# 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 29, 1955

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

Prayer by the Rev. Mr. James W. Lenhart, D. D. of the State Street Congregational Church Portland.

The journal of the previous session was read and approved.

Mr. Bibber of Kennebunkport was granted unanimous consent to address the House.

Mr. BIBBER: Mr. Speaker and Members of the House: The Public Health Committee made a little bit of an error in the hearing on a bill and at this time, under suspension of the rules and out of order, I would like to take Item 5 on Page 7, Legislative Document 1332, a bill relating to the transfer of the T. B. Sanatoriums from the Department of Institutional Service to the Department of Health and Welfare and have it recommitted to the committee, and if my motion prevails that it be sent forthwith to the Senate.

The SPEAKER: The gentleman from Kennebunkport, Mr. Bibber, moves that a third reader this morning, Bill "An Act Transferring State Sanatoriums from Department of Institutional Service to Department of Health and Welfare", House Paper 1134, Legislative Document 1332, be taken up out of order at this time. Does the Chair hear objection?

The Chair hears none and it is so ordered.

The Bill was reported by the Committee on Bills in the Third Reading.

Thereupon, on further motion of the same gentleman, the Bill was recommitted to the Committee on Public Health and sent up for concurrence.

On further motion of the same gentleman, the Bill was ordered sent forthwith to the Senate.

#### Papers from the Senate

From the Senate:

Bill "An Act relating to Legal Obligations of the Town of Eddington School District" (S. P. 557)

Came from the Senate received by unanimous consent, given its several readings under suspension of the rules and passed to be engrossed without reference to any Committee.

In the House, the Bill was received by unanimous consent.

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

Mr. CHILDS: Mr. Speaker, this particular bill which has just been received by unanimous consent was a bill which was introduced for clarification only. A bill which was "An Act relating to Obligation of the Town of Eddington School District" has been previously heard before this Legislature and has been passed to be engrossed and signed. Somewhere along the line a sentence was left out. So therefore I move that under suspension of the rules and out of order this bill be given its first two readings.

The SPEAKER: The gentleman from Portland, Mr. Childs, moves that under suspension of the rules, this bill be given its t wo several readings at this time. Is this the pleasure of the House?

The motion prevailed and the Bill was given its two several readings.

On further motion of the same gentleman, under suspension of the rules, the Bill was given its third reading, passed to be engrossed without reference to a committee in concurrence.

#### Senate Reports of Committees Leave to Withdraw

Report of the Committee on Retirements and Rensions on Resolve Providing for State Pension for Bertrand Carrier of Auburn (S. P. 229) reporting Leave to Withdraw.

Came from the Senate read and accepted.

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

#### Ought to Pass

Report of the Committee on Appropriations and Financial Affairs

reporting "Ought to pass" on Bill "An Act relating to the Custody of State Funds" (S. P. 241) (L. D. 674)

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.

#### Ought to Pass with Committee Amendment

Report of the Committee on Business Legislation on Bill "An Act to Revise the Laws Relating to Loan and Building Associations" (S. P. 368) (L. D. 1064) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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

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

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

COMMITTEE AMENDMENT "A" to S. P. 368, L. D. 1064, Bill "An Act to Revise the Laws Relating to Loan and Building Associations."

Amend said Bill by inserting after the enacting clause thereof, the following section:

"Sec. 1. R.S., c. 59, Sec. 173, amended. The 2nd sentence of section 173 of chapter 59 of the revised statutes is hereby repealed, as follows:

'Additional loans upon the same real estate or a portion thereof may, however, be made provided any mortgage securing such loan shall contain a provision to the effect that the premises described are subject to such prior mortgage or mortgages to the mortgagee and provided further that there shall be no intervening mortgage or encumbrance other than those held by the association concerned.'

Further amend said Bill by renumbering sections 1 to 6 to read sections 2 to 7, respectively.

Further amend said Bill by adding after the underlined word "depositor" in the 4th line of section 2

thereof, the underlined words 'or shareholder'

Further amend said Bill by adding after the underlined word "depositors" in the 11th line of section 5 thereof, the underlined words 'and shareholders'

Further amend said Bill by striking out the underlined word "bank" in the 13th line of section 5 thereof and inserting in place thereof the underlined word 'association'

Further amend said Bill by striking out all of the 4th paragraph of that part designated "Sec. 181" of section 5 and inserting in place thereof the following underlined paragraph:

'Such audit may include a verification of accounts of depositors and shareholders which, if deemed adequate by the Commissioner, shall relieve him from all responsibility for such verification imposed upon him by section 182, so far as applicable to said association; and shall relieve said association of the expense of such verification by the Banking Department which might otherwise have been assessed against it under the provisions of section 2.'

Further amend said Bill by striking out the underlined word "trustees" in the 3rd line of the 5th paragraph of that part designated "Sec. 181" of section 5 and inserting in place there of the underlined word 'directors'

Further amend said Bill by adding after the underlined word "depositors" in the 6th line from the end thereof the underlined words 'or shareholders'

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

#### Divided Report Tabled

Majority Report of the Committee of Judiciary reporting "Ought not to pass" on Bill "An Act relating to Itemized Statements Filed by Legislative Counsel and Agents" (S. P. 246) (L. D. 679)

Report was signed by the following members:

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

Messrs. McGLAUFLIN of Portland NEEDHAM of Orono MacDONALD of Rumford DAVIS of Calais BROWNE of Bangor HANCOCK of York

- of the House.

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

Report was signed by the following member:

Mr. EARLES of South Portland
— of the House.

Came from the Senate indefinitely postponed.

In the House: Reports were read. (On motion of Mr. Earles of South Portland, tabled pending acceptance of either Report.)

#### Non-Concurrent Matter

Bill "An Act relating to School Age in Public Schools" (H. P. 1207) (L. D. 1476) which was passed to be engrossed as amended by House Amendment "A" in the House on April 26.

Came from the Senate with House Amendment "A" indefinitely postponed and the Bill passed to be engrossed without amendment in nonconcurrence.

In the House: On motion of Mr. Fuller of South Portland, the House voted to recede and concur with the Senate.

#### **Non-Concurrent Matter**

Resolve Proposing an Amendment to the Constitution Extending Pardon Powers of Governor and Council to Offenses of Juvenile Delinquency (S. P. 429) (L. D. 1188) which was finally passed in the House on April 27, and passed to be engrossed in concurrence on April 21.

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. 429, L. D. 1188, Resolve Proposing an Amendment to the Constitution Extending Pardon Powers of Governor and Council to Offenses of Juvenile Delinquency.

Amend said Resolve by striking out the underlined words "apply to" in the 9th line thereof, and inserting in place thereof the underlined word "include"

Thereupon, the House voted to recede and concur with the Senate.

#### Non-Concurrent Matter

Bill "An Act relating to Pensions for Dependents of Deceased Policemen of City of Lewiston" (S. P. 163) (L. D. 357) which was referred to the next Legislature in non-concurrence in the House on April 27.

Came from the Senate with that body voting to insist on its former action whereby the Bill was passed to be engrossed, and asking for a Committee of Conference.

In the House:

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

Mr. COUTURE: Mr. Speaker and Members of the House: Could I have an explanation on this procedure that you have on there now?

The SPEAKER: The Chair would state that this bill originally was introduced in the Senate and there passed to be engrossed. The Bill in the House was referred to the next Legislature in non-concurrence. The next action was that of the Senate in insisting on its former action and requesting a committee of conference.

The House might join in a committee of conference. The House might recede and then after giving the bill its readings, pass it to be engrossed. Whichever the gentleman chooses.

Mr. COUTURE: Mr. Speaker, I move that we concur with the Senate

The SPEAKER: The Chair understands that the gentleman from Lewiston, Mr. Couture, moves that the House recede. Is this the pleasure of the House?

The motion prevailed.

Thereupon, the Bill was given its two several readings.

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

Mr. COUTURE: Mr. Speaker, there is something there that I cannot quite understand. In other

words, I meant to concur with the Senate on the committee of conference.

The SPEAKER: The Chair will state that in case the gentleman from Lewiston, Mr. Couture, wishes to have a committee of conference, it would be proper for him to refer it to the 98th Legislature again asking for a committee of conference.

Mr. COUTURE: Mr. Speaker, I so move.

The SPEAKER: The gentleman from Lewiston, Mr. Couture, moves that at this point the House refer "An Act relating to Pensions for Dependents of Deceased Policemen of City of Lewiston", Senate Paper 163, Legislative Document 357, to the 98th Legislature and insist and join the Conference. this the pleasure of the House?

The motion prevailed.

#### Non-Concurrent Matter

Bill "An Act relating to Pensions for Dependents of Deceased Firemen of City of Lewiston" (S. P. 413) (L. D. 1176) which was referred to the next Legislature in non-concurrence in the House on April 27.

Came from the Senate with that body voting to insist on its former action whereby the Bill was passed to be engrossed, and asking for a Committee of Conference.

In the House: On motion of Mr. Childs of Portland, the House voted to insist and join the Conference.

From the Senate: The following Communication:

STATE OF MAINE SENATE CHAMBER OFFICE OF THE SECRETARY

April 28, 1955

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

The Senate today voted to insist upon its former action whereby it accepted the Majority Report "Ought not to pass" from the Committee on Liquor Control on Bill "An Act Relating to Sale of Malt Liquor in Nonreturnable Glass Containers." (H. P. 374) (L. D. 409) and to join a Committee of Conference; the President appointing the following Members:

Senators:

CARPENTER of Somerset BOUCHER of Androscoggin DUNHAM of Hancock

The Senate also voted to insist upon its former action whereby House Amendment "A" was indefinitely postponed and Bill "An Act to Clarify the Liquor Laws." (S. P. 254) (L. D. 685) was passed to be engrossed, as amended by Committee Amendment "A", and to join a Committee of Conference: the President appointing the following Members:

Senators:

#### CRABTREE

of Aroostook CARPENTER of Somerset BOUCHER of Androscoggin Respectfully.

(Signed) CHESTER T. WINSLOW Secretary of Senate

The Communication was read and ordered placed on file.

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, May 3, 1955. (S. P. 558)

Came from the Senate read and passed.

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

On motion of the gentlewoman from Paris, Mrs. Mann, the House voted to suspend House Rule 25 for the remainder of today's session in order to permit smoking.

(Mr. Haughn of Bridgton was granted unanimous consent to address the House off the record)

#### **Orders**

On motion of Mr. Seaward of Kittery, it was

ORDERED, that the Sergeant-at-Arms be directed to escort Mr. Brewster of Wells and Mrs. Brewster to the well of the House.

Thereupon, the gentleman from Wells, Mr. Brewster, and Mrs.

Brewster were escorted by the Sergeant-at-Arms to the rostrum amid the applause of the House.

The SPEAKER: Gordon and Mrs. Brewster: This 97th session of the Maine Legislature has been marked by a record-smashing and unprecedented event. It is really a privilege for me officially to express to you, Mrs. Brewster, the best wishes of all the Maine House and to congratulate you, Gordon, on your recent marriage.

I have been asked by your confreres here in the Legislature to give you this small purse as simply a token of their best wishes and their pleasure. To you both, the House wishes a long and happy married life. (Applause)

Mr. BREWSTER: Mr. Speaker and Members of the House: I do not know what to say to thank you at this time but we certainly appreciate the way you have taken care of us during this ordeal. (Laughter)

The SPEAKER: Was it really an ordeal, Mrs. Brewster?

Mrs. BREWSTER: I want to say thank you, too. Mr. Speaker and Members of the House, that sounds so very formal, I want to say friends. It has been wonderful being here and I thank you all very, very much. (Applause)

Thereupon, the Sergeant-at-Arms escorted Mr. Brewster to his seat on the floor and Mrs. Brewster to the rear of the Hall.

The SPEAKER: The Chair recognizes the gentleman from West Gardiner, Mr. Martin.

Mr. MARTIN: Mr. Speaker and Members of the House: In order to have this thing all done properly and in order that in the future there will be no regret, I would call to your attention that a few days ago at a most trying crisis in the life of our esteemed fellow member, a committee was appointed to help him through this difficult time and I now have a report of that committee. It is a divided report, as usual. It is the report of the Brewster Committee.

## Report of Brewster Committee COMMITTEE REPORT A:

Right up to the altar, we trailed Mr. Brewster:

He'll never again be like he use-ter. (Signed)

Messrs. STORM of Sherman FLYNN of South Berwick

#### COMMITTEE REPORT B:

Congratulations to Ogunquit's Honorable Brewster,

For through storm and strife,

The rest of his life, He has a good wife

Who serves better meals than the "Wooster".
(Signed)

Mrs. FILES of Portland

Mr. MARTIN of West Gardiner

Now, in connection with that, the Committee prepared a resolve and since the business of the resolve already has been taken care of, perhaps we had better hear what the resolve was.

#### The Brewster Resolve

RESOLVE in favor of Gordon E. and Anne Brewster:

In this house we meet, to make the laws of Maine:

Some we Amend, again and again. But we never, never will recede

and concur
In our best wishes for him and for her.

To clinch the bargain, we proffer this token:

Let no man deny— THE HOUSE HAS SPOKEN.

(Applause)

The SPEAKER: Is the pleasure of the House that both reports and The Brewster Resolve be made a part of the permanent Legislative Record of this House?

It was so ordered.

The SPEAKER: The House is proceeding under orders.

The Chair requests the Sergeantat-Arms to escort the gentleman from Steuben, Mr. Stanwood, to the rostrum for the purpose of presiding as Speaker pro tem.

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

#### House Reports of Committees Leave to Withdraw

Mr. Anderson from the Committee on Claims on Resolve in favor

of Theodore R. DeMariano of Mount Vernon (H. P. 871) (L. D. 983) reported Leave to Withdraw.

Report was read and accepted and sent up for concurrence.

#### Ought Not to Pass

Mr. Getchell from the Committee on Claims reported "Ought not to pass" on Resolve in favor of Francis Qualey of Benedicta (H. P. 703) (L. D. 771) which was recommitted.

Mr. Jack from same Committee reported same on Resolve in favor of Gordon M. Andrews (H. P. 874) which was recommitted.

Reports were read and accepted and sent up for concurrence.

#### Tabled and Assigned

Mr. Pullen from the Committee on Highways reported "Ought not to pass" an Resolve to Construct Portions of Pequawket Trail, Oxford County (H. P. 355) (L. D. 393)

Report was read.

(On motion of Mr. Olpe of Brownfield, tabled pending acceptance of the Committee Report and specially assigned for Friday, May 6.)

Mr. Letourneau from the Committee on Labor reported "Ought not to pass" on Bill "An Act relating to Time of Payment of Expenses of Employees" (H. P. 63) (L. D. 68)
Report was read and accepted

and sent up for concurrence.

#### Tabled

Mr. Williams from the Committee on Natural Resources reported "Ought not to pass" on Bill "An Act Providing for Clean Waters in Maine" (H. P. 1153) (L. D. 1372)

Report was read.

(On motion of Mr. Briggs, tabled pending acceptance of the Committee Report and unassigned.)

Mr. Flynn from the Committee on Retirements and Pensions reported s a m e on Resolve Providing for an Increase in State Pension for Linwood Bowden of Penobscot (H. P. 231)

Same gentleman from same Committee reported same on Resolve Providing for an Increase in State Pension for John C. Prescott of East Corinth (H. P. 557)

Same gentleman from same Committee reported same on Resolve Providing for State Pension for Ruth A. Henderson of Madison (H. P. 1008)

Mr. Lindsay from same Committee reported same on Resolve Providing for an Increase in State Pension for George Maxwell of Princeton (H. P. 116)

Same gentleman from same Committee reported same on Resolve Providing for an Increase in State Pension for Geneva Gay of Fairfield (H. P. 119)

Same gentleman from same Committee reported same on Resolve Providing for State Pension for Laurence Waldron of Fairfield (H. P. 164)

Same gentleman from same Committee reported same on Resolve Providing for an Increase in State Pension, for Daniel McCurdy of China (H. P. 214)

Mr. Olpe from same Committee reported same on Resolve Providing for an Increase in State Pension for Clyde Spaulding of Hartland (H. P. 606)

Same gentleman from same Committee reported same on Resolve Providing for an Increase in State Pension for Lloyd Arnold of Randolph (H. P. 698)

Same gentleman from same Committee reported same on Resolve Providing for State Pension for Forest A. Libby of St. Albans (H. P. 717)

Same gentleman from same Committee reported same on Resolve Providing for State Pension for Harry O. Bickford of Lowell (H. P. 759)

Reports were read and accepted and sent up for concurrence.

#### Ought to Pass in New Draft Tabled

Mr. Lamb from the Committee on Natural Resources on Bill "An Act Amending Laws on Water Pollution Control" (H. P. 1109) (L. D. 1300) reported two new drafts as follows:

New Draft "A" under title of "An Act Classifying Additional Surface Waters in Maine" (H. P. 1230) (L. D. 1513) and New Draft "B" under same title as the original bill (H.

P. 1231) (L. D. 1514) and that they "Ought to pass"

Report was read.

The SPEAKER pro tem: The Chair recognizes the gentleman from Raymond, Mr. Edwards.

Mr. EDWARDS: Mr. Speaker, this is the bill the gentleman from Lisbon, Mr. Beal, presented. He is not present this morning and I move that this be tabled unassigned.

The SPEAKER pro tem: The gentleman from Raymond, Mr. Edwards, moves that the Report and Bill together with the two New Drafts lie on the table unassigned pending acceptance of the Report. Is this the pleasure of the House?

The motion prevailed and the Report with accompanying papers was so tabled

#### Ought to Pass Printed Resolve

Mr. Fuller from the Committee on Claims reported "Ought to pass" on Resolve in favor of John J. Mc-Donough of Westbrook (H. P. 96) (L. D. 1511)

Report was read and accepted, the Resolve read once and assigned the next legislative day.

## Ought to Pass with Committee Amendment

Mr. Brown from the Committee on Labor on Bill "An Act Amending the Maine Employment Security Law as to Advisory Council" (H. P. 671) (L. D. 747) 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. 671, L. D. 747, Bill "An Act Amending the Maine Employment Security Law as to Advisory Council."

Amend said Bill by indicating the striking out of the figure "\$10" by drawing a line through said figure in the 15th line thereof and by inserting immediately following said stricken out figure the underlined figure '\$20'

Further amend said Bill by indicating the striking out of the figure "\$120" in the 18th line by drawing a line through said figure and by inserting immediately following said stricken out figure the underlined figure "\$240"

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

Mr. Quinn from the Committee on Legal Affairs on Bill "An Act Revising the Law Relating to Licensing of Electricians" (H. P. 487) (L. D. 532) 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. 487, L. D. 532, Bill "An Act Revising the Law Relating to Licensing of Electricians."

Amend said Bill by inserting in line 12 of section 1 after the underlined word "a, the underlined word 'fixed'.

Further amend said Bill in section 1 by adding at the end of that part designated subsection II, the following underlined sentence:

'In the case of a firm or corporation the license shall become void upon the death of, or the severance from the company of said person.'

Further amend said Bill in section 1 by striking out the underlined words "learning and" in the 2nd line of that part designated subsection V.

Further amend said Bill in section 1 by striking out all of that part designated subsection VI and inserting in place thereof the following underlined subsection:

'VI. A limited electrician's license to install and service the electrical work related to a specific type of electrically operated equipment shall be granted to any person who has passed a satisfactory examination before the State Board of examiners of Electricians. It shall specify the name of such person who shall be limited to engage in the occupation of installing and servicing the electrical work related to the type of equipment only authorized by this license.'"

Further amend said Bill in section 4 by inserting in the 4th line, after the underlined word "apprentice", the underlined words 'or helper'.

Further amend said Bill in section 5 by adding at the end thereof before the single quotation mark, the following underlined sentence:

"Existing licenses shall be recognized as valid until expiration and equal to a journeymans license, or may be exchanged for a master's license upon payment of the additional fee and either satisfactory proof of qualifications or passing of the necessary examinations."

Further amend said Bill in section 6, by striking out the underlined figure "\$3" in the 7th line and inserting in place thereof the underlined figure "\$5".

Further amend said Bill in section 6 by adding the following underlined words and punctuation before the period and single quotation mark: ', commencing January 1, 1956'

Further amend said Bill by striking out the last line of section 7 and inserting in place thereof the following underlined words and punctuation "when working as such; and"

Further amend said Bill by inserting after section 7 a new section to read as follows:

"Sec. 7-A. R. S. c. 82, Sec. 13, sub-Sec. IX, additional. Section 13 of chapter 82 of the revised statutes is hereby amended by adding thereto a new subsection, to be numbered IX, to read as follows:

'IX. Any person duly licensed under the provisions of this chapter; but subject to the restrictions of the license as issued.'"

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

Mr. Quinn from the Committee on Legal Affairs on Bill "An Act Creating a Board of Assessment Review for Town of Brunswick" (H. P. 1000) (L. D. 1148) 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. 1000, L. D. 1148, Bill "An Act Creating a Board of Assessment Review for Town of Brunswick."

Amend said Bill by striking out subsection I of section 2 thereof and inserting in place thereof the following:

'I. Review and determine, on complaint of taxpayers, assessments made by the town assessors of taxes;'

Further amend said Bill by striking out all of sections 4 and 5 and inserting in place thereof the following:

Sec. 4. Basis for complaint. No complaint shall be considered by the board unless there shall have been (a) compliance with the provisions of section 36 of chapter 92 of the Revised Statutes of 1954, and (b) the filing of an application with the assessors of taxes for an abatement under the provisions of section 40 of chapter 92 of said Revised Statutes, and they shall have had a reasonable time to act thereon.

Sec. 5. Public hearings on complaints. The selectmen of the town of Brunswick shall by ordinance establish times during which such board of assessment review shall be in session for the hearing of complaints of any person in relation to the assessment roll. Such complaints shall be in writing shall be directed to the board of assessment review. Hearings upon complaints shall be held in the order received insofar as practicable and as promptly after the filing thereof as possible, and the determination of the board of assess-ment review shall be made within 20 days after such hearing. Such determination shall be immediately certified by the secretary of the board to the complainant and to the assessors of taxes, who shall make such abatements as the board may determine or appeal therefrom as hereinafter provided.

Sec. 6. Appeal from determination of the Board of Assessment Review. Appeal from the determination of the board of assessment review may be taken by either the taxpayer or assessors of taxes to the county commissioners or to the superior court in accordance with

the provisions of sections 42 and 43 of chapter 92 of the Revised Statutes of 1954. The determination, report, or findings of the board of assessment review shall not be admissible in evidence in a hearing before the county commissioners or the superior court.'

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

day.

Mr. Quinn from the Committee on Legal Affairs on Bill "An Act relating to Licensing of Oil Burner Installers and Servicemen" (H. P. 1074) (L. D. 1269) 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. 1074, L. D. 1269, Bill "An Act relating to Licensing of Oil Burner Installers and Servicemen."

Amend said Bill in the 13th line of section 1 by inserting after the underlined word "oil" the underlined words 'and automatic coal'.

Further amend said Bill by inserting after the underlined word "Prevention" in the 5th line of that part designated "Sec. 3", the underlined words and punctuation ', ex officio,'

Further amend said Bill by striking out all of underlined "Sec. 13" and inserting in place thereof the following underlined section:

'Sec. 13. Exceptions. The licensing provisions of this chapter shall not apply to the following:

- I. Any electrician duly licensed under the provisions of chapter 82 in so far as the installation of electrical equipment or the performance of any electrical work involved in the installation of oil burners is concerned:
- II. Any plumber duly licensed under the provisions of sections 170 to 194, inclusive, of chapter 25 in so far as the work covered by said sections is involved;
- III. The maintenance and operation of oil burner installations in or about industrial or manufacturing plants electrical generating plants or other plants operated by a public utility;

IV. The maintenance and operation of oil burner installations when done by regular employees of owners or lessees of real property when working as such.'

Further amend said Bill by adding after underlined "Sec. 15" the following underlined section:

Sec. 16. Funds for enforcement. Insurance Commissioner hereby empowered to expend up to 20% Ωf the funds accruing to the Oil Burnermen's Licensing Board for the employment of one or more State Fire Inspectors, subject to the provisions of the Personnel Law, to assist in the enforcement of the provisions of this chapter and for the purchase of necessary electrical testing equipment.'

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

day.

#### Divided Report Tabled

Majority Report of the Committee on Claims reporting "Ought to pass" on Resolve in favor of Chester Fredericks of Norridgewock (H. P. 183) (L. D. 1457) which was recommitted.

Report was signed by the following members:

Messrs. SILSBY of Hancock FOURNIER of York

— of the Senate.

Messrs. FULLER of China
GETCHELL of Limestone
COTE of Madison
COURTOIS of Saco
ANDERSON of Greenville
— of the House.

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

Report was signed by the following members:

Mr. LOW of Knox

— of the Senate.
Mr. JACK of Topsham

- of the House.

Reports were read.

The SPEAKER pro tem: The Chair recognizes the gentleman from Greenville, Mr. Anderson.

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

The SPEAKER pro tem: The gentleman from Greenville, Mr. Anderson, moves that the Majority "Ought to pass" Report be accepted.

The Chair recognizes the gentle-

man from Rangeley, Mr. Harnden. Mr. HARNDEN: Mr. Speaker, I was going to ask that this matter lie on the tabled unassigned pending acceptance of either report.

The SPEAKER pro tem: The Chair understands that the gentleman from Rangeley, Mr. Harnden, moves that the two Reports and Resolve lie on the table unassigned pending the motion of the gentleman from Greenville, Mr. Anderson, that the Majority "Ought to pass" Report be accepted. Is this the pleasure of the House?

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

#### Divided Report Tabled and Assigned

Majority Report of the Committee on Claims reporting "Ought to pass" on Resolve to Reimburse George H. Morong, of Portland (H. P. 520) (L. D. 583) which was recommitted.

Report was signed by the following members:

Messrs. SILSBY of Hancock LOW of Knox

of the Senate.

Messrs. ALDEN of Gorham FULLER or China JACK of Topsham COTE of Madison

of the House.

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

Report was signed by the following members:

Mr. FOURNIER of York

— of the Senate.

Messrs. COURTOIS of Saco ANDERSON of Greenville GETCHELL of Limestone — of the House.

Reports were read. The SPEAKER pro tem: The gentleman recognizes the

from Portland, Mr. McGlauflin. Mr. McGLAUFLIN: Mr. Speaker, this is my bill and I am ready to debate it but I notice the absence of the gentleman from Bridgewater, Mr. Finemore, who, I know, wishes

to speak against the resolve. There-

fore, I ask that this be tabled until Tuesday, May 3.

The SPEAKER pro tem: gentleman from Portland Mr. Mc-Glauflin, moves that the two Reports and Resolve be tabled pending acceptance of either Report and be specially assigned for Tuesday, May 3. Is this the pleasure of the House?

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

#### Divided Report Tabled

Majority Report of the Committee on Highways reporting "Ought not to pass" on Resolve Authorizing State Highway Commission to Study Desirability of Bridge and Causeways connecting Littlejohn's Island and Chebeague Island in Casco Bay with the Mainland (H. P. 254) (L. D. 239)

Report was signed by the following members:

Messrs. PARKER of Piscataguis JAMIESON of Aroostook COLE of Waldo

- of the Senate.

Messrs. PULLEN of Oakland CARTER of Etna DUNN of Poland FERGUSON of Hanover NADEAU of Biddeford of the House.

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

Report was signed by the following members:

Messrs. HIGGINS of Scarborough DENBOW of Lubec

- of the House.

Reports were read.

The SPEAKER pro tem: Chair recognizes the gentleman from Hanover, Mr. Ferguson.

Mr. FERGUSON: Mr. and Members of the House: As this is the bill of the gentleman from Cumberland, Mr. Call, and he is not present this morning, I would like to have this Report and Resolve tabled until he has a chance to at least debate it if he sees fit.

The SPEAKER pro tem: Chair would inquire if the gentleman wishes to set a date?

Mr. FERGUSON: Unassigned, Mr. Speaker.

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

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

The SPEAKER pro tem: The Chair notes in the rear of the House six students from the Eighth Grade of Stetson Grammar School under the supervision of Mrs. Sadie Smith, Principal.

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

#### Divided Report Tabled

Majority Report of the Committees on Appropriations and Financial Affairs and Taxation jointly, acting by authority of Joint Order (H. P. 1195) reporting a Bill (H. P. 1229) (L. D. 1512) under title of "An Act Making Supplemental Appropriations for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1956 and June 30 1957, and to provide Additional Revenue to General Fund" and that it "Ought to pass"

Report was signed by the following members:

Messrs. COLLINS of Aroostook
SINCLAIR of Somerset
LOW of Knox
CHAPMAN of Cumberland
ALBEE of Cumberland
CUMMINGS of Sagadahoc
— of the Senate.

Messrs. JACOBS of Auburn
CATES of East Machias
HANSON of Gardiner
STANLEY of Bangor
SEAWARD of Kittery
ROGERSON of Houlton
REED of Fort Fairfield
HENRY of North Yarmouth
SANFORD of

Dover-Foxcroft
WILLEY of Ellsworth
— of the House.

Minority Report of same two Committees reporting that the Bill which was reported by a Majority of the Committee "Ought not to pass".

Report was signed by the following members:

Messrs. EDWARDS of Raymond
WALSH of Brunswick
DUQUETTE of Biddeford
— of the House.

Reports were read.

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

Mr. CHILDS: Mr. Speaker, I move that this matter lie on the table and be specially assigned as the first order of business on Tuesday, May 3.

The SPEAKER pro tem: The Chair would request the gentleman to kindly approach the rostrum.

(Conference at Rostrum)

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

Mr. CHILDS: Mr. Speaker, I withdraw my previous motion and make a motion that this lie on the table by unanimous consent and be made a special order of the day for Tuesday, May 3.

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

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

On further motion of the same gentleman, by unanimous consent, the two Reports were made the Special Order of the Day for Tuesday, May 3.

#### Passed to Be Engrossed

Bill "An Act Changing Name of Madawaska Training School to Fort Kent State Normal School" (S. P. 342) (L. D. 951)

Was 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

Bill "An Act relating to Size of Fish and Number and Weight of Catch" (S. P. 550) (L. D. 1488)

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

Mr. Olpe of Brownfield then offered House Amendment "A" moved its adoption.

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

HOUSE AMENDMENT "A" to S. P. 550, L. D. 1488, Bill "An Act relating to Size of Fish and Number and Weight of Catch."

Amend said Bill by striking out in the 8th line the underlined word and punctuation "Oxford,"

Further amend said Bill by inserting in the 17th line after the underlined word and punctuation "Hancock," the underlined word and punctuation 'Oxford,'

House Amendment "A" was adopted.

For The SPEAKER pro tem: what purpose does the gentleman from Bangor, Mr. Quinn, arise?

Mr. QUINN: Mr. Speaker, I want to speak on this bill and suggest that it be tabled for the time being because a casual examination of the bill seems to show that it has very much in common with 1499, which is now on the table and some parts seem to be inconsistent with it. So I move that the matter be tabled and unassigned.

SPEAKER pro tem: The gentleman from Bangor, Mr. Quinn, moves that the Bill lie on the table unassigned pending third reading, Is this the pleasure of the House?

The motion prevailed and the Bill was so tabled.

Bill "An Act Increasing Salary of County Attorney of Franklin County" (H. P. 945) (L. D. 1048)

Bill "An Act Increasing Salaries of County Officers of Oxford County" (H. P. 1054) (L. D. 1229)

Bill "An Act relating to Discontinuance of Vaughan Bridge and Approaches Thereto as a Puplic Way" (H. P. 1225) (L. D. 1506)

Bill "An Act Increasing Salaries of County Officials of Penobscot County" (H. P. 1226) (L. D. 1507)

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

#### Amended Bill

Bill "An Act relating to Registration for Barbers and Apprentice Barbers' (H. P. 1227) (L. D. 1508) Was reported by the Committee

on Bills in the Third Reading.

The SPEAKER pro tem: Chair recognizes the gentleman

from Gardiner, Mr. Hanson. Mr. HANSON: Mr. Speaker, I of-House Amendment "A" and request permission to address the House.

The SPEAKER pro tem: gentleman from Gardiner. Hanson, offers House Amendment "A" and moves its adoption. The Clerk will read House Amendment "A"

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

HOUSE AMENDMENT "A" H. P. 1227, L. D. 1508, Bill "An Act relating to Registration for Barbers and Apprentice Barbers."

Amend said Bill in the 14th, 15th and 16th lines by striking out the underlined words "and a total experience as an apprentice of a period of at least 3 months under a licensed barber'

SPEAKER pro tem: recognizes the gentleman from Gardiner, Mr. Hanson.

Mr. HANSON: Mr. Speaker and Ladies and Gentlemen of the House: Under this amendment I would like to explain to you folks the problem that faces the trainees or the students who are attending the barber school. Under the present law it requires six months in school with a minimum of one thousand hours and six months apprenticeship, or you may train as an apprentice only for eighteen months, or a minimum of 2500 hours. This is my bill. I presented it at the request of the students who are now attending school and for those who have been to school and are out working their apprenticeship. We have the only barber's school that there is in the State of Maine at the present time. Under the State laws anybody who wants to start a barber's school has that privilege, but they must be approved by the Department Health, the State Barber's Board. and the Department of Education. Under the Federal Law, this school after its approval must be in oper-

ation for a period of at least two years before any veterans who are attending the school may obtain any benefits or subsistence of any kind. To give you folks a little idea of our business, we have a school of twenty-five chairs, the full equipment for twenty-five students and our maximum enrollment can be twenty-five students. sibly you may think we are able to handle fifty graduates per year. This is impossible, possibly due to financial difficulties, sickness, or possibly it may be a student who would never be able to really follow the barber's trade to where he could earn a good living. Our average graduates per year as we are set up at the present time would be approximately thirty-five. Seventyfive per cent of these students are veterans. Under the Federal Law we are not allowed to have an enrollment of over eighty-five per cent veterans. We are recognized by the Department of Health. We are recby the State Barber's Board; we are approved by them and we are also approved by the Department of Education which has charge of the vocational training of all vocational schools in the State of Maine. We must furnish a curriculum whereby they have to study certain theory besides the practical work. We have a five-day school week, one hour per day is spent on theory, seven hours per day on the practical work. We are approved by the Veterans Administration or by the Government. have held contracts with the Government since 1947. Now the GI Bill is not approved for the veteran unless he attends school, because under the Apprenticeship Law in the State of Maine it is not recognized by the State Apprentice Council, therefore the Government cannot pay the veteran any sub-sistence or assist him in any way while he is attending excepting the time that he is in school. Now this amendment is put in here to provide a means for training qualified barbers without penalizing the student. Also not to penalize the employer. To give you a little idea of what the student barber has to do in school, the first day that he enters he receives his textbook, he is

issued a certain amount of tools. the school furnishes all tools, everything for training, excepting the rental of gowns and the textbook. The tools that are furnished are all first-grade tools, and they are recognized as such by any barber and by any supply house. He is issued his tools, he is to read over the theory on the actual hair cutting his first day in school, and we have what we call "my brother" which is a wooden head or a blockhead that is down in the corner where he practices using the scissors and comb, he practices the handling of the clippers. We take him then and show him how to place the apron upon a patient, how to handle and adjust the chair. In afternoon, he has anywheres from two or three patrons. Now a great many have said they do not receive the practice in the barber school. During the months that they are in the school they have a minimum of at least 500 patrons, that is a minimum. The first thing in school they usually end up with two or three haircuts. As they are finishing up the last month in school they are expected and required to take care of from fifteen to eighteen patrons per day during the seven hours. Who are these patrons? They are the general public off from the street. They can be anybody. We have had professional men, we now have professional men as patrons. During the week of Easter or before Easter, we average 181 patrons per day. Now if anybody in this House thinks that they do not receive practice, and so forth, I would invite them to visit the school at any time, and see what they actually have for practice. I have one full-time instructor who was one of the very first graduates that we had from our school when it was located in Gardiner. This young man has been in the service, he understands their problems, he has not only been through the school but he has worked in some of the better shops in the State. He has had a very good experience. This last fall he was sent to and he visited schools as far west as Chicago, and we find and I think that it can be thoroughly checked, that we hold as high a rating as any

barber's school in the nation. And this rating is classified this way: the number of students who pass their exams, the number of students who go out onto the job, go to work and hold their jobs. The reason that I mention this is the fact that up until January 1, 1954 a student had to attend school only six months and he was qualified to take the State Board examination. During the time from 1947 up until January 1, 1954 we had approximately 85 students who graduated from our school. Out of that number we had six failures, one in theory and five in practical work, that was with six months schooling. Now the last session of Legislature there was a group of barbers who wanted six months of apprenticeship added on. These boys were promised assistance in obtaining jobs. They would cooperate and work with them in every way possible, but there was no guaranteed wage in any way whatsoever, and, what creates a hardship, is the fact that when a student has completed school, any assistance that he is obtaining from the government is immediately cut off, and a greater part of these students have from 24, 30, 36 months of schooling to their credit of which they could train if they were allowed to, but due to the way the apprenticeship law is set up in regard to the barbers, they cannot receive any more assistance after their completion at school.

Furthermore, they go out and they have an apprentice license. they must obtain a job wherever they can at whatever wages they can get. I think that any or all of you know that it is an impossibility for a man with a wife and a child, perhaps more dependents than that on his hands, to go out and go to work in any of these summer resorts or any place and live on from \$18.00 to \$35.00 a week. It is absolutely creating a hardship. There are jobs that are open today, in fact I think it is fourteen chances or applications in my files for barbers, but they want men that have a master's license, because at the present time the law states in order for an apprentice to work, he must work in a shop under the immediate supervision of a master barber.

and that master barber cannot go out to lunch even, or if he is sick he cannot go home. He cannot have any time away from the shop at all. he must be with that apprentice or else lock up the shop. Therefore, this man is not what he wants just because of the license that he holds. Out of the number of graduates that we have had in the school, we have twenty-two boys who have gone out of state. I have had students as far north as Digby, Nova Scotia, south as Florida, west as Minnesota and Missouri. Our graduates have gone to the States of New Hampshire, Vermont, Massachusetts. Connecticut. New Jersey. Florida, Minnesota and Missouri, and some of them with very, very little experience outside of their schooling. Some immediately after obtaining their master's license in the State of Maine have gone out and taken these exams and as yet there has never been one fail on an out of state exam. I think this is definite proof that adding this three months apprenticeship onto the nine months schooling throws the training definitely out of balance. At the present time as I have stated, six months of barber school or a minimum of one thousand hours plus six months as an apprentice and eighteen months as an apprentice or a minimum of 2500 hours and no school balances up, thus months of barber school is regarded equal to twelve months of apprenticeship. Therefore, as a third alternative of nine months of barber school plus three months of apprenticeship, it throws it out of balance, it is not equal training. Nine months of school under the present law equals eighteen months of apprenticeship. Therefore, the three months apprenticeship that is added to the nine months appears to all concerned—I will not say to all concerned, because I do know that there is opposition to this bill, but the greater part of the barbers that I have talked with in the State, and I have received letters from claimed that it was a penalty not only to the student but also to the employer. Now in closing, I would like to say that this bill means absolutely nothing to the school financially. It will mean more records, it will

mean more work for us, because if a student completes six months schooling and goes out and going to get he is job as an apprentice and finds he cannot live wages, if he can come back and have subsistence under the Government for three months he would possibly come back to school, where he can finish his training and be eligible to take the State exam. This is costing the State absolutely nothing financially, and I believe that we have had a bonus bill in here. We also have laws which take care of setting a figure as far as real estate is concerned. Let me emphasize that again, it costs the State absolutely nothing. It will equalize the training requirements, it will be of great assistance to both student and employer, and if he is recommended by the State Barber's Board, and I have some letters right here to prove my statement from members of the Board, not all, but this was talked over with the Barber's Board last December and they thoroughly recommended and approved it, and it is recommended by the State Department of Education which has charge of all the vocational training in the State of Maine, Therefore, I submit the proposed amendment and move its adoption, and Mr. Speaker, may I request a division.

The SPEAKER pro tem: The Chair recognizes the gentleman from Rockland, Mr. Stilphen.

Mr. STILPHEN: Mr. Speaker and Members of the House: Inasmuch as this bill before us with the amendment as submitted has been before the Public Health Committee, not once or twice, but three times this winter, it has been in and out of Committee many times and we discussed it thoroughly, and looking at it not only from the angle of the school and the students therein, but looking at it from the angle of the Barber's Association of the State of Maine and the barbers as they now exist, and the public, this Committee brought the bill back the other day to add the three months to the nine months. Originally when it was first brought out in its new draft it was supposed to include the three months, it was agreed by the Committee that it should, but some-

where between the time that it left the Committee and the time that it hit the floor of this House, the three months got left off, and the only purpose that it went back to the committee in its last recommitment to come out in this new draft was to include the three months, and I am amazed this morning to find the gentleman from Gardiner, Mr. Hanson, speaking about and introducing this amendment because he knew that the bill was going back for the three months apprenticeship to be added, and I will tell you that it is the opinion of many barbers in my area, of the public in general that three months apprenticeship should be included on this bill. The verv fact that a student comes out of barber's school, has had good training, does not necessarily make him a barber because the practical experience in any trade, as you all know, is one of the requisites for perfection. I would like at this time to move the indefinite postponement of this amendment.

The SPEAKER pro tem: The gentleman from Rockland moves that House Amendment "A" be indefinitely postponed.

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

Mr. FULLER: Mr. Speaker and Members of the House: I feel that enough time has been spent on this bill, but I do feel that I would be remiss in my duty if I did not tell you what I know about it. I hope and have no doubt that the gentleman's school is one of the best in New England or one of the best in the Country, and I hope it is, I have no doubt that it is, but we sat with a group of barbers and the gentleman from Rockland, Mr. Stilphen. and myself and the gentleman from Gardiner, Mr. Hanson, and I supposed all the time that everybody went away satisfied that the three months was going to be on the bill, and just considering it from a fair standpoint, I think it would be very unfair to the barbers of the State of Maine to accept this amendment, and I therefore hope that the motion of the gentleman from Rockland, Mr. Stilphen, does prevail.

The SPEAKER pro tem: The Chair recognizes the gentleman from Gardiner, Mr. Hanson.

Mr. Speaker, I Mr. HANSON: am not debating the motion of the gentleman from Rockland, Mr. Stilphen, but I would just like to clarify as to the meeting that we had with these barbers here when this bill was going back to Committee. This bill did go back to Committee at the request of the gentleman from Rockland, Mr. Stilphen. He claimed that there was an error in it when it was sent out the second time, so it was okay with me, but he speaks of the Barber's Association of the State of Maine, the Maine State Barbers Association of which I am a member, I am on the Legislative Committee, and I will say that last fall we met at the Augusta House and everything was in accord with no apprenticeship under nine months. I believe that these gentlemen if they understood correctly also know that I was absolutely opposed to the three months as well as the students and a greater part of the barbers in the State outside of a few in Cumberland County. Now they speak of the Maine State Association in the City of Portland, they do not all belong to that association. In fact the President of the Union admitted to me that there were four or five shops that were non-union right around him at that place. They have a membership of less than 200 as far as I can find out from figures. We have approximately 1500 barbers in the State of Maine. They mentioned the City of Rockland, I believe they have fourteen or fifteen barbers and as far as I know, there are only three that belong to that association. They have their own union so to speak, their own local agreement whereby they agree on a certain price and certain hours to close by. Now this situation as far as the barbers are concerned is so acute that they just hired two men from Canada and brought them in onto the Limestone Air Base. Now what are we going to do? Are we going to penalize these students that have been in the service, have put in their time. they have got this training time coming to them, are we going to penalize them and give men from outside the country the chance to come in here and work and take the jobs away from the boys who have gone into the service for us? I am not a veteran, I was too young for the first one and they said I was too old for the second, and I guess they were right, but as far as this Barber's Association goes, it is simply a few in different localities who are trying to get legislation through here which will affect every barber in the State of Maine.

In the City of Lewiston for example, about four years ago I attended barber's convention there and there were approximately 300 barbers there with their ladies. They had a wonderful banquet in the evening. At the last Maine State Barbers association which was held last fall in Portland there were less than forty there, and in the City of Lewiston today you can get a haircut from thirty-five cents up, from six o'clock in the morning until around eleven o'clock at night, and they speak about the experience of a man. When I owned a shop in the Augusta House I hired a man who had thirty-five years experience. He did only two jobs, he worked on only two patrons and I had to let him go. Ladies and gentlemen this is up to the individual himself. We all know that no man can take up any particular trade and all men succeed in it. Ladies and gentlemen, I certainly hope that the motion of my friend, the gentleman from Rockland, Mr. Stilphen, does not prevail.

The SPEAKER pro tem: The question before the House is on the motion of the gentleman from Rockland, Mr. Stilphen, that House Amendment "A" be indefinitely postponed.

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

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

The SPEAKER pro tem: The Chair recognizes the gentleman from Kennebunkport, Mr. Bibber.

Mr. BIBBER: Mr. Speaker, I think the gentleman from Gardiner, Mr. Hanson, requested a division when the vote was taken.

The SPEAKER pro tem: The question before the House is on the motion of the gentleman from Gardiner, Mr. Hanson, that House Amendment "A" be adopted.

The same gentleman has requested a division.

All those in favor of the adoption of House Amendment "A" 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. Forty having voted in the affirmative and twenty-three having voted in the negative, the motion prevailed and House Amendment "A" was adopted.

The Bill was then given its third

reading.

At this point, Speaker Trafton returned to the rostrum.

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

The SPEAKER: The Chair wishes to thank the gentleman from Steuben, Mr. Stanwood, for presiding so well this morning.

House Paper 1227, Legislative Document 1508, Bill "An Act Relating to Registration for Barbers and Apprentice Barbers" was then passed to be engrossed as amended by House Amendment "A" and sent to the Senate.

#### Passed to Be Engrossed (cont'd)

Resolve Designating Route No. 182 as a State Highway (S. P. 488) (L. D. 1357)

Resolve in favor of Calais Armory Project (H. P. 33) (L. D. 50)

Resolve in favor of Sanford Armory Project (H. P. 87) (L. D. 98)

Resolve in favor of Westbrook Armory Project (H. P. 88) (L. D. 99)

Resolve in favor of Fort Kent Armory Project (H. P. 135) (L. D.

Resolve in favor of Skowhegan Armory Project (H. P. 336) (L. D. 377)

Resolve Granting a Pension to Katharine M. Rolfe of Bridgton (H. P. 388) (L. D. 1509)

Resolve in favor of the Town of New Gloucester (H. P. 573) (L. D. 633)

Resolve in favor of Houlton Armory Project (H. P. 701) (L. D. 769)

Resolve in favor of Auburn Armory Project (H. P. 1059) (L. D. 1232)

Resolve Classifying Road from Rockwood to Jackman as State Highway (H. P. 1124) (L. D. 1322)

Were 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

Bill "An Act relating to Board of Registration, Public Library Committee and Town Clerk in Caribou" (S. P. 350) (L. D. 959)

(S. P. 350) (L. D. 959)

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

Bill "An Act to Incorporate the

Bill "An Act to Incorporate the Town of Harpswell Neck" (H. P. 282) (L. D. 266)

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.

#### Third Reader Tabled and Assigned

Bill "An Act relating to Approval and Accreditation of Secondary Schools" (H. P. 343) (L. D. 422)

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

(On motion of Mr. Roundy of Portland, tabled pending third reading and specially assigned for Wednesday, May 4.)

Bill "An Act relating to Salary of Judge of Probate of Androscoggin County" (H. P. 565) (L. D. 613)

Bill "An Act relating to Funeral Expenses for Recipients of Old Age Assistance" (H. P. 571) (L. D. 631)

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.

#### Third Reader Tabled and Assigned

Bill "An Act Increasing Certain County Salaries in Androscoggin County" (H. P. 1050) (L. D. 1225)

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

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

Mr. DUMAIS: Mr. Speaker and Members of the House: I would like to have this bill tabled until May 3, Tuesday, for the purpose of offering an amendment.

The SPEAKER: The gentleman from Lewiston, Mr. Dumais, moves that the Bill lie on the table pending third reading and be specially assigned for Tuesday, May 3. Is this the pleasure of the House?

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

Bill "An Act relating to Directors of Corporations" (S. P. 269) (L. D. 700)

Bill "An Act relating to Public School Adult Education" (S. P. 537) (L. D. 1463)

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

Bill "An Act Regulating the Solicitation and Collection of Funds for Charitable Purposes" (H. P. 111) (L. D. 119)

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

The following paper from the Senate was taken up out of order and under suspension of the rules.

# Senate Report of Committee Out of Order Ought Not to Pass Recommitted in Senate

Report of the Committee on Business Legislation reporting "Ought not to pass" on Bill "An Act relating to Purposes of Companies Organized Under General Insurance Law" (S. P. 463) (L. D. 1307)

Came from the Senate with the Report and Bill recommitted to the Committee on Business Legislation.

In the House, the Report was read and the House voted to concur with the Senate.

#### Passed to Be Enacted

An Act relating to Education in Unorganized Territory (S. P. 151) (L. D. 345)

An Act relating to the Uniform Civil Liability for Support Act (S. P. 251) (L. D. 683)

An Act Increasing the Salary of the County Attorney of Sagadahoc County (S. P. 435) (L. D. 1194)

An Act relating to Salaries of Deputy Clerk of Courts and Register of Deeds in Hancock County (S. P. 436) (L. D. 1195)

An Act relating to Transfer of Prisoners at Maine State Prison to Federal Penal Institution (S. P. 437) (L. D. 1196)

An Act relating to Purposes of the Associated Hospital Service of Maine (Blue Cross, Blue Shield) (S. P. 541) (L. D. 1478)

An Act relating to Preservation of Briefs in Law Court Cases (S. P. 542) (L. D. 1479)

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

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

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

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

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

An Act relating to Membership on State Soil Conservation Committee (H. P. 1193) (L. D. 1460)

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

The SPEAKER: At this time, the Chair will appoint the following members to serve on Joint Conference Committees on the part of the House.

To the Joint Conference Committee on Bill "An Act relating to the Board of Finance of the City of Lewiston", House Paper 631, Legislative Document 671: The gentleman from Lewiston, Mr. Couture; the gentleman from Lewiston, Mr. Cote, and the gentleman from Pittsfield, Mr. Cianchette.

To the Joint Conference Committee on Bill "An Act relating to Sale of Malt Liquor in Nonreturnable Glass Containers", House Paper 374, Legislative Document 409, the Chair appoints the gentleman from Fairfield, Mr. Osborne; the gentleman from Dover-Foxcroft, Mr. Sanford, and the gentleman from Bangor, Mr. Quinn.

To the Joint Conference Committee requested on Bill "An Act relating to Pensions for Dependents of Deceased Policemen of City of Lewiston", Senate Paper 163, Legislative Document 357, the Chair appoints the following members to represent the House: the gentleman from Lewiston, Mr. Couture; the gentleman from Lewiston, Mr. Cote, and the gentleman from Lewiston, Mr. Dumais.

To the Joint Conference on Bill "An Act relating to Pensions for Dependents of Deceased Firemen of City of Lewiston", Senate Paper 413, Legislative Document 1176, the Chair appoints the gentleman from Lewiston, Mr. Dumais; the gentleman from Lewiston, Mr. Cote, and the gentleman from Lewiston, Mr. Cote, Couture.

#### Orders of the Day

The SPEAKER: Under Orders of the Day, the Chair lays before the House the first tabled and today assigned matter, Senate Report "Ought to pass" in New Draft, Senate Paper 551, Legislative Document 1489, on Bill "An Act relating to Hospitalization of the Mentally Ill", Senate Paper 480, Legislative Document 1349, tabled on April 28 by the gentleman from Lewiston, Mr. Malenfant, pending acceptance and the Chair recognizes that gentleman.

Mr. MALENFANT: Mr. Speaker and Members of the House: This is a very serious bill and I see many empty seats here this morning. I want to give a chance to every member of this House to study this bill, the bill and the new draft. So, therefore, I move to retable this

bill and specially assign it for next Wednesday, May 4.

The SPEAKER: The gentleman from Lewiston, Mr. Malenfant, moves that the Report with accompanying papers be tabled pending acceptance and be specially assigned for Wednesday, May 4. Is this the pleasure of the House?

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

The SPEAKER: The Chair lays before the House the second tabled and today assigned matter, Bill "An Act relating to Pari-Mutuel Pools at Harness Horse Race Meets", House Paper 1222, Legislative Document 1496, tabled on April 28 by the gentleman from Bangor, Mr. Quinn, pending third reading and the Chair recognizes that gentleman.

Mr. QUINN: Mr. Speaker and Members of the House: On Items two and three, the matters that I had in mind have been adequately taken care of by the amendments so I would move that Item two be taken from the table and be given its third reading and when we reach the next item, the same thing.

The SPEAKER: The gentleman from Bangor, Mr. Quinn, moves that the Bill now have its third reading. Is this the pleasure of the House?

The motion prevailed and the Bill was given its third reading, passed to be engrossed and sent to the Senate.

The SPEAKER: The Chair lays before the House the third tabled and today assigned matter, Bill "An Act relating to Records for Running Horse Race Meets", House Paper 1223, Legislative Document 1497, tabled on April 28 by the gentleman from Bangor, Mr. Quinn, pending third reading.

Thereupon, on motion of Mr. Quinn of Bangor, the Bill was given its third reading, passed to be engrossed and sent to the Senate.

The SPEAKER: The Chair lays before the House the fourth tabled and today assigned matter, Resolve to Simplify the Open Water Fishing Laws by Counties, House Paper 1220, Legislative Document 1499, tabled on April 28 by the gentleman from Bangor, Mr. Quinn, pending assignment for second reading, and the Chair recognizes that gentle-

QUINN: Mr. Speaker, on Mr. Item four and the following Item five, I find that many members of the House have some amendments to be presented. I would move that these two items be put on the table and be specially assigned for next Wednesday.

The SPEAKER: The Chair would whether the gentleman would be willing to make as his motion that these two items be assigned for second reading on Wednesday, next.

Mr. QUINN: Yes, Mr. Speaker. The SPEAKER: The gentleman from Bangor, Mr. Quinn, moves that the Resolve be assigned for second reading next Wednesday, May 4.

The Chair recognizes the gentleman from Brownfield, Mr. Olpe. For what purpose does the gentleman rise?

Mr. OLPE: Mr. Speaker, I would like to offer an amendment to this L. D.

The SPEAKER: Would the gentleman be willing to defer his amendment until that time because undoubtedly there will be several amendments to be offered?

Mr. OLPE: Yes, Mr. Speaker. Is it the pleasure of the House that Item four be assigned for sec-

ond reading on Wednesday, May 4? The motion prevailed and the Resolve was so assigned.

The SPEAKER: The Chair lays before the House the fifth tabled and today assigned matter, Resolve to Simplify the Ice Fishing Laws by Counties, House Paper 1221, Legislative Document 1500, tabled on April 28 by the gentleman from Bangor, Mr. Quinn, pending assignment for second reading.

Thereupon, on motion of that gentleman, the Resolve was assigned for second reading on Wednesday, May 4.

The SPEAKER: The Chair lays before the House the sixth tabled and today assigned matter. Senate Report "Ought not to pass" of the Committee on Education on Bill "An Act relating to Instruction in High Schools on American Freedoms", Senate Paper 110, Legislative Document 271, tabled on April 28 by the gentleman from Searsmont, Mr. Knight, pending the motion of the gentleman from Rockland, Mr. Stilphen, to substitute the Bill for the Report.

The Chair recognizes the gentlewoman from Rumford, Miss Cormier.

CORMIER: Mr. Speaker, Miss the gentleman from South Portland is very anxious to debate on this item and he has been called away. Therefore, I would move that this item remain on the table, and be specially assigned for Tuesday next.

The SPEAKER: The gentlewoman from Rumford, Miss Cormier, moves that the Report and Bill be retabled pending the motion of the gentleman from Rockland, Mr. Stilphen, to substitute the Bill for the Report and be specially assigned for Tuesday, May 3. 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 tabled and today assigned matter, An Act relating to Age of Commitment to State School for Boys, House Paper 1062, Legislative Document 1250, tabled on April 28 by the gentleman Mr. Malenfant. Lewiston, pending passage to be enacted, and the Chair recognizes that gentleman.

Mr. MALENFANT: Mr. Speaker and Members of the House: I tabled this bill yesterday when I found out that this bill was presented by the gentleman from Portland, Mr. Childs. I said to myself it must be a good bill, so I got a copy of this bill and I studied the bill last night in my office. I remember that the gentleman from Portland, Mr. Childs, cooperated on my charter bill, that means he cooperated to kill the bill. Before I make a motion on this bill, I would like to advise the gentleman from Portland, Mr. Childs, for the good of the people of Androscoggin County to not stay too long in the corridor

in order to not catch the so-called sorehead disease. The people of Androscoggin County told me last night they have already found a new vaccine to check that disease, but they cannot use it before the next county and state elections. Therefore, to show the gentleman from Portland, Mr. Childs, at least my heart is in the right place, I move for the enactment of this bill.

The SPEAKER: The gentleman from Lewiston, Mr. Malenfant, moves that the Bill be passed to be enacted.

The Chair would inquire whether the gentleman from Portland, Mr. Childs, cares to make any remarks?

Mr. CHILDS: Mr. Speaker and Members of the House: I want to say to the gentleman from Lewiston, Mr. Malenfant, that I certainly appreciate all his cooperation.

Thereupon, the motion prevailed and 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 eighth tabled and today assigned matter, Senate Report "Ought not to pass" (covered by other legislation) of the Committee on Retirements and Pensions on Bill "An Act relating to Pensions for Dependents of Deceased Policemen", Senate Paper 117, Legislative Document 276, tabled on April 28 by the gentlewoman from Rumford, Miss Cormier, pending the motion of the gentleman from Bangor, Mr. Browne, to substitute the Bill for the Report. (In Senate Bill substituted for Report and Engrossed).

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

Mr. BROWNE: Mr. Speaker and Members of the House: I now move that the Bill be substituted for the Report.

The SPEAKER: The Chair will state that that motion is now pending. Does the gentleman wish to address remarks to the motion?

Mr. BROWNE: Mr. Speaker, I understand that any objections that were raised with reference to it have been answered.

The SPEAKER: Is it the pleasure of the House that the Bill be substituted for the "Ought not to pass" Report of the Committee on

Retirements and Pensions in concurrence?

The motion prevailed and the Bill was substituted for the Report in concurrence.

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

The SPEAKER: The Chair would state that that finishes the items specially assigned for today. Due to the absence of so many members, the Chair would suggest that the best procedure might be to take off at this time items that are not particularly controversial from the calendar, perhaps continue working until one o'clock Daylight Time and then adjourn until Tuesday.

(Off Record Remarks by the Speaker)

On motion of Mr. Anderson of Greenville, the House voted to take from the table the twenty-first tabled and unassigned matter, Bill "An Act relating to Disposition of County Fees in Kennebec County", Senate Paper 534, Legislative Document 1448, tabled on April 14 by the gentleman from Greenville, Mr. Anderson, pending adoption of House Amendment "A".

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

Mr. ANDERSON: Mr. Speaker, I am going to make a motion but before I do I think that perhaps a few words of explanation may be in order. The amendment that I offered to this bill is considerably hotter than I thought and the more time that I spend in the Attorney General's office, the more convinced I am that it better lie low for two more years. With the permission of the House, I would like to withdraw my amendment.

The SPEAKER: The gentleman from Greenville, Mr. Anderson, withdraws House Amendment "A" which is now pending under his motion for adoption.

Thereupon, the Bill was given its third reading and passed to be engrossed in concurrence.

On motion of the gentleman from Lewiston, Mr. Cote, the House voted to take from the table the fiftyeighth tabled and unassigned matter, House Report "Ought not to pass" of the Committee on Retirements and Pensions on Resolve Providing for State Pension for Marie L. Lachance of Lewiston, House Paper 1009, tabled by that gentleman on April 28 pending acceptance.

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

Mr. COTE: Mr. Speaker and Members of the House: During the absence of the gentleman from Lewiston, Mr. Dumais, I tabled this bill. After having a conference with that gentleman, I now move that we accept the report of the committee.

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

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

"Ought not to pass" Report was accepted and sent up for concurrence.

On motion of the gentlewoman from Portland, Mrs. Files, the House voted to take from the table the twenty-second tabled and unassigned matter, House Divided Report, Report "A" reporting "Ought to pass" and Report "B" reporting "Ought not to pass" of the Committee on Public Utilities on Bill "An Act to Promote Safety on Common Carriers by Railroads", House Paper 1150, Legislative Document 1365, tabled on April 15 by the gentlewoman from Portland, Mrs. Files, pending the motion of the gentleman from Portage Lake, Mr. Cook, to accept Report "B".

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

Mr. OSBORNE: Mr. Speaker and Members of the House: As you will recall, this is an evenly divided report, A and B, five members on each side. I hope the motion of the gentleman from Portage Lake, Mr. Cook, that report "B" be accepted does not prevail. As a signer of report "A" I felt that the arguments presented at the hearing, and it was well presented by both sides.

indicated that the trains were getting longer, that the crossings were getting more clogged in metropolitan areas, and the crews were either staying in relatively small proportion to the work that they had or getting smaller. I am not a skilled railroader, I do not know too much about railroads, but when I come through the City of Waterville I know how long I have to wait there while they are cutting out cars, and I would like to hear from some of the other members here who undoubtedly have better information than I do on the subject.

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

Mr. McGLAUFLIN: Mr. Speaker and Members of the House: I am opposed to the acceptance of the report "B". You may recall that I spoke on this subject in favor of report "A", that the bill "Ought to pass" when it was up the other day. I have talked with trainmen as I have gone back and forth on the train from Portland to Augusta, and they claim that this is very much needed, not only for the welfare of the men themselves, but the general public. As I stated the other day, they informed me that they do have a clause in their contract that provides that they shall have this additional service but that the railroad companies failed to carry it out. I recall that the gentleman from Portage Lake, Mr. Cook, told how the Public Utilities Committee had power to regulate these things, and he quoted considerable law, but what chance do you think that a railroad man has of getting any action from the Public Utilities Commission unless some big organization, a union or the railroad companies want that passed, they do not look at those provisions unless it is particularly brought to their attention. Now the request as I understand it is for only one additional man on these long trains, some of them a mile long with just two men on that whole train to look after the safety of everybody. If a train should break apart you have not got an extra man there. It seems to me reasonable that you should have such a man. It therefore looks to me to be a reasonable request.

I therefore am opposed to the adoption of "B".

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

Mr. McCLUSKEY: Mr. Speaker, inasmuch as this is a controversial matter and there are a number of members absent, and as I believe a 1:00 o'clock deadline has been decided on, am I in order to have this retabled?

The SPEAKER: The gentleman from Warren, Mr. McCluskey, moves that the two Reports and Bill again lie on the table pending the motion of the gentleman from Portage Lake, Mr. Cook, to accept Report "B". Is this the pleasure of the House?

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

The SPEAKER: The Chair would inquire if there is any member who would care to take a comparatively non-controversial item from the table?

On motion of the gentleman from Portage Lake, Mr. Cook, the House voted to take from the table the sixth tabled and unassigned matter, Bill "An Act relating to Rules and Regulations of the Department of Inland Fisheries and Game", Senate Paper 180, Legislative Document 432, tabled on March 29 by that gentleman, pending third reading.

The SPEAKER: The Chair recognizes the gentleman from Portage Lake, Mr. Cook.

COOK: Mr. Speaker and Mr. Members of the House: This is a bill that has met some considerable opposition by a number of the Legislators here, also a number of the citizens, and I have been in some consultation with various members of the Fish and Game Committee and I spent some time with Commissioner Cobb this morning on this bill, and in order to eliminate the objections to the present bill it would be necessary to go into some considerable detail in the redraft which the Commissioner feels is perhaps not advisable at this time and he has agreed to indefinitely postpone which motion I wish to this bill. make at this time.

The SPEAKER: The gentleman from Portage Lake, Mr. Cook,

moves that Bill "An Act relating to Rules and Regulations of the Department of Inland Fisheries and Game", Senate Paper 180, Legislative Document 432, be indefinitely postponed.

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

Mr. QUINN: Mr. Speaker, in the absence of the House Chairman of the Committee on Inland Fisheries and Game, I move that this matter remain on the table until Tuesday.

The SPEAKER: The gentleman from Bangor, Mr. Quinn, moves that the Bill be again placed on the table pending the motion of the gentleman from Portage Lake, Mr. Cook, for indefinite postponement and be specially assigned for Tuesday, May 3. Is this the pleasure of the House?

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

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

Mr. WHITING: Mr. Speaker, before we adjourn, I would like permission of the members of the House to have the Speaker read a short notice.

The SPEAKER: The gentleman from Skowhegan, Mr. Whiting, requests that the Clerk read a paper. Does the Chair hear objection to the gentleman's request?

The Chair hears none. The Chair will request the Sergeant-at-Arms to bring the paper to the Clerk of the House.

The CLERK: Mr. Speaker and Members of the House: I want to ask a favor of you members. For sixteen weeks I have sat in this seat and listened to bear bills, bottle bills and the troubles of the City of Lewiston through which I have tried to keep awake, because part of the conversation I could not understand.

As the members of the last session know, I am troubled with an incurable disease. For eight months of the year it does not bother me, but the last week in April, it gets almost unbearable, and last night it was made more so.

While some of you in your monkey suits were at the Armory, I went to Athens to a chicken pie supper, and there was a whole chicken in every pie. On my way south afterward, I met eight cars bearing New York number plates, and five of them having boats on trailers, heading for Moosehead Lake. That did it, if I had not had so me neighbors with me, I would have turned around and joined the parade.

Now what I want to ask you to do, is to come down here Tuesday morning, take those unassigned bills from the table, indefinitely postpone most of them which should have

been done in the first place and to a lot of others, and let me go fishing. (Applause)

(Mr. Childs of Portland was granted unanimous consent to address the House off the record)

On motion of Mr. Childs of Portland,

Adjourned until Tuesday, May 3, at eight-thirty o'clock in the morning, Eastern Standard Time.