

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Ninety-Seventh Legislature

OF THE

STATE OF MAINE

VOLUME II

1955

DAILY KENNEBEC JOURNAL
AUGUSTA, MAINE

HOUSE

Friday, April 22, 1955

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

Prayer by the Rev. Mr. Charles Kinney of Methodist Church, North Anson.

The journal of the previous session was read and approved.

Papers from the Senate
Senate Reports of Committees
Leave to Withdraw

Report of the Committee on Legal Affairs on Bill "An Act to Amend the Charter of the Public Debt Amortization Fund in the City of Waterville" (S. P. 301) (L. D. 809) reporting Leave to Withdraw.

Came from the Senate read and accepted.

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

Ought Not to Pass

Report of the Committee on Legal Affairs reporting "Ought not to pass" on Bill "An Act Extending the Period for which the Board of Finance in the City of Waterville is Established" (S. P. 300) (L. D. 808)

Report of the Committee on Natural Resources reporting same on Bill "An Act relating to Duties of Water Improvement Commission" (S. P. 458) (L. D. 1289)

Report of same Committee reporting same on Bill "An Act relating to the Authority of the County Commissioners of Penobscot County to Convey an Easement in Land" (S. P. 531) (L. D. 1456)

Report of the Committee on Retirements and Pensions reporting same on Resolve Providing for an Increase in State Pension for Marie Rose Gagnon of Auburn (S. P. 228)

Report of same Committee reporting same on Resolve Providing for State Pension Increase for Leah Jordon of Waltham (S. P. 256)

Report of same Committee reporting same on Resolve Providing for State Pension for Mildred H. Humphrey of Readfield (S. P. 305)

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 Retirements and Pensions reporting "Ought to pass" on Bill "An Act relating to Disability Retirement Benefits Under the Maine State Retirement System" (S. P. 380) (L. D. 1076) which was recommitted.

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

In the House, the Report was read and accepted in concurrence, the Bill read twice and assigned the next legislative day.

Divided Report

Majority Report of the Committee on Liquor Control reporting "Ought not to pass" on Bill "An Act relating to the Granting of Malt Liquor Licenses" (S. P. 496) (L. D. 1379)

Report was signed by the following members:

Messrs. CARPENTER of Somerset
 CRABTREE of Arrostook
 BOUCHER of Androscoggin
 — of the Senate.

Messrs. COTE of Lewiston
 DOSTIE of Winslow
 ANTHOINE of Windham
 PIERCE of Bucksport
 — of the House.

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

Report was signed by the following members:

Mrs. CHRISTIE of Presque Isle
 Mr. RICH of Charleston
 — of the House.

Came from the Senate with the Majority Report read and accepted.

In the House: Reports were read. On motion of Mr. Pierce of Bucksport, the Majority "Ought not to pass" Report was accepted in concurrence.

Non-Concurrent Matter

Resolve Reimbursing Certain Municipalities on Account of Property Tax Exemption of Veterans (S. P. 513) (L. D. 1404) which was finally passed in the House on April 8, and passed to be engrossed in concurrence on April 6.

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

In the House:

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

SENATE AMENDMENT "A" to S. P. 513, L. D. 1404, Resolve Reimbursing Certain Municipalities on Account of Property Tax Exemption of Veterans.

Amend said Resolve by striking out in the 3rd line thereof the figures "\$2,115.10" and inserting in place thereof the figures '\$2,373.13'

Further amend said Resolve by adding at the end thereof the following: 'Springfield 253.03'

Thereupon, on motion of Mr. Childs of Portland, the House voted to recede and concur with the Senate.

From the Senate: The following Communication:

STATE OF MAINE
SENATE CHAMBER
OFFICE OF THE SECRETARY

April 20, 1955

Hon. Harvey R. Pease
Clerk of the House of Representatives
Ninety-seventh Legislature
Sir:

The President today appointed the following conferees on the part of the Senate on the disagreeing action of the two branches of the Legislature on the following Bill:

"An Act Providing for the Appointment of a Civil Engineer of the City of Lewiston by the Department of Public Works." (H. P. 436) (L. D. 482)

Senators:

WOODCOCK of Penobscot
MARTIN of Kennebec
LESSARD of Androscoggin

Respectfully,

(Signed) Chester T. Winslow
Secretary of Senate

The Communication was read and ordered placed on file.

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, April 26, 1955. (S. P. 545)

Came from the Senate read and passed.

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

The SPEAKER: At this time, the Chair requests the Sergeant-at-Arms to escort the gentleman from Bath, Mr. Ross, to the rostrum for the purpose of presiding as Speaker pro tem.

Thereupon, Mr. Ross assumed the Chair as Speaker pro tem amid the applause of the House and Speaker Traflet retired from the Hall.

House at Ease

Called to order by the Speaker pro tem.

House Reports of Committees Leave to Withdraw

Mr. Finemore from the Committee on Transportation on Bill "An Act relating to Axle Weight Limits" (H. P. 1140) (L. D. 1337) reported Leave to Withdraw.

Mr. Totman from same Committee reported same on Bill "An Act relating to Weight of Commercial Vehicles" (H. P. 804) (L. D. 878) as it is covered by other legislation.

Reports were read and accepted and sent up for concurrence.

Ought Not to Pass

Mr. Allen from the Committee on Transportation reported "Ought not to pass" on Bill "An Act relating to Binding of Logs and Lumber on Motor Vehicles" (H. P. 569) (L. D. 617)

Mr. Finemore from same Committee reported same on Bill "An Act relating to Movement on Highways of Rubber Mounted Cranes" (H. P. 1097) (L. D. 1280)

Mr. Jacques from same Committee reported same on Bill "An Act relating to Exhaust Pipes on Certain Motor Vehicles" (H. P. 1084) (L. D. 1245)

Same gentleman from same Committee reported same on Bill "An Act relating to Length of Certain

Motor Vehicles and Loads Thereon" (H. P. 1141) (L. D. 1338)

Mr. Totman from same Committee reported same on Bill "An Act relating to Fees for Motor Vehicle Inspection Stations" (H. P. 173) (L. D. 164)

Reports were read and accepted and sent up for concurrence.

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

Ought to Pass in New Draft

Mr. Fuller from the Committee on Education on Bill "An Act to Supplement Loans by Maine School Building Authority" (H. P. 346) (L. D. 385) which was recommitted, reported same in a new draft (H. P. 1209) (L. D. 1480) under same title and that it "Ought to pass"

Mr. Ross from the Committee on Inland Fisheries and Game on Bill "An Act relating to Hunting Skunks and Raccoons in Somerset County" (H. P. 962) (L. D. 1088) reported same in a new draft (H. P. 1210) (L. D. 1481) under title of "An Act relating to Hunting Raccoons in Oxford, Somerset and Waldo Counties" and that it "Ought to pass"

Mr. Bernier from the Committee on Public Utilities on Bill "An Act to Incorporate the Westbrook Sewerage District" (H. P. 844) (L. D. 947) reported same in a new draft (H. P. 1211) (L. D. 1482) under same title and that it "Ought to pass"

Mr. Madore from the Committee on Transportation on Bill "An Act relating to Overweight of Motor Vehicles" (H. P. 1115) (L. D. 1294) reported same in a new draft (H. P. 1212) (L. D. 1483) under same title and that it "Ought to pass"

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

Ought to Pass Printed Bills

Mr. Jack from the Committee on Claims reported "Ought to pass" on Resolve to Reimburse Town of Washington for Support of Certain State Paupers (H. P. 1192) (L. D. 1459)

Mr. Allen from the Committee on Transportation reported same on Bill "An Act relating to Registration Fees for Certain Motor Trucks" (H. P. 768) (L. D. 844)

Mr. Madore from same Committee reported same on Bill "An Act relating to Motor Trucks Hauling Wood, Pulpwood, and Other Forest Products" (H. P. 952) (L. D. 1055)

Mr. Palmeter from same Committee reported same on Bill "An Act relating to Blinker Lights on Plowing and Sanding Units" (H. P. 1086) (L. D. 1247)

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

Ought to Pass with Committee Amendment

Mr. Edgar from the Committee on Business Legislation on Bill "An Act relating to Investment of Municipal Trust Funds" (H. P. 408) (L. D. 455) 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. 408, L. D. 455, Bill "An Act relating to Investment of Municipal Trust Funds.

Amend said Bill by indicating the striking out of the figure "42" in the 19th line thereof by drawing a line through said figure and inserting immediately after said stricken out figure, the underlined figure '19-1'

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

Mr. Wade from the Committee on Business Legislation on Bill "An Act relating to Legal Investments of a Town's Sinking Fund" (H. P. 178) (L. D. 185) 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. 178, L. D. 185, Bill "An Act relating to Legal Investments of a Town's Sinking Fund."

Amend said Bill by indicating the striking out of the Roman Numeral "XIX" in the 21st line thereof by drawing a line through said Roman Numeral and inserting immediately after said stricken out Roman Numeral, the underlined Roman Numeral 'XII'

Further amend said Bill by indicating the striking out of the figure "42" in the 21st line thereof by drawing a line through said figure and inserting immediately after said stricken out figure, the underlined figure '19-1'

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

Mr. Stanwood from the Committee on Sea and Shore Fisheries on Bill "An Act Clarifying Certain Sea and Shore Fisheries Laws" (H. P. 165) (L. D. 156) 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. 165, L. D. 156, Bill "An Act Clarifying Certain Sea and Shore Fisheries Laws."

Amend said Bill, in the 16th line thereof, by inserting before the underlined words "Following favorable action" a new underlined sentence to read as follows: 'If the municipal officers shall deny applicant's request for sub-legal quahogs, an appeal shall lie with the Commissioner of Sea and Shore Fisheries, whose decision shall be final.'

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

"Sec. 6. R. S., c. 38, Sec. 117, amended. The 1st paragraph of section 117 of chapter 38 of the revised statutes is hereby amended to read as follows:

'No person, except the rightful owner or an officer authorized to enforce the sea and shore fisheries laws, shall raise, lift, transfer or

in any manner molest any pot, trap, car or other contrivance that is set for the taking or holding of lobsters or crabs, **nor take, remove or carry away from the beach or shore, any such pot, trap, car or other contrivance or warp or buoy thereof** without the written permission of the owner thereof.'

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

Divided Report

Majority Report of the Committee on Highways on Resolve Providing for Survey of "Expressway" in City of Portland (H. P. 880) (L. D. 988) reporting same in a new draft (H. P. 1213) (L. D. 1484) under title of "Resolve Providing for Survey to Re-route the Maine Central Railroad in City of Portland" and that it "Ought to pass"

Report was signed by the following members:

Mr. JAMIESON of Aroostook
— of the Senate.
Messrs. FERGUSON of Hanover
PULLEN of Oakland
NADEAU of Biddeford
DENBOW of Lubec
HIGGINS of Scarborough
— of the House.

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

Report was signed by the following members:

Messrs. PARKER of Piscataquis
COLE of Waldo
— of the Senate.
Messrs. CARTER of Etna
DUNN of Poland
— of the House.

Reports were read.

On motion of Mr. Childs of Portland, the Majority "Ought to pass" Report was accepted.

The Resolve was then given its first reading and assigned the next legislative day.

Divided Report

Majority Report of the Committee on Judiciary reporting "Ought not to pass" on Resolve Proposing an Amendment to the Constitution to Reapportion the House of Repre-

sentatives by a Commission if the Legislature Fails to Act (H. P. 1069) (L. D. 1257) which was recommitted.

Report was signed by the following members:

Messrs. REID of Kennebec
SILSBY of Hancock
WEEKS of Cumberland
— of the Senate.

Messrs. EARLES of South Portland
HANCOCK of York
NEEDHAM of Orono
McGLAUFILIN of Portland
BROWNE 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. DAVIS of Calais
MacDONALD of Rumford
— of the House.

Reports were read.

On motion of Mr. MacDonald of Rumford, the Majority "Ought not to pass" Report was accepted and sent up for concurrence.

Divided Report

Majority Report of the Committee on Liquor Control reporting "Ought not to pass" on Bill "An Act relating to Sale of Malt Liquor in Non-returnable Glass Containers" (H. P. 374) (L. D. 409)

Report was signed by the following members:

Messrs. BOUCHER of Androscoggin
CARPENTER of Somerset
— of the Senate.

Messrs. PIERCE of Bucksport
DOSTIE of Winslow
COTE of Lewiston
CHARLES of Portland
— of the House.

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

Report was signed by the following members:

Mr. CRABTREE of Aroostook
— of the Senate.

Mr. ANTHOINE of Windham
Mrs. CHRISTIE of Presque Isle
Mr. RICH of Charleston
— of the House.

Reports were read.

The SPEAKER pro tem: The Chair recognizes the gentleman from Fairfield, Mr. Osborne.

Mr. OSBORNE: Mr. Speaker and Members of the House: I move acceptance of the minority "Ought to pass" report on this measure and I would like to speak briefly upon it.

The SPEAKER pro tem: The gentleman from Fairfield, Mr. Osborne, moves that the Minority "Ought to pass" Report be accepted.

The gentleman may proceed.

Mr. OSBORNE: Mr. Speaker, I regret to interfere with the smooth sailing that has been going on here this morning, but I do feel that we should progress as fast as we can so I do not believe I will table this matter. This bill does not involve a wet or dry issue. If you have read it I feel sure that you will agree with me. It is in no manner a price fixing regulation, only a deposit and refund are involved. The purpose of this act is to keep non-returnable glass containers of malt beverages off the highways, bridges, public gathering places, fields, pastures and woodlands of this good State of Maine.

I have been told that this act is discriminatory, because it does not include cans. I do not feel that it is discriminatory for this reason. There is no denying that glass bottles constitute the preponderance of all litter which you will find upon the highways and beaches. Even the malt beverage industry has agreed that in places up to eighty-three per cent of the litter is beer and ale bottles. The State Highway Department has verified the fact that the preponderance of litter is beer and ale bottles. What do you see most noticeably along the highways, I ask you? What do you find that is so convenient to cut your feet on along the beaches? What does the farmer find embedded in his equipment tires after they have been cut? Also baled up in his cattle feed? Beer and ale bottles.

The malt beverage companies say I am unfair, my bill does not include cans. I say to you that cans when thrown out will rust away from the elements and disappear. If the bill included cans then the malt

beverage industry would say the bill is unfair, it leaves us with no unreturnable container. No matter how the bill would be worded, they would have some argument, believe me.

However, if the malt beverage industry is sincere about the matter of cans, I do not understand why they did not support L. D. 604 which is now pending. It does not conflict with this bill now under consideration and it includes both non-returnable bottles and cans. In any case, cans do not constitute the hazard to life and property of the non-returnable bottle, which not only has no value, breaks very easily, but remains almost forever with its scintillating stilettos of glass, a treacherous terror to those who may come upon it.

You may say that the inconsiderate and unthinking will continue to throw out bottles even with a deposit and refund. I will agree with you. They will to a lesser degree. However, it is only practical reasoning that if the bottle has a refund value someone will pick it up for its value.

Non-returnable beer and ale bottles are made of light-weight glass, easily broken, whereas returnable malt beverage bottles have heavier side walls and are more shatter-proof.

I would like to read you a little authentic information on this subject. I wrote to one of the largest manufacturers of beer and ale bottles in the United States and said to them: "Would you be kind enough to tell me, in simple terms, so I can understand it, what essentially is the difference in the structure and qualities of a "No-deposit, No-return" malt beverage bottle from the type manufactured for refilling? The beverage manufacturers are trying to convince me that un-refillable bottles are of a different quality glass that is not capable of cutting a tire and is otherwise incapable of doing any damage.

"To be fair with you I should tell you that this information is desired because as a member of the Maine Legislature I am supporting a bill requiring a deposit on all malt beverage bottles."

I received this reply: "Received your letter of the 4th. This inquiry

amuses me." Incidentally if you want the name of this company, I would be glad to give it to anyone who inquires at the end of this session. "In the first place, there is no difference between the glass in a "No-deposit, No-return" bottle, the only difference is in the weight. During world war two the "No deposit-No return" bottle was brought out, to ship beer out of the country for the army and navy, to save tin. It was not successful, it was twelve ounce capacity, six ounce weight, was too light and too much breakage. After the war there were some more made. Finally they raised weight to six and one-half ounces, this was better, our molds are still for six and one-half ounce weight. Then weight was raised to seven ounces, but most factories make them seven ounce weight but only charge for six and one-half ounce weight. We make some of these also in larger sizes but are not anxious for this business; we have to sell them too low, there is not as much profit in them as the returnable bottles."

Perhaps some of you are unaware just what astronomical figures we are considering in the sale of malt beverage in non-returnable containers. Figures furnished by the Maine Liquor Control Commission show over fifty-two million non-returnable containers were sold in 1954. The Highway Department reports that one road patrolman picked up over two thousand four hundred bottles in one year along the highways. There are over three hundred and eighty patrolmen and simple arithmetic will indicate that three hundred and eighty times two thousand four hundred equals nine hundred and twelve thousand. Now is there any question that malt beverage bottles are a litter problem?

Now there was a legislative research committee appointed to look into this matter. I would ask you to look at the names of the members that were on that committee at your convenience. The report received by our committee was unfavorable, and they recommended that signs be erected and that would cure the evil. That was back shortly after the last session. From the Department of Highways, I have

the cost of clean-up for the past seasons. I would like to ask you if you think the signs were successful other than a target for the throwing arm of those who were casting out bottles. The cost of clean-up July 1950 to July 1951, \$37,526.18; July 1951 to July 1952, \$26,862.68; 1952 to 1953, \$45,577.76; 1953 to 1954, \$46,039.86.

Blown tires, imbedded glass, unsightliness, are not the only depredations of these non-returnable malt beverage bottles. How about the innumerable cut feet and cut bodies resulting from this broken glass? I will read you a small item, one of many typical examples, that is an excerpt from a small item from the Kennebec Journal since we have been in session here, while snow was still on the ground. Without quoting names it is under dateline of January 16 in Winthrop: "Pamela was treated for a deep", speaking of a child being injured, "Pamela was treated for a deep razor-like cut suffered when she slid across a jagged piece of a beer bottle protruding through snow on Lake Maranacook shore. Taken to a doctor's office Saturday noon, the cut required seven stitches to close."

How about the magnifying effect of the sun's rays through discarded bottles? I have here a letter from a fire chief of one of our Maine towns: "I have read with interest in the newspaper about the bill you have in State Legislature to keep beer and ale bottles off the highways. All those interested in fire prevention should be glad to see the bill passed because the sun shining through discarded bottles has probably caused many forest and grass fires listed as of undetermined origin. We had a bottle drive some time ago and most of the bottles picked up along the road were beer and ale bottles."

How about the detrimental effect of these beer and ale bottles upon agriculture? I have hundreds of letters, I will only bore you by reading one which is typical of the response of the people in agriculture. And again I would say that if any one desires to read this letter at the close of the session I shall be glad to show it to them. "Dear

Mr. Osborne: It has come to my attention that you are sponsoring a bill to outlaw the use of non-returnable beer bottles. As owner and lessor of considerable land, which we use for blueberry growing, pasturing cattle, and growing hay and fodder, we have a terrifically bad problem from beer bottles. Accordingly, I would be glad to do anything possible to assist in furthering your bill.

"It seems to me that many people miss the point of why we want returnable bottles instead of non-returnable bottles. The whole point is that even though the returnable bottles are frequently discarded, nevertheless, there are always people coming around, searching for them, and they keep them picked up very well for the sake of the resale value.

"In our case, bottles are not only unsightly, but are dangerous to both humans and cattle. Also, it is not uncommon for these bottles to be picked up by our field balers or field choppers, and go into the baled hay or the chopped silage, which is extremely dangerous for the cattle.

"Attempts to educate the public and to prevent them from throwing out beer bottles is entirely futile, and will never meet the problem. While we can never be entirely free from this danger, even with returnable bottles, still it will lessen the danger and the nuisance by fully ninety per cent, I would say.

"I hope that you have enlisted the aid of every possible organization, such as the Municipality Association, The Grange, and the various Farm Organizations, Garden Clubs, etc. I realize that a great deal of money and work will be done by the beer interests to oppose your bill, but I certainly hope that the Legislators will have the common sense to curb this nuisance."

This man was very true in his prediction that a great deal of money would be spent trying to kill this bill. How many times do you hear someone say, "Why does not the Legislature do something about the non-returnable bottles?" Who gains from the present situation? Only the small additional mercenary profit to a few out-of-state malt beverage manufacturers and possibly to a lesser degree to the wholesalers

in this State who do not manufacture. Between the returnable and the non-returnable bottle, there is a basic reason that keeps the good people of the State of Maine and their tourist guests subjected to this abominable hazard and nuisance. Only that fractional shekel is the difference between having this continual trouble and having the situation as it used to be, before the land was thus desecrated. I repeat, I am not trying to hurt the beer and ale business, I am trying to get the broken glass off the beaches and highways.

For what it is worth I would like to give the independent small grocer that sells beer and ale a little thought. The big chain stores have just started to sell beer and ale in Maine. They do not want returnable bottles, but the returnable bottles are not as much of a problem to the independent grocer, they are indeed an incentive to get customers into a store where other goods are on display. I shudder to think what is going to happen before the next Legislature to the independent grocer who sells beer and ale unless he or she supports this measure. This is their last chance. The multiple license bill has come out deadlier than a dodo. That was the one that would have made the chain stores have to buy a license for each unit.

It can very well be that the independent grocer who sells beer or ale, our next session, will not only have a case where they were in the malt beverage business but it will be rather a case of whether they were in business.

A similar measure to this has been tried in the State of Vermont. I think it is quite conclusive proof that it was successful, it was passed in the last Legislature for two years. It has in the very recent future been passed for another two years. If they have been the precedent that has tried it and found it successful, I would say that we would be in good company to keep with them. I wrote to their Department of Highways and asked them how the law had affected the State of Vermont. I got an answer broken down into four sections that says: "Persons picking up returnable bot-

tles did a much more thorough job. Truck tires and mowing machine rubber tires were not cut as often doing off shoulder work." Of course they were speaking primarily there of their own equipment. "Persons picking up returnables did not find as many non-returnables to smash in disgust. And due to a general increase of about five per cent in traffic per year the total litter," and he underlines total, "picked up in truck loads in 1954 was at least equal to that of 1952." That was the last year they had record, I assume.

I feel very deeply about this subject and that is why I have gone into some length on it. It is hard to shut off, but I will, shortly. I will offer you a little poem which I have written. It might just as well have been written by the famous Greek poet Anonymous. It is entitled "No Deposit-No Return":

No Deposit — No Return

I traveled a moss grown path one day
Which memory told me would thus reach
A spot where children used to play,
A sunny shore and a sandy beach.
I found the spot and surrounding grass
Littered with bottles and broken glass.

We followed a track a'hunting bear
Deep in the woods, up a rocky hill
Thinking perhaps we would find his lair
You who have hunted will know our thrill
When we found just bottles, a gallon jar
And broken glass scattered near and far.

To Vacationland the tourists came
Over the highway and through the town,
To see why the place had gained such fame.
Then as they traveled without a frown
Their auto lurched off with a tire blown,
Cut by a bottle someone had thrown.

So, if from this present world we
 go
 To join the screaming throngs be-
 low
 Where flames shoot high with fiend-
 ish glow
 And the Devil thinks up things so
 low,
 We may feel at home when he
 would harass
 By running us over some broken
 glass.

But if you love Maine, for Heaven's
 sake
 Let us change things, do not be
 stunned,
 Demand the bottles that hate to
 break
 And will return for a cash refund.
 It seems like we should finally
 learn,
 Trouble is, "NO DEPOSIT — NO
 RETURN".

I move the acceptance of the mi-
 nority "Ought to pass" report and
 I ask that a division of the House
 be taken when the vote is taken.

The SPEAKER pro tem: The
 question before the House is on the
 motion of the gentleman from Fair-
 field, Mr. Osborne, that the minori-
 ty "Ought to pass" report be ac-
 cepted.

The Chair recognizes the gentle-
 man from Bucksport, Mr. Pierce.

Mr. PIERCE: Mr. Speaker and
 Fellow Members: At the start of
 the session, the previous speaker,
 the gentleman from Fairfield, Mr.
 Osborne, and I discussed this mat-
 ter quite thoroughly. I told him at
 that time that I would base my vote
 on this matter upon the feeling of
 my people back home. We have a
 little weekly newspaper back home
 in Bucksport called "The Bucksport
 Free Press". The title is misleading
 because it costs five cents. In the
 weekly newspaper, I run a column
 entitled "Your Legislature", ex-
 plaining what we are doing and what
 we intend to do. For three consecu-
 tive weeks, I explained that we were
 going to have the so-called battle of
 the beer bottles. I asked my people
 back home to write me. The agree-
 ment that I made with my good
 friend, the gentleman from Fairfield
 (Mr. Osborne) was that I would read
 those letters that I received. For

three consecutive weeks, I explained
 this bill in detail. To date, I have
 as yet not received a single letter.
 Apparently, there is no demand for
 legislation of this type.

The gentleman brought out the
 point that there were astronomical
 figures of thirty-two million non-re-
 turnable containers sold in this State.
 The gentleman failed to state that
 that included cans, not only bottles.
 I believe that we can discard those
 figures. The gentleman explained
 that children had been cut. I be-
 lieve he mentioned seven stitches.
 He did not state whether or not that
 was a returnable bottle or a non-
 returnable bottle.

The gentleman mentioned figures
 showing the cost by the Highway
 Department for clean-up. He did not
 say that it was the entire debris
 picked up. I do not disagree with
 his figures on the amount spent but
 you will note that that is the en-
 tire debris. It was brought out in
 committee hearing that that includ-
 ed not only bottles, but tires, every
 conceivable thing which is neces-
 sary to keep Maine beautiful.

He did mention the fact that a
 fire chief had written him that bot-
 tles were a hazard setting fires. I
 have been a fireman since 1917. I
 have been a member of the Maine
 Fire Chiefs Association for I do not
 recall how many years. We do have
 quarterly meetings. At those meet-
 ings, the chiefs regularly discuss the
 potential hazards of all types of mat-
 ters that might cause fires. Not yet,
 has the Association of Fire Chiefs
 ever heard of the hazard of broken
 bottles. I do have documentary proof
 here that a bottle can not cause a
 fire. I did check with the Forestry
 Department to ascertain over the
 past five years the causes of the
 forest fires. Not one has been prov-
 en as having been caused by a bottle.

I did introduce and it has been
 signed by the Governor a bill per-
 taining to the deposit of rubbish
 from automobiles. Previously, the
 only method of getting a conviction
 would be for the arresting officer
 to prove which person in the car
 threw out the rubbish or threw out
 the bottle. My bill, which was ap-
 proved by the Judiciary, puts the
 burden of proof on the driver by
 saying that unless the arresting of-

ficer can prove who threw the bottle out, it is prima facie evidence that the driver threw it out. I sincerely believe that that will materially assist in keeping rubbish off our highways.

For many years, we have had this same bill in committee. The same non-returnable beer bottle bill. This morning, ladies and gentlemen and Mr. Speaker, I sincerely hope we vote so strongly to defeat the bill of my good friend, the gentleman from Fairfield, that the bill itself will not be returnable.

The SPEAKER pro tem: The Chair recognizes the gentleman from Caribou, Mr. Briggs.

Mr. BRIGGS: Mr. Speaker, I too write a column for one of the newspapers. The paper in Caribou is called the Aroostook Republican. That title too is misleading because it is read by a lot of Democrats. I too write in the paper about a great many controversial things and beg the readers to respond and to get in touch with me and they too failed to respond. I am sure that it is not because they are not interested but merely because they are so occupied with their own problems that being human like we know them to be they hesitate to concern themselves with some of these timely objects of our attention.

I feel that I would be very remiss, being a member of this Legislature, and coming from a district such as mine where there is a vast majority of farm people who, I believe, suffer from this problem if I did not rise up here and favor some sort of legislation which would in some way help to relieve them from the burden which they are carrying for the interest of others.

I know that it is a problem on the farm headlands. Any farmer in this House will testify practically to that, I believe. I know of just one instance where before spraying last year it was necessary for a farmer to go along his headlands at the end of his potato rows each time prior to his spraying to be certain that it would be safe to turn his equipment there, and upon one of these occasions he missed a few bottles in his police-up work and one of his tires was punctured. They will not always puncture a tire be-

cause sometimes they will pop and break almost completely, but sometimes too they will turn up this way and go right straight through which they did this time. It took this gentleman and his hired hand the whole forenoon to remove that large tire, to extract the glass from the inner tube and to replace the tire so that he could go on with his spraying. Now I am going to tell you folks if you do not already know, that at times when the farmers are pressed for time which is fairly often during the seasons of production in their operation, this is a very serious thing. I travel a moss-covered trail too and it is one of the longest trails I think of any member, and that trail is covered with glass-plated moss. From here to Caribou is six and a half hours and any one of you who should ride with me today I do not believe it would leave much question in your mind but what this is a very disturbing problem on the face of the beauty of our State, and I feel that the bill of the gentleman from Fairfield, Mr. Osborne, would be very helpful in correcting the problem, and I certainly want to support it.

The SPEAKER pro tem: The Chair recognizes the gentleman from Sanford, Mr. Valley.

Mr. VALLEY: Mr. Speaker and Members of the House: I am quite proud of my neighborhood in the State because we do not seem to be plagued with this problem. Our highways are quite clean, but it does not seem to me that any legislation will cure this. Any individual that throws out a beer bottle, a coke bottle, kleenex, fry pans, clam container, does not need legislation, he needs education. Now as the gentleman from Bucksport, Mr. Pierce, has said, the people in his town when he polled them were not for this. Now I have asked many of the merchants in my town and they are all against this bill, and therefore, I cannot go along with the gentleman from Fairfield, Mr. Osborne.

The SPEAKER pro tem: The Chair recognizes the gentleman from Bangor, Mr. Quinn.

Mr. QUINN: Mr. Speaker and Members of the House: I want to subscribe to many of the things

that the gentleman from Fairfield, Mr. Osborne, and the gentleman from Caribou, Mr. Briggs, have said concerning the debris caused by ale and beer bottles. I am interested in some rural land in the town of Dedham, and that is one of the things that we find profusely along the roadside on that rural property, and it will be there and continue to be there until someone removes it, because it does not deteriorate with time. It is there forever and a day until it either is buried or somebody picks it up and removes it. Now I realize that this bill is not going to be a cure-all for the problem. I realize we are still going to have broken glass and we are still going to have the debris, but I do notice as I observe, that much of the litter is beer bottles and non-returnable bottles, I find very little of the returnable bottles. Now in the soft beer industry, the coca-cola they have a return fee that is paid. They also have a return price that they pay for milk bottles, and it is interesting to note, if you really take note, that much of the broken bottles and much of the bottles you see on your highway are not bottles of that type. Now if this sort of legislation will tend to improve the situation, it may result in something that will be a cure-all for all this type of debris that is now causing so much trouble and it is an accumulating situation. As the future comes on more of it is there until it is removed. Now in the milk industry of recent years we are getting into the carton container, which is doing away with the milk bottle, and of course that can be disposed of by burning. Now it is entirely possible that if we pass this legislation, we may assist in having a little review of these people that are solely in the business for the profit they get out of it, to review the whole situation and look to the future, and give us some kind of a container to put the stuff in that can be disposed of, and will not remain a hazard to the community. Now I do not have any exact evidence of the fact that the glass of any of these bottles will create a fire, but when I think of the subject, I cannot help but go back

to the days when I was in high school and I studied physics, and one of the simplest studies there was a piece of glass with the bright rays of the sun through it and what it did to a piece of paper. Now it is my belief that having seen that experiment, that the same strong sun going through glass out in the open country will do the same thing to kindle dry leaves in the country that it did to the paper that I observed in that experiment. Now because of this situation and because of these facts I feel that this legislation will tend to benefit the State of Maine and I go along with the minority report.

The SPEAKER pro tem: The Chair recognizes the gentleman from Brunswick, Mr. Walsh.

Mr. WALSH: Mr. Speaker, I wonder if there is any one of the many fine legal minds or other minds in this House that could just answer me this question. It seems to me that this would give an opportunity to a junk dealer to haul truckloads of non-returnable bottles in from our nearby states which would put a tremendous impact on the merchants here in Maine, it could break them in a hurry. No one likes to see the refuse along the highways, I do not like to see it, but neither do I think we should pass something that would hurt the merchants. Is the merchant protected under any one of our statutes, any one of our laws now that would prevent such a thing as that, bringing non-returnable bottles in by the truckload from nearby states and collecting a nickel from the merchants here in Maine.

The SPEAKER pro tem: The Chair recognizes the gentleman from Warren, Mr. McCluskey.

Mr. MCCLUSKEY: Mr. Speaker and Members of the House: I am wondering if this is the proper approach to the problem. The gentleman from Fairfield, Mr. Osborne, said this is not a dry or a wet issue. I think it is. I am wondering if the real problem is not with the people that throw the bottles out of the cars, and the reason they throw the bottles out is because they are ashamed to have them in the car, they are doing something they should not be doing, and I cannot

see that any five cents on a bottle will make any difference in the long run. I think it is a case of education and I find there are other neighboring states that are not bothered this way, and I would like to ask a question through the Chair of the gentleman from Fairfield, Mr. Osborne, if I may, how many other states besides Vermont, have this law?

The SPEAKER pro tem: The gentleman from Warren, Mr. McCluskey, addresses a question through the Chair to the gentleman from Fairfield, Mr. Osborne, who may answer if he so desires.

Mr. OSBORNE: Mr. Speaker, I cannot answer that question, I know of none at the present time. I know of many legislatures that are considering it at the present time. I have received letters from as far away as Georgia asking me what my bill pertained to. I would also like to answer the gentleman from Brunswick, Mr. Walsh. If you will read the bill carefully, L. D. 409, you will find that that specifically cuts down or designates the bottles upon which a refund will be returned. To any glass container of the same type as that for which deposit is required, and is returned in good condition. In other words, I have also set a date on it that I hope that this will provide the beer and ale industry with a chance to clean house on what they have at the present time, and after that naturally they are not going to have "no deposit-no return" bottles which are stamped right on the glass, and if they care to rubber stamp the label in some way for the bottles that come into Maine that will be their privilege. I have tried to give them every consideration I could think of.

The SPEAKER pro tem: The Chair recognizes the gentleman from Dover-Foxcroft, Mr. Sanford.

Mr. SANFORD: Mr. Speaker and Members of the House: We discussed this two years ago and as I remember it, we voted very strongly for this bill or a bill similar to this. I would like to tell a few of my experiences with these beer bottles. Now I will agree with my good friend the gentleman from Sanford, Mr. Valley, that he does not have

the trouble down that way, and you have less trouble from here going toward Sanford or Portsmouth, than you do going from here up our way. For what reason I do not know, but it is a fact. You can drive from here to Dover-Foxcroft or from here to Aroostook County, and you will see plenty of beer bottles on the road. Now you do not see ketchup bottles, vinegar bottles or too many whiskey bottles, but you do see plenty of beer bottles, and you do not see any ginger ale bottles. I sincerely believe that if this bill of the gentleman from Fairfield, Mr. Osborne, goes through you will see a whole lot less beer bottles. I took a trip down, my wife and I, to get a lobster two years ago, down on the coast. We had a very nice dinner. When I came out from the dinner I started my car to back it up, and when I did I found out I had a flat tire. I was not too pleased, it was a very hot day, but nevertheless I had to change the tire, and I did not have any more trouble fortunately until I got home. We took the tire that was flat and in the tire was a piece of beer bottle. There was no question about this, somebody may question it, my good friend the gentleman from Bucksport, Mr. Pierce, may question it, but I can sincerely tell him that I am absolutely sure and I have witnesses that it was a part of a beer bottle. Now that is one instance. It really ruined my tire. I have been in the implement business and the farmers are very much concerned about the bottles on their fields, broken beer bottles, whole beer bottles, it takes an awful lot of their time to clean it up. In fact, they cannot clean up a lot of it. I have had farmers come into my place with tires to be fixed, tractor tires, I have had them come in when the tractor tire has been ruined. A tractor tire costs a lot of money and it costs the farmer plenty for these beer bottles being thrown out on their land. I sincerely believe if you had a returnable bottle that they would be cleaned up. I have known instances where these beer bottles have been baled up in pick-up balers in the hay, very dangerous to the cattle. It might kill a cow if she ate it, they have been known to find them

in their stomachs. Plenty of instances I could tell you. We also have a paper in our town as they do in Bucksport, and the editor of that paper has certainly put out plenty of good reading against the beer bottles. I have had people contact me, people that drink beer, they are not against this, people that I have talked with. It is not trying to prevent people from drinking beer. They have that privilege as far as I am concerned if they want to drink beer as I do if I want to smoke a cigar, they are not objecting to it. I have contacts from the Garden Clubs, I have contacts in the federated clubs, and in fact all clubs in my community, and all over the State. They are absolutely for this bill, they believe it is time for us to do something. Speaking about educating the people, that is what we thought about two years ago, and as far as I can see we have not educated the people a bit on throwing out the beer bottles. For one, I certainly cannot see any reason why we should not try this at least and if it does not work out why try something else. I believe it will be a great benefit.

The SPEAKER pro tem: The Chair recognizes the gentleman from Bar Harbor, Mr. Edgar.

Mr. EDGAR: Mr. Speaker and Members of the House: If anyone should doubt the seriousness and gravity of the litter situation I would very happily refer them to any one of the park rangers in Acadia National Park on Mt. Desert Island. As you all know that park and that island are summertime meccas for tourists and picnickers and just one short walk through any section of that park on a Sunday evening in the summertime will convince you that the litter including beer bottles that is left scattered around that park is a disgrace. Furthermore, over the years on Mt. Desert Island there has been more or less of a smouldering battle between the summer residents and those of us who have been trying to encourage the tourist trade on the island, and one of the chief objections on the part of the summer residents has been the litter and many times beer bottles have been specifically mentioned left by the

tourists on the island. They are even tossed into driveways and onto the lawns of the beautiful estates on the island and I do not blame the owners for objecting strenuously. Now as the gentleman from Bangor, Mr. Quinn, has stated, this bill may not be a cure-all, but if this bill will alleviate that situation to any degree, I certainly hope that it will prevail.

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

Mr. WINCHENPAW: Mr. Speaker and Ladies and Gentlemen of the House: I know the hour is late and I had more or less prepared to say more but I will cut it short. I have a picture of a section of Route 1, and just beyond this turn here is a bridge that leads into a certain town on Route 1, and on both sides of that bridge is a stretch about a mile or two miles long and it is fixed up like a parkway. Last week end I happened to go over that stretch of road and there was a fellow with a truck, the truck would haul about a ton, and he was going along with a six-bottle container in his hand like this and he would stoop down and pick up one and put it down again, and there was not anything in this six-bottle container and all behind him I would estimate that there was probably one bottle at every three square feet. Now why were they left there, they were non-returnables. When this session is over I would be glad to drive anyone down there and bring them back if they doubt my word, and I asked somebody how happen there were so many bottles in that particular place. Well, it is so straight there, you can look out the back window and you will see whether the cop is coming or not. I just noticed the other day a car was going around here with a number 330,000 on its number plate, and I predict that we would need almost that many policemen to enforce this bill of my good friend the gentleman from Bucksport, Mr. Pierce, if you are going to pin that on the driver who threw out that particular bottle, and I want to go along with this bill of the gentleman from Fairfield, Mr. Osborne, I think it will do a lot of good.

The SPEAKER pro tem: The Chair recognizes the gentleman from Fort Fairfield, Mr. Reed.

Mr. REED: Mr. Speaker and Members of the House: To illustrate the problem in the town of Fort Fairfield, I would like to give you a brief report of the results of a contest conducted by our Chamber of Commerce. Recognizing the seriousness and the large amount of non-returnable bottles along the roadside, they offered some cash prizes from \$50.00 on down to \$5.00 during the clean-up week, the annual clean-up week which they offer every year in the early part of May, and to accurately check the number of bottles that were returned, the non-returnables participating in the contest, I called the Chairman of that contest today and I found out that when the bottles were all counted there were 44,612 bottles returned to try to get the prize money in the Town of Fort Fairfield. I think that shows ample reason why my town is solidly behind the bill of the gentleman from Fairfield, Mr. Osborne.

The SPEAKER pro tem: The Chair recognizes the gentleman from Portland, Mr. Charles.

Mr. CHARLES: Mr. Speaker and Members of the House: I had not intended to say much of anything about this bill because it was of a controversial nature, but we are sent up here to do a job and we represent various industries and businesses as a group. I just happen to be interested in the retail grocery line. A lot of others are interested in other types of business, but a question was raised before the House this morning referring to independent grocers and how it would affect them. Well knowing ahead of time that this probably would be an issue, I prepared a survey and mailed it out to all the independent grocers in various sections of the State. I did not cover all of them. I covered about 790. I covered both licensees and non-licensees, and incidentally the question was: "Do you favor non-returnable bottles or do you favor returnable types?" To my surprise the reply came back that a very slight majority favored the non-returnable type which indicates that these merchants do not care

which way it goes. In fact they could sell either way they wanted to, but now that I am on my feet, I would like to say that I heard this discussion for six hours along with other bills in the Liquor Committee, we were very patient about it, and I concentrated upon the issue for the entire day, and I decided to sign the "Ought not to pass" report. I did it for this reason: Evidence was presented that children would be allowed to go on the highways and pick up these bottles and cash them in and make a little money for the household. I do not like to see children chasing along highways and streets picking up bottles to cash in. I do not like to see bums and tramps come into our State because they would be able to pick up these bottles and cash them in and be able to buy their hot dogs and coffee and go along the highways and make a nuisance of themselves before our tourist public. I do not like to see empty bottle bootleggers who would buy two cent bottles in New Hampshire and come into Maine and plague our grocers and make them buy them, because the proprietor has no evidence whatsoever as to whether that person bought that beer there or not, and he is obligated to cash them in.

Now the gentleman from Fairfield, Mr. Osborne, said that the bill would take care of this situation on price. I have read the bill. I am not a lawyer, but my interpretation would be that there is nothing spelled out as to whether it shall be a five cent bottle or a two cent bottle. As I understand it the twelve and sixteen ounce bottles are now returnable at two cents a bottle. The larger sizes are five cents. A truckload of these two cent bottles could be picked up in New Hampshire or other states and trucked into our State and distributed throughout the State to all these grocers, and somebody would be making a little fortune as this went along. As I said before I did not plan to speak on it, but I just cannot understand why such a piece of legislation is necessary when we, in our own sessions right here, are attempting to enforce these laws to take care of the situation. As expressed by the gentleman from Bangor, Mr. Quinn, it is not a cure-all, so I do not

know what the reaction would be, but I would suggest that after all the hard work that the Liquor Committee has done that they should go along with the majority "Ought not to pass" report.

The SPEAKER pro tem: The Chair recognizes the gentleman from Bridgton, Mr. Haughn.

Mr. HAUGHN: Mr. Speaker and Members of the House: Just a few points of information to a few of you in the House through experiences I might have had over the past ten years and for the benefit of the gentleman from Bangor, Mr. Quinn, in regard to coca-cola bottles, I might say I handled 25,000 cases of them last year which are returnable bottles. Out of that there were 6,000 bottles which were returnable, cash could have been had for them, that were never returned because they were thrown around. Now I would agree partially that the hazard on the highways, and so forth is not confined solely to bottles, and because of that I do not feel the same as the gentleman from Bangor, Mr. Quinn, expressed the other day, that this Legislature has the right to infringe upon free enterprise, which I think it does involve, quoting his own statement as of the other day in the milk bill. Through that we have roughly half a million people come through a place which I happen to operate during the course of the summer. To get back to the gentleman from Bar Harbor, Mr. Edgar, we are as deeply concerned probably as he is on the same situation, so we have found that we have been able to remedy this condition not through returnable bottles, but by solely returning to paper goods. So therefore there is a problem up there that I think they themselves can rectify not through legislation. I firmly believe that the gentleman from Fairfield, Mr. Osborne, has good intent in mind, I am wholly in accord with him to the extent of cleaning up the rubbish on our highways, that was the only question in my mind, request the Federal Government to appear on state rights, the state rights in the towns and cities, where we as legislators, we get the same right to interfere in private enterprise, and I feel that is what we are do-

ing when we try to do such a thing. And let us not forget the fact that Keep America Clean, Inc. and Keep America Beautiful, Inc. is definitely concerned the same as we are with rubbish on the highways, and when we confine it to one certain item of bottles, then I personally will feel it is discriminatory, although the gentleman from Fairfield, Mr. Osborne, and myself might agree or disagree, which we have a right to our opinions, and I respect him for his, but by the same token, they are spending an enormous amount of money, and you will find that it is not all beer bottles that is doing it, there are paper goods, tin cans, there are so many different varieties that I do not believe that this is a matter for legislation as much as it is for the enforcement of the present L. D. 745 which we have. We ask for more State Police for speed and radar and so forth and things of that nature to enforce laws and regulations. Here is one more law for them to enforce and regulate. Now they speak of signs, I have seen one between here and Boston, Massachusetts which I travel every week end, and if that is sufficient posting to enforce law, then I think it is time we put more signs out and not make legislation to control any particular item in the bottle field. If we are going to control one, let us control them all or none.

The SPEAKER pro tem: The Chair recognizes the gentleman from East Machias, Mr. Cates.

Mr. CATES: Mr. Speaker and Ladies and Gentlemen of the House: This question has been covered quite thoroughly on both sides. You have heard from Aroostook County, Hancock County, Piscataquis, Oxford and practically all of them, and I would hate for the question to be put without anybody hearing from Washington County. We do not have very much to say from down there but it is not because the problem does not exist. A lot of our roads are not too wide, brush tops, meadow grass and other foliage come right up to the edge of the tar in most places and you do not see too much of what is thrown from the cars, but we have several nice pieces of roads that have been

built within the last two or three years and they have widened the shoulders, graded them off for a distance of twenty or thirty feet from the shoulder and there is not a spear of grass in sight. All you can see is bottles, bottles and bottles. I am not going into detail as to the trouble we have had with punctured tires, but I do want the House to know that I go along with my colleague and friend the gentleman from Fairfield, Mr. Osborne.

The SPEAKER pro tem: The Chair recognizes the gentleman from Portland, Mr. McGlaufflin.

Mr. MCGLAUFLIN: Mr. Speaker and Members of the House: I understood it to be said today that Vermont has a similar bill. Two years ago I took a trip through Vermont and I have never seen any state that had their rubbish and bottles cleared up as well as they had in Vermont. I am willing to take a try under this new law and go along with the gentleman from Fairfield, Mr. Osborne.

The SPEAKER pro tem: The Chair recognizes the gentleman from Cornish, Mr. Evans.

Mr. EVANS: Mr. Speaker and Members of the House: I do not think York County has been heard from yet, but I run a garage and I can certainly testify to the number of tires that have been cut and ruined by bottles, and I would not be sure that every one of them was a beer bottle, but it is that little brown color that certainly signifies that it might be, and for this reason I would like to go on record as supporting the bill of the gentleman from Fairfield, Mr. Osborne.

The SPEAKER pro tem: The Chair recognizes the gentleman from Newport, Mr. Carter.

Mr. CARTER: Mr. Speaker and Members of the House: I did want to speak for a few people in Newport, for the Town of Newport. We operate a school of instruction for swimmers there each summer and the record has proven for the past several years we will have three to five children seriously cut by bottles in that swimming pool.

The SPEAKER pro tem: The Chair recognizes the gentleman

from Boothbay Harbor, Mr. Greenleaf.

Mr. GREENLEAF: Mr. Speaker and Members of the House: As a matter of record I think when I came in here today I felt I should go along with the majority report, but listening to all the arguments, my conscience indicates that I should favor the passage of this bill. I happen to have an interest in a grocery store, I do not have a malt beverage license because we can not, we do not desire it, but we do handle soft drinks in non-returnable bottles, and I can explain why the grocers in many cases favor these non-returnable bottles. A store with very much business with bottles if they keep returning them all the time you have to set aside a lot of space for bottles, so being a grocer I would favor everything being in non-returnable bottles, but at the same time I do know that returnable bottles are picked up, cleared off of the highways and brought into the stores, so I think it would go a long ways in solving our problem, so just for the record I would like to go on record as favoring the minority report of the gentleman from Fairfield, Mr. Osborne.

The SPEAKER pro tem: The Chair recognizes the gentleman from Hodgdon, Mr. Williams.

Mr. WILLIAMS: Mr. Speaker, I am not a poet like my friend, the gentleman from Fairfield, Mr. Osborne, but I would like to point out to him that if he really wants to get inspiration for a new poem he ought to feel the inspiration he would get when he hears one of those beer bottles crush under a tractor tire. I have picked up 110 bottles on a 50 rod strip one time just before I started in haying and I am all for his bill and I think the majority of my people are.

The SPEAKER pro tem: The Chair recognizes the gentleman from Bangor, Mr. Quinn.

Mr. QUINN: Mr. Speaker, I have had a lot of exercise. I want to stand to a point of privilege. I want to reply to the honorable gentleman from Bridgton (Mr. Haughn). Apparently, he feels that my attitude in the past relative to free enterprise I am not carrying along in

this particular matter along the line of my ideas of free enterprise. But I want to assure him that I am. That even in free enterprise, it is necessary to have policing regulations and I am supporting this bill because I consider it such. It is a policing regulation and necessary.

The SPEAKER pro tem: The Chair recognizes the gentleman from Bucksport, Mr. Pierce.

Mr. PIERCE: Mr. Speaker, in reply to the gentleman from Dover-Foxcroft (Mr. Sanford) and some of the other gentlemen who have mentioned these tire cuts, nobody has proven whether those bottles were returnable or non-returnable.

In reply to the gentleman from Bar Harbor (Mr. Edgar), many, many other states have much larger national parks than is located on Mount Desert Island, but none of those states have restrictive measures such as this.

There is one important point I did fail to bring out. It was presented to committee and I have investigated and found it to be true that the majority of the, we will say, polluted highways caused by non-returnable beer bottles are located near the military installations. There is no legislation we can pass that will affect the sale of non-returnable beer bottles on military installations. The containers are sold direct from the brewers to the PX or whatever the proper title is. This legislation would not correct that. We realize that there is a serious problem near Presque Isle, Limestone, Bangor, and Rockland but there is nothing that we can do to prevent that by any legislation.

The SPEAKER pro tem: The Chair recognizes the gentleman from Milo, Mr. Brockway.

Mr. BROCKWAY: Mr. Speaker and Members of the House: I will only take a few moments. I have been contacted by all of the garden clubs in my area to favor this bill of the gentleman from Fairfield, Mr. Osborne. There is one point that I would like to bring out here. It may sound amusing to some members of this House when we speak about cows eating beer bottles. That is certainly true. When a bottle is picked up in a baler and crushed into small pieces or picked up in the

field chopper which we use and that is chopped up in small pieces and these small pieces of glass go into the cow's crib along with the roughage we are feeding them and especially with dry hay, the leaves and blossoms that fall from this roughage into the crib, it is the most delicate portion of his feed. The cows eat it and they will lap the crib and pick it up. We not only have glass trouble but we have so-called hardware, nails and different small pieces of metal. Now, after this, I am saying this for the members of this House whom I believe do not know some of these things, after this material goes into the cow's stomach, it goes into the first stomach, so-called, and there is no way for it to get out. All the food the cow eats, she swallows it for the first time and then it returns to the mouth and is re-chewed and any of this material that is once lodged in the stomach there is no way for it to get out unless it goes through the stomach. And we have very serious losses in our livestock industry and in farm material and very much of this is glass. Whether they are returnable or non-returnable, I would not be able to say but I have seen a good many people picking bottles out of our roadside as has been brought out here and they pick up a very small portion of them and they leave the most of them and I would assume if they were doing it for profit, they would leave those that they could not sell.

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

Mr. FULLER: Mr. Speaker and Members of the House: It seems to me that we have been stuck long enough with beer bottles, both returnable and non-returnable, and I move the previous question.

The SPEAKER pro tem: The gentleman from South Portland, Mr. Fuller, moves the previous question. In order for the Chair to entertain the motion for the previous question, it requires the consent of one-third of the members present.

All those in favor of the Chair entertaining the motion for the previous question will kindly rise and remain standing in their places un-

til the monitors have made and returned the count.

A sufficient number arose.

The SPEAKER pro tem: Obviously more than one-third of the members present having arisen, the motion for the previous question is entertained.

The question now before the House is: Shall the main question be put now? The motion is debatable, each member being allowed to speak no more than five minutes.

All those in favor will signify by saying aye; those opposed, no.

A viva voce vote being taken, the motion prevailed.

The SPEAKER pro tem: The Chair recognizes the gentleman from North Haven, Mr. Baird. For what purpose does the gentleman rise?

Mr. BAIRD: Mr. Speaker, is a motion to table in order?

The SPEAKER pro tem: The Chair will state that it is not at this time. With the main question ordered put, a motion to table is not in order.

The question before the House is on the motion of the gentleman from Fairfield, Mr. Osborne, that the Minority "Ought to pass" Report on Bill "An Act relating to Sale of Malt Liquor in Nonreturnable Glass Containers", House Paper 374, Legislative Document 409, be accepted and the same gentleman has requested a division vote.

The Chair recognizes the gentleman from North Haven, Mr. Baird. For what purpose does the gentleman rise?

Mr. BAIRD: Mr. Speaker, is it in order to make the motion to table now?

The SPEAKER pro tem: The Chair will state that it is not in order to make a motion to table now.

As many as are in favor of the acceptance of the Minority "Ought to pass" Report will kindly rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Seventy-five having voted in the affirmative and twenty-six having voted in the negative, the motion prevailed and the Minority "Ought to pass" Report was accepted.

Thereupon, the Bill was given its two several readings and assigned for third reading the next legislative day.

The SPEAKER pro tem: The Chair recognizes the gentleman from Fairfield, Mr. Osborne. For what purpose does the gentleman rise?

Mr. OSBORNE: Mr. Speaker, to inquire if out of order and under suspension of the rules the third reading would be in order at this time and then the bill would be non-returnable because it would be sent to the Senate.

The SPEAKER pro tem: The gentleman must first move that the House reconsider the assignment for the next legislative day for third reading.

Mr. OSBORNE: Mr. Speaker, I move that we reconsider our assignment of the time for the third reading.

The SPEAKER pro tem: The gentleman from Fairfield, Mr. Osborne, moves that the House reconsider its action whereby the Bill was assigned for third reading the next legislative day.

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

A viva voce vote being taken, the motion prevailed.

The SPEAKER pro tem: The Chair recognizes the gentleman from Fairfield, Mr. Osborne.

Mr. OSBORNE: Mr. Speaker, out of order and under suspension of the rules, I now move the third reading on this bill.

The SPEAKER pro tem: The gentleman from Fairfield, Mr. Osborne, moves that the Bill be given its third reading under suspension of the rules.

The Chair recognizes the gentleman from North Haven, Mr. Baird. For what purpose does the gentleman rise?

Mr. BAIRD: Mr. Speaker, I did want to make a motion to table this because there are several people who are interested in this matter that are not here. If it is in order now, I would like to move that this matter be tabled.

The SPEAKER pro tem: The Chair will state that under a motion to suspend the rules, a motion to table is not in order.

The question before the House is on the motion of the gentleman from Fairfield, Mr. Osborne, that Bill "An Act relating to Sale of Malt Liquor", Document 409, be given its third reading at this time under suspension of the rules. Is this the pleasure of the House?

The motion prevailed and the Bill was given its third reading under suspension of the rules.

The SPEAKER pro tem: The Chair recognizes the gentleman from North Haven, Mr. Baird.

Mr. BAIRD: Mr. Speaker, I am sorry to be such a nuisance this morning, but I really would like to table this bill and I so move. (Laughter)

The SPEAKER pro tem: The gentleman from North Haven, Mr. Baird, moves that this Bill be placed on the table pending passage to be engrossed. Is this the pleasure of the House?

All those in favor will signify by saying aye; those opposed, no.

A viva voce vote being doubted,

A division of the House was had.

Thirty-five having voted in the affirmative and sixty-four having voted in the negative, the motion did not prevail.

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

Divided Report Tabled

Majority Report of the Committee on Transportation reporting "Ought not to pass" on Bill "An Act relating to the Issuance of Operator's Licenses from Date of Birth with Notification" (H. P. 30) (L. D. 40) which was recommitted.

Report was signed by the following members:

Messrs. COLE of Waldo
HALL of York
WYMAN of Washington
— of the Senate.

Messrs. TOTMAN of Bangor
JACQUES of Lewiston
MADORE of Van Buren
— of the House.

Minority Report of same Committee on same Bill reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was signed by the following members:

Messrs. FINEMORE of Bridgewater
PALMETER of
Meddybemps
ALLEN of Chelsea
— of the House.

Reports were read.

The SPEAKER pro tem: The Chair recognizes the gentleman from Portland, Mr. Childs.

Mr. CHILDS: Mr. Speaker, I would like to inquire from the Clerk if this is the bill that was proposed by the gentleman from Greenville, Mr. Anderson.

The SPEAKER pro tem: The Chair will state that it is.

Mr. CHILDS: Mr. Speaker, at this time, I understand that the gentleman from Greenville, Mr. Anderson, is back in the hospital for a check up and I move that this matter lie on the table.

The SPEAKER pro tem: The gentleman from Portland, Mr. Childs, moves that the two Reports and Bill lie on the table pending acceptance of either Report and be unassigned. Is this the pleasure of the House?

The motion prevailed and the two Reports and Bill were so tabled.

Passed to Be Engrossed

Bill "An Act relating to Deductions from Municipal Employees' Salaries by Town Treasurers" (S. P. 532) (L. D. 1446)

Bill "An Act relating to General-Purpose Educational Aid" (H. P. 645) (L. D. 722)

Bill "An Act Increasing Salaries of County Officials of Sagadahoc County" (H. P. 802) (L. D. 876)

Bill "An Act relative to the Salary of the Judge and the Recorder and Clerk Hire of the Brunswick Municipal Court" (H. P. 1206) (L. D. 1475)

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

Third Reader Tabled Until Later in Today's Session

Bill "An Act relating to School Age in Public Schools" (H. P. 1207) (L. D. 1476)

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

(On motion of Mr. Evans of Cornish, tabled pending third reading and later today assigned.)

Resolve Proposing an Amendment to the Constitution to Provide for a Bonus to Maine Veterans of World War II and the Korean Campaign (H. P. 1144) (L. D. 1341)

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

Amended Bills Third Reader Tabled and Assigned

Bill "An Act relating to Interstate Water Pollution Control" (S. P. 450) (L. D. 1242)

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

The SPEAKER pro tem: The Chair recognizes the gentleman from Eastport, Mr. Lamb.

Mr. LAMB: Mr. Speaker, speaking on behalf of the Committee on Natural Resources, I would like to request the privilege of tabling this until Tuesday until another amendment which the committee thought had been presented can be reproduced and distributed to the members' desks.

The SPEAKER pro tem: The Chair would inquire if the gentleman would set a date on the tabling?

Mr. LAMB: Mr. Speaker, Tuesday, April 26.

The SPEAKER pro tem: The gentleman from Eastport, Mr. Lamb, moves that the Bill be tabled pending third reading and be specially assigned for Tuesday, April 26. Is this the pleasure of the House?

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

Bill "An Act to Clarify Laws Relating to Bang's Disease" (H. P. 286) (L. D. 299)

Bill "An Act relating to Evidence of Intoxication" (H. P. 987) (L. D. 1135)

Bill "An Act Amending the Charter of the Rumford Falls Municipal Court and Changing Its Name" (H. P. 1044) (L. D. 1219)

Bill "An Act to Amend the Charter of the City of Bath" (H. P. 1045) (L. D. 1220)

Bill "An Act relating to Rules and Blanks of the Courts of Probate" (H. P. 1122) (L. D. 1320)

Bill "An Act to Increase the Salary of the Register of Deeds of Somerset County" (H. P. 1168) (L. D. 1403)

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.

Bill "An Act to Create the Department of Development of Industry and Commerce" (H. P. 1196) (L. D. 1465)

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

The SPEAKER pro tem: The Chair recognizes the gentleman from Rumford, Miss Cormier.

Miss CORMIER: Mr. Speaker, at this time I would offer House Amendment "C" and move its adoption. This amendment is merely to take away the emergency preamble to the bill. The original bill, a compromise bill, did not have this emergency preamble and should the bill pass it would take ninety days from the time that the bill is passed until it becomes in effect for them to set up the new department. For that reason, I am proposing this amendment and move its adoption.

The SPEAKER pro tem: The gentleman from Rumford, Miss Cormier, offers House Amendment "C" and moves its adoption. The Clerk will read House Amendment "C".

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

HOUSE AMENDMENT "C" to H. P. 1196, L. D. 1465, Bill "An Act to Create the Department of Development of Industry and Commerce."

Amend said Bill by striking out all of the Emergency Preamble.

Amend said Bill by striking out all of the Emergency Clause at the end.

House Amendment "C" was adopted.

The SPEAKER pro tem: The Chair recognizes the gentleman from West Gardiner, Mr. Martin. For what purpose does the gentleman rise?

Mr. MARTIN: Mr. Speaker, I arise for the privilege of tabling this bill at this time in view of the important amendment which has just been made with assignment to Wednesday next.

The SPEAKER pro tem: The gentleman from West Gardiner, Mr. Martin, moves that the Bill with accompanying papers be tabled pending third reading and be specially assigned for Wednesday next, April 27.

The Chair recognizes the gentleman from Rumford, Miss Cormier.

Miss CORMIER: Mr. Speaker, I hope that the House will not go along —

The SPEAKER pro tem: The Chair will state that the gentleman is out of order.

The Chair recognizes the gentleman from Portland, Mr. Childs. For what purpose does the gentleman rise?

Mr. CHILDS: Mr. Speaker, I rise for the purpose of requesting a division on the tabling motion.

The SPEAKER pro tem: The question before the House is on the motion of the gentleman from West Gardiner, Mr. Martin, that Bill "An Act to Create the Department of Development of Industry and Commerce", House Paper 1196, Legislative Document 1465, lie on the table pending third reading and be specially assigned for Wednesday, April 27.

The gentleman from Portland, Mr. Childs, has requested a division.

As many as are in favor of the motion to table will kindly rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Twenty-five having voted in the affirmative and fifty-seven having voted in the negative, the motion to table did not prevail.

Thereupon, the Bill was given its third reading, passed to be engrossed as amended by House Amendments "A", "B" and "C" and sent to the Senate.

Bill "An Act to Authorize the Issuance of Bonds in the Amount of Twenty Million Dollars for Bonus to Maine Veterans of World War

II and the Korean Campaign" (H. P. 1143) (L. D. 1340)

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

The SPEAKER pro tem: The Clerk will read Committee Amendment "A", which was not adopted yesterday.

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

COMMITTEE AMENDMENT "A" to H. P. 1143, L. D. 1340, Bill, "An Act to Authorize Issuance of Bonds in the Amount of Twenty Million Dollars for Bonus to Maine Veterans of World War II and Korean Campaign."

Amend said Bill by striking out Section 4 thereof and inserting in place thereof the following:

'Sec. 4. Veterans of World War II and Korean campaign entitled to a bonus. In order to promote the spirit of patriotism and loyalty, in testimony of the gratitude of the State of Maine, and in recognition of the splendid services of Maine men and women in World War II and the Korean campaign, every veteran, as hereinafter defined, shall be entitled to receive from the State of Maine, from a fund hereinafter created and called "The Veterans' Bonus Fund," a bonus in sums as follows:

I. One hundred dollars to each veteran who performed active service for more than 6 months but less than 1 year, but served no part thereof in Alaska or in any place outside the continental limits of the United States;

II. One hundred Fifty dollars to each veteran who performed active service for more than 1 year, but served no part thereof in Alaska or in any place outside the continental limits of the United States;

III. Two hundred dollars to each veteran who performed active service outside the continental limits of the United States or in Alaska.'

Committee Amendment "A" was then adopted.

Thereupon, the Bill was given its third reading, passed to be engrossed as amended by Committee Amendment "A" and sent to the Senate.

Passed to Be Enacted

An Act relating to Fraudulent Practices in Operation of Motor

Vehicles for Profit (S. P. 111) (L. D. 272)

An Act relating to Jurisdiction of Cases of Forcible Entry and Detainer of Recorders of Municipal Courts (S. P. 220) (L. D. 561)

An Act relating to Organization of Certain Corporations Without Capital Stock (S. P. 482) (L. D. 1351)

An Act relating to the Teaching of the Industrial and Natural Resources of Maine (S. P. 536) (L. D. 1462)

An Act Providing for Rental of Caribou Municipal Court and Presque Isle Municipal Court (S. P. 538) (L. D. 1464)

An Act relating to Real Estate Brokers and Salesmen (H. P. 179) (L. D. 186)

An Act to Incorporate the New Gloucester Water District (H. P. 930) (L. D. 1059)

An Act relating to Additional Contributions by Employers Under Employment Security Law (H. P. 963) (L. D. 1089)

An Act relating to the Hunting of Wild Turkeys (H. P. 1104) (L. D. 1295)

An Act Creating the Eagle Lake Water and Sewer District (H. P. 1111) (L. D. 1302)

An Act relating to Advice of Public Utilities Commission to Towns Concerning Water and Sewerage Systems (H. P. 1197) (L. D. 1466)

Finally Passed

Resolve in favor of A. Edwin Madden of Gardiner (S. P. 294) (L. D. 1442)

Resolve Requesting Judicial Council to Study Certain Problems (S. P. 298) (L. D. 806)

Resolve Closing Little Jim Pond, in Franklin and Somerset Counties to Fishing Except Fly Fishing (H. P. 260) (L. D. 244)

Resolve Regulating Ice Fishing for Trout in St. Croix Lake, Aroostook County (H. P. 661) (L. D. 737)

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

The SPEAKER pro tem: The Chair will inquire if any member has any comments or tabling motion to make on any one of Items 2 through 16.

The Chair hears none.

Thereupon, the Bills were passed to be enacted, Resolves finally

passed, all signed by the Speaker and sent to the Senate.

Orders of the Day

The SPEAKER pro tem: The Chair lays before the House the first item of unfinished business, Bill "An Act relating to Fees for Motor Vehicle Inspections", Senate Paper 235, Legislative Document 571, tabled on April 19 by the gentleman from Bowdoinham, Mr. Curtis, pending the motion of the gentleman from Bangor, Mr. Totman, to indefinitely postpone House Amendment "D".

The Chair recognizes the gentleman from Bowdoinham, Mr. Curtis.

Mr. CURTIS: Mr. Speaker and Ladies and Gentlemen of the House: I have made considerable inquiry and research on this since I tabled it and I am willing to go along with the motion of the gentleman from Bangor, Mr. Totman, to indefinitely postpone and then I think there will be other gentlemen who are interested and who will probably want to do something about it from there on.

The SPEAKER pro tem: The question before the House is on the motion of the gentleman from Bangor, Mr. Totman, that House Amendment "D" be indefinitely postponed. Is this the pleasure of the House?

The motion prevailed and House Amendment "D" was indefinitely postponed.

Thereupon, Mr. Childs of Portland offered House Amendment "E" and moved its adoption.

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

HOUSE AMENDMENT "E" to S. P. 235, L. D. 571, Bill "An Act relating to Fees for Motor Vehicle Inspections."

Amend said Bill by striking out the underlined amount "\$1" in the 3rd line from the end and inserting in place thereof the underlined amount '75c'

House Amendment "E" was adopted.

The SPEAKER pro tem: The Chair recognizes the gentleman from Portland, Mr. Charles.

Mr. CHARLES: Mr. Speaker, will you please have the Clerk read Amendment "C". Some of us have lost our amendments in the shuffle-

up in the pile here and I would like to review that.

The SPEAKER pro tem: Did the gentleman say Amendment "C"? The last amendment adopted was House Amendment "E".

Will the Clerk please read House Amendment "E".

House Amendment "E" was again read by the Clerk.

The SPEAKER pro tem: The Chair recognizes the gentleman from Fairfield, Mr. Osborne. For what purpose does the gentleman rise?

Mr. OSBORNE: Mr. Speaker, I would like to point out merely that this does away with the State Police inspection that was called for under Amendment "D" and reduces the price of the original bill.

The SPEAKER pro tem: The Chair recognizes the gentleman from Cornish, Mr. Evans.

Mr. EVANS: Mr. Speaker, I would like to move indefinite postponement of L. D. 571 and any accompanying papers.

The SPEAKER pro tem: The gentleman from Cornish, Mr. Evans, moves that Bill "An Act relating to Fees for Motor Vehicle Inspections," Senate Paper 235, Legislative Document 571, be indefinitely postponed in non-concurrence.

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

Mr. FINEMORE: Mr. Speaker and Members of the House: I stayed away from this bill but I do not want to see indefinite postponement of the whole bill. I did have an amendment prepared that would cut this fee back to the original 50 cents and leave it as it was but with House Amendment "E" this is impossible. But I will tell you, ladies and gentlemen of the House, that there is a lot of good in this bill and a lot of corrections that we should leave in there. For example, in these small towns it has been almost impossible after two or three months after the inspection month, I should say, to get a sticker because they had used up their stickers and the smaller inspection stations have not felt like ordering any more. In this Bill, L. D. 571, there is a paragraph, I believe it is the third paragraph, it says: "Each of-

ficial inspection station shall stock a sufficient number of stickers to meet their demands at all times." In the past, that has not been true. Then again, there have been some errors in returning stickers to the Secretary of State, the ones that they had left on hand. I do not believe that any inspection station having forty-five or fifty stickers left that they had paid five cents each for that they should be forced to throw them away.

And then again, there are some other things in this bill that have changed the moving from the garage storage to the place of inspection under their own power and you will note that there have been some other ones: "It shall be unlawful for any person to operate upon the highway any motor vehicle which has not been inspected and which does not bear a certificate, as provided for in this section." The reason that has been deleted is that they have now had a ruling where you may get a permit from a State Police, any State Police, to move a vehicle to a station for inspection and that is under its own power.

We of the Committee felt in putting this out, I am speaking now as a member of the Transportation Committee, we of that Committee felt that we should put this bill out in all fairness to the other representatives in the form it was written. That is under Section 47 in regard to fees. That is one dollar for each car inspected. We felt that maybe this was too much, in fact, we did not agree on the amount but we thought it was much better for the members of the House to discuss it and I believe now with all this discussion having taken place that it should be put back to the original 50 cents and save the bill. I know a motion is not in order, but I will say that I hope the motion for indefinite postponement of the whole bill does not prevail.

The SPEAKER pro tem: The Chair recognizes the gentleman from Bowdoinham, Mr. Curtis.

Mr. CURTIS: Mr. Speaker and Ladies and Gentlemen of the House: I would like to go along with my friend, the gentleman from Bridgewater (Mr. Finemore) because I think there are many good things

in this bill and I was opposed to the bill on account of the raise in fee but I do not know just how many know how these stickers are. The small garages and all garages have to pay a nickel apiece for these stickers and within thirty days after the last of May or the last of October or April, whatever the dates are of the inspection, they can send them back and get refunds. And, of course, naturally, they do it. Under this bill, they could hold the stickers and they do not have to send them back until the end of the year, or until after the second month of inspection in the fall. And in that way they can keep them on hand at all times and then there is no excuse for anyone not having a sticker. I think there are very good provisions in this bill and for that reason I hope that the motion does not prevail. I go along with the amendment to put it back to the 50 cents.

The SPEAKER pro tem: The Chair recognizes the gentleman from Cornish, Mr. Evans.

Mr. EVANS: Mr. Speaker, I have been inspecting cars for about fifteen or twenty years and I may not be as well informed as the gentleman from Bowdoinham, Mr. Curtis, but on the return of stickers, for instance, we have the privilege of sending those stickers back after the new stickers are issued at the first of the inspection period. We have that whole month to return them to the Secretary of State and our money is refunded. In other words, we have sufficient stickers on hand for the summer and when the fall inspection comes, we have that month after the new ones are issued to return the old ones.

I can not see anything in that that is any great addition. If there is anything else in the bill that should be covered, I would go along with the gentleman from Bridgewater, Mr. Finemore, and postpone this a little bit so we could get together and if there is any improvement in the bill I would withdraw my motion to indefinitely postpone and table this until the next legislative day in order that we might get together.

The SPEAKER pro tem: Does the gentleman from Cornish, Mr. Evans, wish to withdraw his motion

and table or he can leave his motion as it is and still table.

Mr. EVANS: That will be all right, Mr. Speaker. I will leave it as is and table.

The SPEAKER pro tem: The gentleman from Cornish, Mr. Evans, moves that Bill "An Act relating to Fees for Motor Vehicle Inspections", Senate Paper 235, Legislative Document 571, be tabled —

Did the gentleman set a date until the next legislative day?

Mr. EVANS: Until the next legislative day, Mr. Speaker.

The SPEAKER pro tem: The gentleman from Cornish, Mr. Evans, moves that the Bill be tabled pending his motion that the Bill and accompanying papers be indefinitely postponed and be specially assigned for Tuesday, April 26. Is this the pleasure of the House?

The motion prevailed and the Bill with accompanying papers was so tabled and assigned.

At this point Speaker Trafton returned to the rostrum.

Thereupon, the Sergeant-at-Arms conducted the gentleman from Bath, Mr. Ross, to his seat on the floor, amid the applause of the House, and Speaker Trafton resumed the Chair.

The SPEAKER: The Chair would like to thank the gentleman from Bath, Mr. Ross, for so expeditiously handling the proceedings this morning.

(Off Record Remarks by the Speaker)

The SPEAKER: The Chair recognizes the gentleman from Fairfield, Mr. Osborne, For what purpose does the gentleman rise?

Thereupon, Mr. Osborne was granted unanimous consent to address the House.

Mr. OSBORNE: Mr. Speaker, I would first like to thank the House for their very generous support earlier today and I would like to inquire through the Chair if the Clerk has in his possession H. P. 374, L. D. 409, Bill "An Act relating to Sale of Malt Liquor in Nonreturnable Glass Containers"?

The SPEAKER: The Chair will state that the paper is still in possession of the House.

Mr. OSBORNE: Mr. Speaker, I would now move that this document L. D. 409, be sent forthwith to the Senate to avoid any misunderstanding.

The SPEAKER: The Chair would state that the other branch is no longer in session, and that such a move precludes the possibility of reconsideration of the bill on the next legislative day. The gentleman could, if he chose, move reconsideration at this time which would have the same effect as what the gentleman is trying to do.

Mr. OSBORNE: Mr. Speaker, I move reconsideration and hope that you will all vote against me.

The SPEAKER: The gentleman from Fairfield, Mr. Osborne, moves that the House reconsider its action whereby it passed to be engrossed Bill "An Act relating to Sale of Malt Liquor in Nonreturnable Glass Containers", House Paper 374, Legislative Document 409.

The Chair would explain that if the motion for reconsideration does not prevail today, it would be impossible for the House to reconsider its action again Tuesday, except under suspension of the rules.

Is it the pleasure of the House that the House reconsider its action whereby earlier this morning it passed to be engrossed Bill "An Act relating to Sale of Malt Liquor in Nonreturnable Glass Containers"?

All those in favor will indicate by saying aye; those opposed, no.

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

The SPEAKER: The Chair lays before the House the second item of unfinished business, House Report, "Ought not to pass" of the Committee on Highways on Bill "An Act relating to the Relocation of Water Pipes in State and State Aid Highways", House Paper 377, Legislative Document 985, tabled on April 7 by the gentleman from Topsham, Mr. Jack, pending acceptance and the Chair recognizes that gentleman.

Mr. JACK: Mr. Speaker and Members of the House: I know I tabled this once before for a critical bill which concerns us quite a lot which will be through some time

this week. I would very much like to have the opportunity of retabbling this unassigned at this time.

The SPEAKER: The gentleman from Topsham, Mr. Jack, moves that the second item of unfinished business be retabbed pending acceptance of the Committee Report and be unassigned. Is this the pleasure of the House?

The motion prevailed and the Report and Bill were so tabled.

The SPEAKER: The Chair lays before the House the third item of unfinished business, House Report "Ought not to pass" of the Committee on Retirements and Pensions on Resolve in favor of George A. Bragdon of Lincoln, House Paper 157, tabled on April 7 by the gentleman from South Portland, Mr. Fuller, pending acceptance and the Chair recognizes that gentleman.

Mr. FULLER: Mr. Speaker, I move that the Resolve be substituted for the Report.

The SPEAKER: The gentleman from South Portland, Mr. Fuller, moves that the Resolve be substituted for the Report. Is this the pleasure of the House?

The Chair recognizes the gentleman from Augusta, Mr. Albert.

Mr. ALBERT: Mr. Speaker, this resolve would be one of the well-known raids on the Retirement Fund, totalling \$690 from the fund. The individual in question would only have to pay \$90. The committee this year after recommendations of the interim committee on Retirements and Pensions has taken the position that raids on the Retirement Fund should no longer be tolerated. If we allow this one to be substituted for the report, in all fairness we should have allowed a dozen or so others, which were indefinitely postponed earlier in this House. I feel that the only thing to do with this one is to treat it like we have the others and I move the indefinite postponement of the resolve.

The SPEAKER: The gentleman from Augusta, Mr. Albert, moves that the Report and Resolve be indefinitely postponed.

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

Mr. FULLER: Mr. Speaker and Members of the House: This is not a welfare problem and this resolve is not asking for any increase in state pension. All this gentleman is asking for is credit for one year of teaching which was done at Hebron Academy before Hebron Academy was a member of the Maine Teachers Retirement Association. If this same gentleman were teaching at Hebron Academy or any other of our private institutions today, he would receive credit by paying five per cent of his salary, which he is perfectly willing to do in this particular case.

We have before in this Legislature, since I have been a member, allowed five to ten years and even as high as twenty-two years of creditable service from Hebron Academy and I do not think it is fair to refuse this gentleman one year. They say that this is a raid on the retirement phase of it. I can not see how one year is very much of a raid on the retirement phase of it when we have allowed as high as twenty-two years without the recipient paying in a single red cent.

Whether or not this resolve is deserving, I am going to leave it up to the good judgment and fairness of this House. This gentleman in question has had twenty-nine years of teaching service. And if he could have credit for this one year at Hebron Academy and I repeat one year would give him his thirty years and he would be eligible for retirement. This winter he has had a very serious operation and as far as I know he has no intention of quitting his profession, but we never know when our health is going back on us and at this present time his health is none too good. As I said before, whether this resolve deserves favorable consideration I am going to leave up to the good judgment of the members of this House.

I hope that the motion of the gentleman from Augusta (Mr. Albert) does not prevail.

The SPEAKER: The Chair recognizes the gentleman from Warren, Mr. McCluskey.

Mr. McCLUSKEY: Mr. Speaker and Members of the House: I think we should go along with the committee. We all had resolves thrown

out. They have given them all most careful study. I know on my resolves they did and they threw them out. If we open this one up, we open everything up. I hope we go along with the gentleman from Augusta, Mr. Albert.

The SPEAKER: The Chair recognizes the gentleman from Bridgton, Mr. Haughn.

Mr. HAUGHN: Mr. Speaker, it appears to me that a lot of you people have been misinformed on certain resolves. There was a question in mind during the last Legislature whereas a certain group of academies who served the public teaching needs was passed through the House and this being a borderline case, I have one of a similar nature myself, and the gentleman from South Portland, Mr. Fuller, is very correct in his statements. We have exhausted every means and looked up every rule and regulation or law there is. I have been through the committee myself, twice, with the same resolve which is now unassigned. I will say this: That the particular academy which he refers to plus the one which I refer to were shut off on a borderline case and they are only seeking to be allowed the time. They are not seeking a pension at this time. Therefore, they are withdrawing no money at this time from your Retirement Fund. And even the gentleman in question on the Retirement Board, he, himself, states that there is a question in his mind as to why it was shut off at this certain bracket. And I believe that it is time for the Retirement System on these academies who do public teaching and to which the State gives subsidies in these small communities, that they should be allowed to do public teaching and receive state subsidies and still not come under the Retirement System because they do not quite meet the standards. In other words, they are borderline cases. At this time, I hope the motion of the gentleman from South Portland, Mr. Fuller, prevails.

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

Mr. CURTIS: Mr. Speaker and Ladies and Gentlemen of the House: I too had a bill in something similar

to this but when I started to make a study of the Retirement System, I got so confused I did not know where I was going and I do not know now, nothing about it. It is so confused and it is so upset, but these are some of the things I did find out. I find that there are teachers today drawing \$1,000 pension that never paid a cent in to this fund and if they are not raiding it I wonder who is. Now, that is no fault of the teacher; it is due to some fault of the setup and I have not been able to figure out just what it is all about.

Another thing I did find out is that a great many teachers who are drawing pensions draw them without paying in scarcely any because of the setup of the law and that is not saying that that is true of Social Security when they first start. Now that may be all right.

Now this is a question of a man who has taught twenty-nine years and only needs another year to make him eligible to receive his retirement pension, and I think it would be only fair and equitable to go along with it inasmuch as no one is trying to raid the treasury. It would be the last thing that I know my friend, the gentleman from South Portland (Mr. Fuller) would want and it is the last thing that I would want to do, but it is being raided because of the law that has been passed previously to the tune of \$1,000 per person and I can furnish the names of those persons.

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

Mr. CHARLES: Mr. Speaker and Members of the House: I do not want to influence anybody on this question because I am a graduate of Hebron Academy but while I was attending the Academy I remember very clearly that this was a public school for the students in the town of Hebron. Being such, there was no other school in the area and these children in this particular town were given their high school education in Hebron Academy without charge. I hope that the gentleman from South Portland (Mr. Fuller) will exemplify that question because I am not very sure that such technicalities are correct but

it has been given me that the impression is correct. Therefore, being as such and being a public school, I see no reason why at least one year credit could not be given in behalf of this client. If that is correct, I would move that the question of the gentleman from South Portland (Mr. Fuller) prevails.

Mr. SPEAKER: The Chair recognizes the gentleman from Bridgton, Mr. Haughn.

Mr. HAUGHN: Mr. Speaker, I would like to elaborate a little on the statement made by the gentleman from Portland, Mr. Charles. I refer to my own town of Bridgton where we have a high school and we have an academy. In our particular high school it serves the needs of my own particular town but we have seven surrounding towns which have no high school facilities. Therefore, they have to attend either Bridgton Academy or some other academy at Fryeburg or somewhere within the vicinity for which the towns from which they come pay the burden of their expenses for education. Part of that money is from State subsidies to the schools for educating the students. Therefore, the teacher who teaches there is doing, as I said before, public school teaching but receives no credit because the academies do not receive sufficient state funds for the academy itself. Well, you combine the total towns they serve and the amount of money they receive, I believe that they should come within the category the same as what was passed in the last Legislature where they put six in the category and there were only four remaining in the State of Maine which do not suit that purpose but they are still performing public school teaching services. Therefore, I still hope that that motion prevails.

The SPEAKER: The question before the House is on the motion of the gentleman from Augusta, Mr. Albert, that the Report and Resolve in favor of George A. Bragdon of Lincoln, House Paper 157, be indefinitely postponed.

As many as are in favor of the indefinite postponement of the Report and Resolve will kindly rise and remain standing in their places

until the monitors have made and returned the count.

A division of the House was had.

Ten having voted in the affirmative and sixty-two having voted in the negative, the motion did not prevail.

The SPEAKER: The question before the House is on the motion of the gentleman from South Portland, Mr. Fuller, that Resolve in favor of George A. Bragdon of Lincoln, House Paper 157, be substituted for the "Ought not to pass" Report of the Committee. Is this the pleasure of the House?

The motion prevailed.

The Resolve was then given its first reading under suspension of the rules and assigned for second reading the next legislative day.

The SPEAKER: The Chair recognizes the gentleman from Bingham, Mr. Shaw. For what purpose does the gentleman rise?

Mr. SHAW: Mr. Speaker, to speak on this last action taken in regard to Item 3 on today's House Calendar of Unfinished Business.

The SPEAKER: The Chair will inquire if the gentleman wishes unanimous consent to address the House?

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

The SPEAKER: The gentleman from Bingham, Mr. Shaw, requests unanimous consent to address the House. Does the Chair hear objection? The Chair hears none and the gentleman may proceed.

Mr. SHAW: Mr. Speaker and Members of the House: I am a little concerned as to the action taken in regard to this particular resolve as I am a member of the Retirements and Pensions Committee and certainly we have established a precedent as far as our activities are concerned in regard to such resolves as this.

Now, as to the statement of the gentleman from Bowdoinham, Mr. Curtis, he mentioned that there are teachers now drawing \$1,000 a year that never paid a cent in and I think that that statement alone should indicate to you that it was necessary for that committee to establish some sort of action in regard to the raids on this fund and

I would now ask that this matter be tabled unassigned.

The SPEAKER: The Chair lays before the House the fourth item—

Mr. SHAW (of Bingham): Mr. Speaker, is the tabling motion out of order?

The SPEAKER: The Chair will state the matter has been specially assigned for the next legislative day and that the matter is not before the House and the tabling motion is out of order.

A motion for reconsideration is in order if the gentleman wishes to make it.

The SPEAKER: The Chair lays before the House the fourth item of unfinished business, House Report "Ought not to pass" of the Committee on Transportation on Bill "An Act Providing for Permits to Operate Vehicles on Part of Route 16 with Extra Weight When Loaded with Pulpwood, Logs or Bolts", House Paper 725, Legislative Document 789, tabled on April 7 by the gentleman from Hanover, Mr. Ferguson, pending acceptance and the Chair recognizes that gentleman.

Mr. FERGUSON: Mr. Speaker and Members of the House: I thought I had set this far enough ahead so that we would have a report on another tolerance bill that is coming before us. In fact, it is in the Senate today and I would request permission to table this unassigned.

The SPEAKER: The gentleman from Hanover, Mr. Ferguson, moves that the Report and Bill lie on the table pending acceptance of the Committee Report and be unassigned. Is this the pleasure of the House?

The motion prevailed and the Report and Bill were so tabled.

The SPEAKER: The Chair lays before the House the fifth item of unfinished business, Bill "An Act relating to Weekly Benefit for Partial Unemployment Under Employment Security Law", House Paper 995, Legislative Document 1143, tabled on April 12 by the gentleman from Hanover, Mr. Ferguson, pending first reading and the Chair recognizes that gentleman.

Mr. FERGUSON: Mr. Speaker, I now move that we accept the "Ought to pass" report of the committee.

The SPEAKER: The Chair will state that the report has been accepted.

Thereupon, on motion of Mr. Ferguson of Hanover, the Bill was given its two several readings.

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

COMMITTEE AMENDMENT "A" to H. P. 995, L. D. 1143, Bill "An Act relating to Weekly Benefit for Partial Unemployment Under Employment Security Law."

Amend said Bill by inserting before the Enacting Clause the following Emergency Preamble:

'Emergency preamble. Whereas, economic insecurity due to unemployment is a serious menace to the health, welfare and morals of the people of the State of Maine; and

Whereas, involuntary unemployment is a subject of general interest and concern; and

Whereas, it is vitally necessary that the following legislation be effective April 1, 1955 to lighten the burden which falls so heavily upon the unemployed worker and his family; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,'

Further amend said Bill by striking out the underlined figure "\$3" in the 3rd line from the end and inserting in place thereof the underlined figure '\$5'

Further amend said Bill by inserting after the underlined word "shall" in the next to last line the underlined word 'not'

Further amend said Bill by adding at the end thereof the following Emergency Clause:

'Emergency clause. In view of the emergency cited in the preamble, this act shall take effect when approved.'

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

The SPEAKER: The Chair lays before the House the sixth item of unfinished business, House Report "Ought not to pass" of the Committee on Business Legislation on Bill "An Act Defining and Regulating the Collection Agency Business and the Budget Planning Business", House Paper 1157, Legislative Document 1375, tabled on April 13 by the gentleman from Bangor, Mr. Browne, pending acceptance and the Chair recognizes that gentleman.

Mr. BROWNE: Mr. Speaker, I now beg your indulgence to again place this upon the table until Tuesday next.

The SPEAKER: The gentleman from Bangor, Mr. Browne, moves that the Report and Bill be retabled pending acceptance of the Committee Report and be specially assigned for Tuesday, April 26. Is this the pleasure of the House?

The motion prevailed and the Report and Bill were so tabled and assigned.

The SPEAKER: The Chair lays before the House the seventh item of unfinished business, House Divided Report, Majority "Ought not to pass" and Minority "Ought to pass" of the Committee on Judiciary on Resolve Proposing an Amendment to the Constitution Changing the Tenure of Office of Sheriffs to Four-Year Terms, House Paper 834, Legislative Document 925, tabled on April 14, by the gentleman from South Portland, Mr. Earles, pending acceptance of either report.

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

Mr. BIBBER: Mr. Speaker, due to the illness of the gentleman from South Portland, Mr. Earles, who is unable to attend today's session I move that this lie on the table and be specially assigned for next Wednesday.

The SPEAKER: The gentleman from Kennebunkport, Mr. Bibber, moves that the two Reports and Resolve be tabled pending acceptance of either report and be specially assigned for next Wednesday, April 27. Is this the pleasure of the House?

The motion prevailed and the two Reports and Resolve were so tabled and assigned.

The SPEAKER: The Chair lays before the House the eighth item of unfinished business, Bill "An Act relating to Membership on State Soil Conservation Committee", House Paper 1193, Legislative Document 1460, tabled on April 14 by the gentleman from Benton, Mr. Woodworth, pending third reading.

The Bill was then given its third reading.

Mr. Woodworth of Benton then offered House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to H. P. 1193, L. D. 1460, Bill "An Act relating to Membership on State Soil Conservation Committee."

Amend said Bill in the 4th line from the end by indicating the striking out of the word "State" by drawing a line through said word "State" and by inserting the underlined word 'Maine' immediately after said stricken out word.

House Amendment "A" was adopted and the Bill was passed to be engrossed as amended by House Amendment "A" and sent to the Senate.

The SPEAKER: The Chair will state that Items Nine through Fifteen on the Calendar of Unfinished Business are all enactors relating to incorporation of certain finance companies. If there is no objection, the Chair will take up all those matters together.

The Chair hears no objection.

Thereupon, the titles were read by the Speaker as follows:

The ninth item of unfinished business, An Act to Incorporate the "Mutual Finance Co.", House Paper 427, Legislative Document 473, tabled on April 14 by the gentlewoman from Rumford, Miss Cormier, pending passage to be enacted.

The tenth item of unfinished business, An Act to Incorporate the Equitable Loan Co., House Paper 479, Legislative Document 524, tabled on April 14 by the gentlewoman from Rumford, Miss Cormier, pending passage to be enacted.

The eleventh item of unfinished business, An Act to Incorporate the State Finance Co., House Paper 480, Legislative Document 525, tabled on

April 14 by the gentleman from Searsmont, Mr. Knight, pending passage to be enacted.

The twelfth item of unfinished business, An Act to Incorporate the Beacon Finance Company, House Paper 485, Legislative Document 530, tabled on April 14 by the gentleman from Searsmont, Mr. Knight, pending passage to be enacted.

The thirteenth item of unfinished business, An Act to Incorporate the Time Finance Corporation of Maine, House Paper 706, Legislative Document 774, tabled on April 14 by the gentleman from Searsmont, Mr. Knight, pending passage to be enacted.

The fourteenth item of unfinished business, An Act to Incorporate Auto Finance Co., House Paper 827, Legislative Document 919, tabled on April 14 by the gentleman from Searsmont, Mr. Knight, pending passage to be enacted.

The fifteenth item of unfinished business, An Act to Incorporate the "Portland Thrift Company", House Paper 828, Legislative Document 920, tabled on April 14 by the gentleman from Searsmont, Mr. Knight, pending passage to be enacted.

The SPEAKER: The Chair will inquire if any member wishes any one of the items handled separately.

The Chair recognizes the gentleman from Cornish, Mr. Evans.

Mr. EVANS: Mr. Speaker, in the absence of the gentlewoman from Rumford, Miss Cormier, I would request that they be retabled and unassigned. The two items —

The SPEAKER: The Chair would state to the gentleman that the gentlewoman from Rumford, Miss Cormier, has informed the Chair that she has no objection to these being passed to be enacted this morning.

Mr. EVANS: I withdraw my motion, Mr. Speaker.

Thereupon, the seven preceding Bills were passed to be enacted, signed by the Speaker and sent to the Senate.

The SPEAKER: The Chair lays before the House the sixteenth item of unfinished business, Bill "An Act relating to Determination of Physical Disability by Department of Education", House Paper 979, Legis-

lative Document 1127, tabled on April 15 by the gentleman from South Portland, Mr. Fuller, pending third reading.

The Bill was given its third reading.

Thereupon, Mr. Fuller of South Portland offered House Amendment "A" and moved its adoption.

The SPEAKER: While the Clerk is locating House Amendment "A", the Chair is informed that there are in the balcony of the House fourteen Cub Scouts from Boothbay Harbor, Pack 174, with Mrs. Audrey Mc-Known, Mrs. Peggy Watts, Mrs. Phyllis Butler and Mrs. Wilson Buz-zell.

On behalf of the House, the Chair extends to you Cub Scouts a hearty and cordial welcome, and hopes that this will count towards patriotism for you. (Applause)

House Amendment "A" to House Paper 979, Legislative Document 1127, was read by the Clerk as follows:

HOUSE AMENDMENT "A" to H. P. 979, L. D. 1127, Bill "An Act relating to Determination of Physical Disability by Department of Education."

Amend said Bill by striking out all of those parts designated "Sec. 202-A" and "Sec. 202-B" and inserting in place thereof the following underlined sections:

"Sec. 202-A. State Agency designated: Federal - State agreement. The State Board of Education is hereby designated as the State Agency to make determinations of disability required under Section 221 of Title II of the Federal Social Security Act as set forth in Section 106, Public Law 761, 83rd Congress, and the executive officer of the State Board of Education, subject to approval of the Governor, is hereby authorized and empowered to enter into an agreement on behalf of the State with the Secretary of Health, Education and Welfare to carry out the provisions of Title II of the Federal Social Security Act relating to the making of determinations of disability.

Sec. 202-B. Funds. The Treasurer of State is hereby authorized and directed to act as custodian of the

moneys paid by the Federal Government to the State to carry out the agreement referred to in Section 202-A and shall disburse such moneys in accordance with the direction of the State Board of Education or its designated representatives."

Further amend said Bill by striking out all of that part designated "Sec. 202-D" and inserting in place thereof the following underlined section:

"Sec. 202-D. Rules and regulations. The executive officer of the State Board of Education, subject to the approval of the State Board of Education, shall make such rules and regulations as he finds necessary or appropriate to the efficient administration of the duties imposed on the State Board of Education by the provisions of sections 202-A to 202-D, inclusive."

House Amendment "A" was then adopted and the Bill was passed to be engrossed as amended by House Amendment "A" and sent to the Senate.

The SPEAKER: The Chair lays before the House the seventeenth item of unfinished business, Bill "An Act relating to Vocational Rehabilitation", House Paper 978, Legislative Document 1126, tabled on April 15 by the gentleman from South Portland, Mr. Fuller, pending third reading.

The Bill was then given its third reading.

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

Mr. FULLER: Mr. Speaker, I move that Committee Amendment "A" be indefinitely postponed.

The SPEAKER: The Chair will state that Committee Amendment "A" has already been adopted. The Clerk will read Committee Amendment "A".

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

COMMITTEE AMENDMENT "A" to H. P. 978, L. D. 1126, Bill "An Act relating to Vocational Rehabilitation".

Amend said Bill by striking out on Page 2, under Sec. 199, in the 11th line thereof the underlined words "the blind as" and inserting

in place thereof the underlined words 'those services provided for in Chapter 25'

The SPEAKER: The Chair understands that the gentleman from South Portland, Mr. Fuller, moves that under suspension of the rules the House reconsider its action whereby on April 1, 1955, Committee Amendment "A" was adopted. Is this the pleasure of the House?

The motion prevailed.

Thereupon, on further motion of the same gentleman Committee Amendment "A" was indefinitely postponed.

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

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

HOUSE AMENDMENT "A" to H. P. 978, L. D. 1126, Bill "An Act relating to Vocational Rehabilitation."

Amend said Bill in that part designated "Sec. 199" by striking out the underlined word "Department" in the headnote and inserting in place thereof the underlined words 'State Board'

Further amend said Bill by striking out all of the 2nd paragraph of said "Sec. 199" and inserting in place thereof the following underlined paragraph:

"Pursuant to such policies, the State Board of Education is hereby designated and established as the sole State Agency to provide vocational rehabilitation services to all residents of the State under the provisions of Public Law 565, 83rd Congress, 2nd Session, except the blind as provided for under chapter 25. Subject to the approval of the State Board of Education, the executive officer of the State Board shall make such rules and regulations as he finds necessary or appropriate to efficient administration of a program of vocational rehabilitation as herein provided for, shall enter into agreements with local, State and Federal agencies providing services relating to vocational rehabilitation and shall prepare and issue a State plan of vocational rehabilitation which, under the above condition, shall be amended from time to time as appears necessary or desirable."

Further amend said Bill in the 5th line of that part designated "Sec. 200" by striking out the underlined words and punctuation "Commissioner, subject to approval of the State Board of Education", and inserting in place thereof the underlined words 'State Board of Education'

Further amend said Bill in the 2nd and 7th lines of that part designated "Sec. 201" by striking out the underlined word "Department" and inserting in place thereof the underlined words 'State Board'

Further amend said Bill in that part designated "Sec. 201" by striking out the underlined word "Unemployment" before the underlined words "Security Commission" and inserting in place thereof the underlined word 'Employment'

House Amendment "A" was adopted and the Bill as amended by House Amendment "A" was passed to be engrossed and sent to the Senate.

The SPEAKER: The Chair lays before the House the eighteenth item of unfinished business, An Act Increasing Salary of the Recorder of the South Portland Municipal Court, Senate Paper 357, Legislative Document 966, tabled on April 20 by the gentleman from Portland, Mr. Charles, pending passage to be enacted.

Thereupon, on motion on Mr. Fuller of South Portland, the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

The SPEAKER: The Chair lays before the House the nineteenth item of unfinished business, Resolve Regulating White Perch, Bass and Pickerel Fishing in Lake Anasagunticook, House Paper 741, Legislative Document 822, tabled on April 20 by the gentleman from Bangor, Mr. Totman, pending final passage.

The Resolve was then finally passed, signed by the Speaker and sent to the Senate.

The SPEAKER: The Chair lays before the House the twentieth item of unfinished business, Resolve Authorizing State Highway Commission to Study Desirability of a Bridge Across the Passagassawaukeag River, House Paper 1190, Legislative

Document 1453, tabled on April 20 by the gentleman from Bangor, Mr. Totman, pending final passage.

Thereupon, the Resolve was finally passed, signed by the Speaker and sent to the Senate.

The SPEAKER: The Chair lays before the House the twenty-first item of unfinished business, Joint Resolution Memorializing Congress to Pass Joint Resolution Designating the Fourth Saturday in August of Each Year as "Children's Day in Sports", House Paper 1203, Legislative Document 1473, tabled on April 21 by the gentleman from Portland, Mr. Charles, pending the motion of the gentleman from Portland, Mr. McGlaulin, that it be indefinitely postponed.

The Chair recognizes the gentleman from Portland, Mr. Charles.

Mr. CHARLES: Mr. Speaker, the sponsor of the Joint Resolution is present this morning and I would like to give him an opportunity to speak on it and at the same time, let me see how I want to put this,

move not to—Well, I would rather leave it to the sponsor of the bill.

The SPEAKER: The Chair might state that possibly with the hands of the clock where they are it might be more appropriate to table until Tuesday next.

Mr. CHARLES: That is satisfactory, Mr. Speaker.

The SPEAKER: The Chair understands that the gentleman from Portland, Mr. Charles, moves that this item lie on the table pending the motion of the gentleman from Portland, Mr. McGlaulin, that it be indefinitely postponed, and be specially assigned for Tuesday next, April 26. Is this the pleasure of the House?

The motion prevailed and the Joint Resolution was so tabled and assigned.

On motion of Mr. Childs of Portland,

Adjourned until Tuesday, April 26, at nine o'clock in the morning, Eastern Standard Time.