed)

Sent up for concurrence.

Legal Affairs

Bill "An Act Providing for a Dam or Tidegate in the Ogunquit River" (H. P. 1031) (Presented by Mr. Brewster of Wells)

(Ordered Printed)

Sent up for concurrence.

Natural Resources

Bill "An Act Providing for Additional Public Members of the Water Improvement Commission" (H. P. 1032) (Presented by Mr. Williams of Hodgdon)

(Ordered Printed)

Sent up for concurrence.

Public Health

Bill "An Act relating to Qualifications and License Fees for Practical Nurses" (H. P. 1033) (Presented by Mr. Wade of Auburn)

(Ordered Printed)

Sent up for concurrence.

Taxation

Bill "An Act Adjusting Limitations on School Assessments in the Unorganized Territory to Conform with New State Valuations" (H. P. 1034) (Presented by Mr. Carter of Newport)

(Ordered Printed)

Sent up for concurrence.

Towns and Counties

Bill "An Act Increasing Salaries of the Judge and Recorder of the Bath Municipal Court" (H. P. 1035) (Presented by Mr. Couture of Bath)

(Ordered Printed)

Sent up for concurrence.

The SPEAKER: The Chair recognizes the gentlewoman from Presque Isle, Mrs. Christie. For what purpose does the gentlewoman rise?

Mrs. CHRISTIE: Mr. Speaker, I present an order and move its passage.

The SPEAKER: At this time, the Chair announces the item Orders. The Chair understands that the gentlewoman from Presque Isle, Mrs. Christie presents an order and moves its passage. The Clerk will read the order.

Orders

ORDERED, that H. P. 837, Joint Resolution Memorializing Congress to Pass Legislation Outlawing Alcoholic Beverage Advertising Over the Air be printed.

The Order received passage.

House Reports of Committees Ought Not to Pass

Mr. Foss from the Committee on Inland Fisheries and Game reported "Ought not to pass" on Bill "An Act Clarifying Game Management Areas" (H. P. 426) (L. D. 472)

Mr. MacDonald from the Committee on Judiciary reported same on Bill "An Act Eliminating Voting a Straight Party Ticket in Elections" (H. P. 594) (L. D. 650)

Reports were read and accepted and sent up for concurrence.

Leave to Withdraw

Mr. Cates from the Committee on Appropriations and Financial Affairs on Bill "An Act relating to Compensation of Hospitals Out of State" (H. P. 572) (L. D. 632) reported Leave to Withdraw.

Mr. Cianchette from the Committee on Towns and Counties reported same on Bill "An Act Providing for an Additional Medical Examiner for Aroostook County" (H. P. 613) (L. D. 661)

Mr. Woodworth from same Committee reported same on Bill "An Act relating to Payments to Oxford Law Library" (H. P. 688) (L. D. 756)

Reports were read and accepted and sent up for concurrence.

Ought to Pass Printed Bills

Mr. Briggs from the Committee on Inland Fisheries and Game reported "Ought to pass" on Bill "An Act relating to Non-resident Trapping License Fees" (H. P. 412) (L. D. 459)

Mr. Dudley from same Committee reported same on Bill "An Act relating to Closed Time on Rabbits in Somerset County" (H. P. 591) (L. D. 647)

Mr. Potter from same Committee reported same on Bill "An Act relating to Fees for Hunting and Fishing Licenses" (H. P. 424) (L. D. 470)

Mr. MacDonald from the Committee on Judiciary reported same on Bill "An Act relating to Fees of Bail Commissioners" (H. P. 484) (L. D. 529)

Mr. Needham from same Committee reported same on Bill "An Act relating to Duties of Officers of Corporations" (H. P. 668) (L. D. 744)

Reports were read and accepted, the Bills read twice and assigned the next legislative day.

Tabled

Mr. Winchenpaw from the Committee on Labor reported "Ought to pass" on Bill "An Act relating to Records of Time Worked by Male Employees Sixteen Years of Age or Over" (H. P. 305) (L. D. 283)

Report was read and accepted and the Bill read twice.

(On motion of Mr. Harnden of Rangeley, tabled pending assignment for third reading.)

Mr. Foster from the Committee on Legal Affairs reported "Ought to pass" on Bill "An Act to Incorporate the Town of Mechanic Falls School District" (H. P. 619) (L. D. 626)

Mr. Lord from same Committee reported same on Bill "An Act relating to Indebtedness of the Rockland School District" (H. P. 713) (L. D. 781)

Mr. Martin from same Committee reported same on Bill "An Act to Create the Van Buren Hospital District" (H. P. 620) (L. D. 627)

Mrs. Thomas from same Committee reported same on Bill "An Act to Enlarge the Powers of the Gorham Farmers' Club" (H. P. 308) (L. D. 285)

Reports were read and accepted, the Bills read twice and assigned the next legislative day.

Mr. FOSTER (of Mechanic Falls): Mr. Speaker—

The SPEAKER: For what purpose does the gentleman rise?

Mr. FOSTER: Mr. Speaker, for the purpose of clarification, Item 11 was passed over and I was wondering whether it was an oversight or intentional—on today's calendar.

The SPEAKER: The Chair thanks the gentleman for the question.

Thereupon, Item 11 was read by the Clerk as follows:

Mr. Foster from the Committee on Legal Affairs reported "Ought to pass" on Bill "An Act to Incorporate the Gouldsboro School District" (H. P. 618) (L. D. 625)

Report was read and accepted, the Bill read twice and assigned the next legislative day.

Ought to Pass with Committee Amendment

Mr. MacDonald from the Committee on Judiciary on Bill "An Act relating to the County Law Library at Rumford in the County of Oxford" (H. P. 108) (L. D. 116) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice.

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

COMMITTEE AMENDMENT "A" to H. P. 108, L. D. 116, Bill "An Act relating to the County Law Library at Rumford in the County of Oxford."

Amend said bill by striking out the underlined figures and punctuation "1,500" in the 10th line and inserting in place thereof the underlined figures and punctuation '1,750'

Committee Amendment "A" was adopted and the Bill assigned for third reading the next legislative day.

Mr. Childs from the Committee on Legal Affairs on Bill "An Act to Amend the Charter of the Town of Mexico School District" (H. P. 366) (L. D. 403) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice.

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

COMMITTEE AMENDMENT "A" to H. P. 366, L. D. 403, Bill "An Act to Amend the Charter of the Town of Mexico School District."

Amend said Bill by striking out everything following the underlined word "provided" in the 8th line of that portion designated Sec. 1-A of Sec. 1 and inserting in place thereof the following underlined words: 'that at a regular or special meeting called for such purpose the legal voters in said district, by a majority of those voting, by written ballot, shall first authorize any such project or projects, which said authorization shall place a limit on the amount to be spent for each such project, and provided further that the total number of votes cast for and against any such project at such meeting equals or exceeds 20% of the total votes cast for all candidates for Governor in said Town of Mexico at the next preceding gubernatorial election, and provided further that only one such project and authorization shall be voted on, by written ballot, at any meeting.'

Further amend said Bill by adding the following underlined sentence at the end of the underlined section designated as Sec. 4-A of Sec. 2: 'All bonds so issued shall bear a maturity date not exceeding 30 years from the date of issue.'

Committee Amendment "A" was adopted and the Bill assigned for third reading the next legislative day.

Mr. Quinn from the Committee on Legal Affairs on Bill "An Act to Create the Auburn Parking District" (H. P. 367) (L. D. 424) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice.

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

COMMITTEE AMENDMENT "A" to H. P. 367, L. D. 424, Bill "An Act to Create the Auburn Parking District."

Amend said Bill by striking out the figure "25%" in the 4th line of the last paragraph of the referendum clause and inserting in place thereof the following: '20%'.

Committee Amendment "A" was adopted.

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

Mr. WADE: Mr. Speaker and Members of the House: I would like to present House Amendment "A" to House Paper 367, Legislative Document 424, Bill "An Act to Create the Auburn Parking District."

The House Amendment is as follows: Amend said Bill by striking out the figures "\$500,000" at the end of the 1st sentence of section 6 and inserting in place thereof the figures '\$200,000'.

This amendment is the result of a request on the part of the Auburn City Government through their City Manager that the amount of authorized indebtedness be reduced in this amount because it is felt by the Auburn government that the smaller amount is adequate. I hope this amendment is accepted.

The SPEAKER: The gentleman from Auburn, Mr. Wade, offers House Amendment "A" and moves its adoption. The Clerk will read House Amendment "A".

HOUSE AMENDMENT "A" to H. P. 367, L. D. 424, Bill "An Act to Create the Auburn Parking District"

Amend said Bill by striking out the figures "\$500,000" at the end of the 1st sentence of section 6 and inserting in place thereof the figures '\$200,000'.

House Amendment "A" was adopted and the Bill was assigned for third reading the next legislative day.

Mr. Porell from the Committee on Towns and Counties on Bill "An Act to Increase the Salary of the Recorder of the Calais Municipal Court" (H. P. 172) (L. D. 163) which was recommitted, reported "Ought

to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice.

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

COMMITTEE AMENDMENT "A" to H. P. 172, L. D. 163, Bill "An Act to Increase the Salary of the Recorder of the Calais Municipal Court."

Amend said Bill by adding at the beginning thereof the following underlined words 'Sec.1'.

Further amend said Bill by adding at the end thereof the following: 'Sec. 2. Effective date. The provisions of this Act shall be retroactive to January 1, 1955.'

Committee Amendment "A" was adopted and the Bill assigned for third reading the next legislative day.

Mr. Stanley from the Committee on Towns and Counties on Bill "An Act Increasing Salaries of Certain Officers in Washington County" (H. P. 169) (L. D. 160) which was re-committed, reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice.

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

COMMITTEE AMENDMENT "A" to H. P. 169, L. D. 160, Bill "An Act Increasing Salaries of Certain Officers in Washington County."

Amend said Bill by adding at the end thereof the following:

'Sec. 9. Effective date. The provisions of this Act shall be retroactive to January 1, 1955.'

Committee Amendment "A" was adopted and the Bill assigned for third reading the next legislative day.

Mr. Staples from the Committee on Towns and Counties on Bill "An Act to Increase the Salaries of the Judge and the Recorder of the Western Washington Municipal Court" (H. P. 170) (L. D. 161) which was re-committed, reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice.

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

COMMITTEE AMENDMENT "A" to H. P. 170, L. D. 161, Bill "An Act to Increase the Salaries of the Judge and the Recorder of the Western Washington Municipal Court."

Amend said Bill by adding at the beginning thereof the following underlined words 'Sec. 1'.

Further amend said Bill by adding at the end thereof the following: 'Sec. 2. Effective date. The provisions of this Act shall be retroactive to January 1, 1955.'

Committee Amendment "A" was adopted and the Bill assigned for third reading the next legislative day.

Mr. Wadleigh from the Committee on Towns and Counties on Bill "An Act to Increase the Salary of the Judge of the Calais Municipal Court" (H. P. 171) (L. D. 162) which was re-committed, reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Bill read twice.

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

COMMITTEE AMENDMENT "A" to H. P. 171, L. D. 162, Bill "An Act to Increase the Salary of the Judge of the Calais Municipal Court."

Amend said Bill by adding at the beginning thereof the following underlined words 'Sec. 1'.

Further amend said Bill by adding at the end thereof the following: 'Sec. 2. Effective date. The provisions of this Act shall be retroactive to January 1, 1955.'

Committee Amendment "A" was adopted and the Bill assigned for third reading the next legislative day.

Tabled and Assigned

Mr. Totman from the Committee on Transportation on Bill "An Act Providing for Flares, Etc. for Large Trucks" (H. P. 134) (L. D. 135) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted.

(On motion of Mr. Totman of Bangor, the Bill with accompanying papers was tabled pending first reading of the Bill and specially assigned for Tuesday, March 8.)

Passed to Be Engrossed

Bill "An Act relating to Appropriation for Seed Potato Board" (S. P. 48) (L. D. 45)

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

Tabled and Assigned

Bill "An Act relating to Definition of Retail Sale Under Sales Tax Law" (S. P. 138) (L. D. 330)

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

(On motion of Mr. Bragdon of Perham, tabled pending third reading and specially assigned for Thursday, March 10.)

The SPEAKER: The Chair is informed that there are in the balcony of the Hall of the House visiting us today a group from the Jewish Community Center of Bangor under the supervision of their Director, Mr. Lincoln.

On behalf of the House the Chair extends to you a hearty and cordial welcome. (Applause)

Bill "An Act relating to Reimbursement of Towns for Transportation or Board of School Children" (S. P. 152) (L. D. 346)

Bill "An Act relating to Minimum Salaries of Teachers" (S. P. 178) (L. D. 431)

Bill "An Act relating to Suspension of Liquor Licenses Pending Appeal" (S. P. 207) (L. D. 501)

Bill "An Act relating to Sales of Liquor by the Commission to Government Instrumentalities" (S. P. 208) (L. D. 502)

Bill "An Act relating to Payments to Androscoggin Law Library" (H. P. 61) (L. D. 66)

Bill "An Act relating to Expenses of Examination of Industrial Banks" (H. P. 89) (L. D. 100)

Bill "An Act relating to Operation of Motor Vehicles to Inspection Sta-

tions for Inspection" (H. P. 129) (L. D. 132)

Bill "An Act relating to Stations for Weighing Vehicles" (H. P. 237) (L. D. 216)

Bill "An Act relating to Payment to Oxford County Law Library" (H. P. 298) (L. D. 309)

Bill "An Act relating to Personal Recognizances" (H. P. 429) (L. D. 474)

Bill "An Act to Enlarge the Powers and Purposes of Congregational-Christian Conference of Maine" (H. P. 430) (L. D. 477)

Bill "An Act relating to the Appointment of a Nominee by Banking Institutions Acting in a Fiduciary Capacity" (H. P. 431) (L. D. 475)

Bill "An Act relating to Medical Care for Public Assistance Recipients" (H. P. 510) (L. D. 547)

Bill "An Act relating to Certain Plantations Maintaining Paupers" (H. P. 570) (L. D. 618)

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

Bill "An Act relating to Aid to Public and Private Hospitals" (H. P. 1024) (L. D. 1100)

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

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

Mr. ROGERSON: Mr. Speaker, the Legislative Document 1100, which is under consideration here, is somewhat unusual in that it enables the Department of Health and Welfare to spend money to reimburse hospitals outside the State of Maine, and in so far as it does that it possibly requires some explanation.

From the evidence I presented to the Appropriations Committee, it appears that in the areas adjacent to the borders of the State there are many communities where people find it necessary, because of a lack of adequate hospital facilities, to cross the State line into the State of New Hampshire or possibly into Canada, Province of New Brunswick or Quebec, and in those cases the Department of Health and Welfare feels that they would like the

authority to reimburse those hospitals for treatment of Maine residents, and so this measure does allow Department of Health and Welfare to compensate hospitals located in the State of New Hampshire within five miles of the Maine border and to compensate hospitals within five miles of the Maine border if they are in the Province of Quebec or New Brunswick.

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

Amended Bills

Bill "An Act to Repeal the Act Creating the Bethel Village Corporation" (S. P. 96) (L. D. 227)

Bill "An Act relating to Definition of School Buses and Overtaking and Passing School Buses" (H. P. 127) (L. D. 130)

Bill "An Act relating to Fees Paid to Register of Deeds by the State" (H. P. 177) (L. D. 184)

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

Passed to Be Enacted

An Act to Clarify Certain Election Laws (H. P. 151) (L. D. 151)

Finally Passed

Resolve Changing the Name of Rattlesnake Pond to Pequawket Pond (H. P. 15) (L. D. 14)

Resolve Regulating Fishing in Rocky Lake and Sunken Lake in Washington County (H. P. 144) (L. D. 144)

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

Orders of the Day

The SPEAKER: The Chair recognizes the gentleman from Chelsea, Mr. Allen.

Mr. ALLEN: Mr. Speaker, I request unanimous consent to address the House.

The SPEAKER: The Chair will request the gentleman to kindly de-

fer until after unfinished business is taken up.

The SPEAKER: The Chair lays before the House the first item of unfinished business of yesterday, Bill "An Act relating to Holding Devices for Trailers," Senate Paper 68, Legislative Document 93, tabled on March 1 by the gentleman from Pittsfield, Mr. Cianchette, pending first reading; and the Chair recognizes that gentleman.

Thereupon, on motion of Mr. Cianchette of Pittsfield, the Bill was given its two several readings and assigned for third reading the next legislative day.

The SPEAKER: The Chair lays before the House the second item of unfinished business of yesterday, Bill "An Act relating to Local Option for Sale of Malt Liquor by Part-time Hotels," House Paper 441, Legislative Document 487, tabled on March 1 by the gentlewoman from Presque Isle, Mrs. Christie, pending third reading; and the Chair recognizes that gentlewoman.

Thereupon, on motion of Mrs. Christie of Presque Isle, the Bill was recommitted to the Committee on Liquor Control and sent up for concurrence.

The SPEAKER: The Chair now lays before the House the third item of unfinished business of yesterday, House Divided Report, Majority Report "Ought not to pass" and Minority Report "Ought to pass" of the House Select Committee on Reapportionment on Resolve to Apportion One Hundred and Fifty-one Representatives Among the Several Counties, Cities, Towns, Plantations and Classes in the State of Maine, House Paper 953, Legislative Document 1056, introduced by the gentleman from Houlton, Mr. Rogerson, and tabled yesterday by the same gentleman pending acceptance of either report.

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

Mr. FINEMORE: Mr. Speaker and Members of the House: In the absence of the gentleman from Houlton, Mr. Rogerson, I will move that we now accept the "Ought not to

pass" report, or the majority report of the committee.

The SPEAKER: The gentleman from Bridgewater, Mr. Finemore, moves that the Majority Report "Ought not to pass" be accepted. Is this the pleasure of the House?

The motion prevailed and the Majority Report "Ought not to pass" was accepted.

The SPEAKER: The House is proceeding under Orders of the Day. The Chair will now recognize the gentleman from Chelsea, Mr. Allen.

Mr. Allen of Chelsea was granted unanimous consent to address the House.

Mr. ALLEN: Mr. Speaker, as many of you know for some time I have been a little bit disturbed on highway matters. Today kind of reached a climax of that disturbance. I attended a public hearing on these bills of increase of 1 cent on gasoline tax and on the bond issue. I intended to go on record as opposing any bond issue whatever. At that hearing I did not get a chance to express my views, whereas two previous speakers that had spoken as proponents of the measure did, they got a chance to speak again, and that disturbed me considerably.

Now to build up to this, it seemed that someone would like to use the party to sell a bond issue to the people of the State of Maine. I have heard statements to the effect that this was a Republican program and was Republican sponsored and I believe that those statements are not right, and yet we continue to hear them. Now this accelerated highway program, as I understand it, was presented to the people a while ago at previous legislatures and I believe then that the people of the State of Maine were sold a bill of goods, that this accelerated highway program to include a bond issue was something that could not be carried out even at that time. It is my firm conviction that another bond issue is trying to be sold to the people of the State of Maine and now they are just merely asking that it be provided to provide a cushion for highway needs that might come up. It does not look to me like good administration if we

can not run our department any closer than to have to have a fifteen million dollar cushion to cover us.

I would call your attention to page 303 of this Budget Document. We have there the Highway fund, Federal Aid Primary. Now to me that means a Federal Aid Primary Fund is a matching fund. Here they propose to spend \$2,105,000 on an unmatched basis. Now that \$2,000,000 alone would be enough to make up any deficit which they claim might exist for next year to cover matching funds, so I do not believe at this time that we need a bond issue.

There were many speakers that spoke against the gasoline tax. A few got to speak definitely against the bond issue, but the gasoline tax opponents did produce evidence that extra money was not needed and if it was not needed for extra tax then I would think that we do not need certainly a bond issue for it.

While I am speaking, on February 3, I introduced an order asking for certain information, asking the Controller to make an analysis. I think that has been distributed and placed on your desks. Many have asked me what I intended to prove by that order or what was the purpose of it. Sometime prior to that I went before the Highway Commission to discuss a few things which I felt were unfair among the bidders. One thing that I mentioned was on a lot of contracts that do have items of bituminous macadam and bituminous concrete surface courses and such. Now there are comparatively few contractors in the state that are able and capable to put on those surface courses so if the large number of small contractors wish to bid on one of those jobs they have to make some kind of an agreement with someone else and it is usually ended up with one of their larger competitors to put on or do this portion of the work for them. Now I brought this to the attention of the Commission and requested that they leave these items out of contracts, in other words, the contracts would be let similar to stage construction contracts whereby the first contract includes the base and the grading and then the

surface work could be let under a separate contract at a later date and be done entirely separate so that one contractor does not have to go to another contractor and make any kind of agreements whatever.

Now this information showed from a spot check that we made that the contracts in the larger brackets or the jobs over \$500,000 cost the State more per unit than they did on the smaller contracts, and because the spot check probably was not accurate enough, I felt that this would show it up more specifically, which it does. Both of these things are shown here, that the large contracts cost the State more where there is lack of competition and that the surface of bituminous concrete and bituminous macadam shows up in large quantities in the small contract, so the small contractor does not get a fair break in the fact that his jobs or the brackets that he is capable of bidding on do have these items of surface in there which he cannot build. Now the reason that he cannot do that is because to get equipped to put on this type of surface it would cost approximately \$200,000 and there are none of the small boys today that are prepared or that can see their way clear to invest \$200,000 to get this kind of equipment, so there is existing an unfairness I believe. I made these views clear to the Commission. The Commission indicated that it was not part of their duties to analyze these contracts or police the contracts or to see what was going on, and I did ask the Commission if they would like to be shown and they indicated that they would, so this is the result of that meeting, and it does show very clearly what could be done to save the State money and to make bidding a little more competitive, on the highways I might indicate that there could be definitely a saving to the State if these things were eliminated. Thank you.

Mr. Fuller of South Portland was granted unanimous consent to address the House.

Mr. FULLER: Mr. Speaker and Members of the House: I want to call your attention especially to the

new members of the House the Legislative Docket which is in the Clerk's Office. This Legislative Docket was started by Mrs. Regis Strout in 1933, and Mrs. Strout is still in charge of it. Legislative Docket is a misnomer in a way, it really is a Legislative Information Bureau, and I just want to cite, I have written down a few of the things that they do in there and I do not think all of the members, and especially the new members, realize all of the information that is available to us.

First, they have a record of all bills and resolves introduced in the Legislature, that is both the House and the Senate. There is a multiple index. In other words, an index of subject matter as well as titles. The date of all the Legislative hearings, they can tell you just where a bill is from the time it is introduced until it is signed by the Governor or killed. There is a complete list and a complete record of all amendments to all bills and resolves. All the action on every bill introduced in both the House and Senate, like Committee assignments, hearing dates, reports of Committees, and all of the amendments. There is a complete file for every Committee, showing all bills and which committees they are referred to. There is also a complete file for each member of the House and Senate. For instance, any member of the House or Senate might want to go and find out what bills he had introduced and the titles. You may do that.

The point I want to make is unless we, as Members, make use of all of this valuable information which is available to us, all of Mrs. Strout's work is in vain. Both Mr. Pease, our Clerk, and Mrs. Strout, welcome the use of this valuable information bureau by the Members of the Legislature, and I hope that especially the new members will make full use of this bureau.

On motion of the gentleman from York, Mr. Hancock, the House voted to take from the table the fourth tabled and unassigned matter, Bill "An Act Exempting Real and Personal Property Occupied or Used by Tax Exempt Organizations from Taxation," Senate Paper 137, Legis-

lative Document 329, tabled on March 2 by that gentleman pending third reading.

On further motion of the same gentleman, the Bill was given its third reading, passed to be engrossed and sent to the Senate.

Mr. Carter of Newport was granted unanimous consent to address the House.

Mr. CARTER: Mr. Speaker, for the past several weeks the School Committee, Selectmen and interested town officials in the Town of Exeter have been working on plans to build a new schoolhouse. At this time I would like unanimous consent to present an Act to Incorporate the Exeter School District.

The SPEAKER: The gentleman from Newport, Mr. Carter, requests unanimous consent to introduce a bill notwithstanding the cloture order. The Clerk will read the title of the bill.

The CLERK: Bill "An Act to Incorporate the Exeter School District".

The SPEAKER: Does the Chair hear objection to the reception of this bill notwithstanding the cloture order?

The Chair hears none and the bill is received.

Thereupon, on motion of Mr. Carter of Newport, the Bill (H. P. 1058) was referred to the Committee on Legal Affairs, ordered printed and sent up for concurrence.

The SPEAKER: The House is proceeding under Orders of the Day. If there is no further business to come before the House, the Clerk will read the notices.

The SPEAKER: There is one further item of business with relation to the order of the gentleman from Kennebunkport, Mr. Bibber. The Speaker appoints to the Joint Select Committee with relation to the Marine Hospital the following members of the House: the gentleman from Auburn, Mr. Jacobs; the gentleman from Bridgewater, Mr. Finemore; the gentlewoman from Rumford, Miss Cormier; and the gentleman from Kennebunkport, Mr. Bibber.

On motion of Mr. Lamb of Eastport,

Adjourned until Tuesday, March 8, at ten o'clock in the morning.