

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

One-Hundredth Legislature

OF THE

STATE OF MAINE

1961

DAILY KENNEBEC JOURNAL
AUGUSTA, MAINE

HOUSE

Tuesday, February 14, 1961

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

Prayer by the Rev. Mr. John Young, Second Baptist Church, Bowdoinham.

The members stood at attention during the playing of the National Anthem.

The journal of the previous session was read and approved.

Papers from the Senate

From the Senate:

Bill "An Act relating to Coercive Practices in Retail Sale and Distribution of Gasoline" (S. P. 403) (L. D. 1299)

Came from the Senate referred to the Committee on Business Legislation.

In the House, referred to the Committee on Business Legislation in concurrence.

From the Senate:

Bill "An Act relating to Exit Facilities in Nursing Homes" (S. P. 429) (L. D. 1306)

Came from the Senate referred to the Committee on Health and Institutional Services.

In the House, referred to the Committee on Health and Institutional Services in concurrence.

From the Senate:

Bill "An Act to Clarify State Boating Law" (S. P. 420) (L. D. 1300)

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

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

From the Senate:

Bill "An Act relating to Default under Trustee Process" (S. P. 421) (L. D. 1301)

Bill "An Act relating to Unauthorized Charging of Telecommunication Service" (S. P. 423) (L. D. 1302)

Bill "An Act relating to Investigation of Divorce Actions Involving Custody of Children" (S. P. 424) (L. D. 1303)

Bill "An Act Limiting Appearances as Counsel Before State Tax Assessor to Attorneys" (S. P. 426) (L. D. 1304)

Came from the Senate referred to the Committee on Judiciary.

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

From the Senate:

Bill "An Act Exempting Certain Salesmen from the Minimum Wage Law" (S. P. 428) (L. D. 1305)

Came from the Senate referred to the Committee on Labor.

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

From the Senate:

Bill "An Act relating to Suspension of Liquor License for Sale to Minors" (S. P. 435) (L. D. 1307)

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

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

From the Senate:

Bill "An Act relating to Sales of Discontinued Items of Liquor in State Stores" (S. P. 436) (L. D. 1308)

Bill "An Act relating to Definition of 'Class A Restaurant'" (S. P. 437) (L. D. 1309)

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

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

From the Senate:

Bill "An Act relating to Credit for Military Service under State Retirement Law" (S. P. 441) (L. D. 1310)

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

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

From the Senate:

Bill "An Act relating to Orders for State Printing" (S. P. 445) (L. D. 1311)

Came from the Senate referred to the Committee on State Government.

In the House, referred to the Committee on State Government in concurrence.

From the Senate:

Bill "An Act Exempting the Grange from Property Taxes" (S. P. 446) (L. D. 1312)

Came from the Senate referred to the Committee on Taxation.

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

From the Senate:

Bill "An Act Increasing Payments to County Law Library of Knox County" (S. P. 448) (L. D. 1313)

Bill "An Act Increasing Salaries of County Officials of Knox County and Judge of Rockland Municipal Court" (S. P. 449) (L. D. 1314)

Bill "An Act Increasing Salary of County Attorney of Franklin County" (S. P. 450) (L. D. 1315)

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

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

From the Senate:

Bill "An Act relating to Penalty for Failure of Owners of Motor Vehicles to Have Vehicles Inspected" (S. P. 451) (L. D. 1316)

Bill "An Act relating to Penalty for Weight Violations of Commercial Vehicles" (S. P. 453) (L. D. 1317)

Bill "An Act relating to Number Plates for Antique Motor Vehicles" (S. P. 454) (L. D. 1318)

Came from the Senate referred to the Committee on Transportation.

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

Ought to Pass in New Draft

Report of the Committee on Labor on Bill "An Act Exempting Certain Salesmen from the Minimum Wage Law" (S. P. 20) (L. D. 45) reporting same in a new draft (S. P. 399) (L. D. 1253) under same title and that it "Ought to pass"

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

In the House, the Report was read and accepted in concurrence, the New Draft read twice and tomorrow assigned.

Ought to Pass with Committee Amendment

Report of the Committee on Natural Resources on Resolve Authorizing the State Tax Assessor to Convey by Sale the Interest of the State in Certain Lands in the Unorganized Territory (S. P. 92) (L. D. 188) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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

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

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

COMMITTEE AMENDMENT "A" to S. P. 92, L. D. 188, "Resolve Authorizing the State Tax Assessor to Convey by Sale the Interest of the State in Certain Lands in the Unorganized Territory."

Amend said Resolve, under the caption "Albany Township, Oxford County" by adding at the end of the second line the following: ' (Excepting the 20 A. parcel as described in Book 560, Page 472, Oxford County Registry.) '

Committee Amendment "A" was adopted in concurrence and the Resolve assigned for second reading tomorrow.

Orders

Mr. Haughn of Bridgton presented the following Order and moved its passage:

WHEREAS, the members of the House have learned that today is the birthday of Mr. Walls of Millinocket,

BE IT ORDERED, that the members of the House extend to Mr. Walls their congratulations and their best wishes not only for today but for the entire year.

The SPEAKER: The Chair will declare this Order unanimously passed. (Applause)

On motion of Mrs. Harrington of Patten, it was

ORDERED, that Mr. Cox of Dexter be excused from attendance for the duration of his illness.

House Reports of Committees Leave to Withdraw

Mr. Crockett from the Committee on Highways on Bill "An Act relating to Facilities at Picnic Grounds" (H. P. 305) (L. D. 457) reported Leave to Withdraw

Report was read and accepted and sent up for concurrence.

Ought Not to Pass

Mr. Coulthard from the Committee on Agriculture reported "Ought not to pass" on Bill "An Act relating to Killing Deer Which Damage Crops and Orchards" (H. P. 239) (L. D. 353)

Mr. Brewer from the Committee on Claims reported same on Resolve to Compensate William H. Barker of Newry for Injuries While Training with National Guard (H. P. 296) (L. D. 448)

Mr. Hutchins from same Committee reported same on Resolve Reimbursing Town of Canton for Aid Extended to Kenneth Crocker and Family (H. P. 297) (L. D. 449)

Mr. Morrill from the Committee on Liquor Control reported same on Bill "An Act Prohibiting the Advertising of Price of Liquor" (H. P. 413) (L. D. 588)

Reports were read and accepted and sent up for concurrence.

Ought to Pass in New Draft New Drafts Printed

Mr. Albair from the Committee on Taxation on Bill "An Act Exempting Non-Profit and Charitable Institutions from Sales and Use Tax" (H. P. 38) (L. D. 72) reported same in a new draft (H. P. 1050) (L. D. 1360) under title of "An Act Exempting Certain Non-profit and Charitable Institutions from Sales and Use Tax Law" and that it "Ought to pass"

Mr. Bradeen from same Committee on Bill "An Act relating to the Tax on Interim Rental of Property Purchased for Resale" (H. P. 424) (L. D. 599) reported same in a new draft (H. P. 1061) (L. D.

1361) under same title and that it "Ought to pass"

Reports were read and accepted, the New Drafts read twice and tomorrow assigned.

Ought to Pass Printed Bills

Mr. Gardner from the Committee on Agriculture reported "Ought to pass" on Bill "An Act Revising the Maine Economic Poisons Law" (H. P. 220) (L. D. 335)

Mr. Gallant from the Committee on Claims reported same on Resolve to Reimburse Edward M. Healy for Repairs to Androscoggin Lake Dam (H. P. 232) (L. D. 346)

Mr. Hague from same Committee reported same on Resolve to Reimburse Canton Water District for Damage from Highway Construction (H. P. 298) (L. D. 450)

Mr. Crockett from the Committee on Highways reported same on Bill "An Act relating to Student Rates for Ferry Service for North Haven, Vinalhaven, Islesboro and Swan's Island" (H. P. 476) (L. D. 676)

Mr. Philbrick from same Committee reported same on Resolve Designating Abbott Village Bridge as "The Page-Carr Bridge" (H. P. 306) (L. D. 458)

Mr. Perry from the Committee on Natural Resources reported same on Bill "An Act Amending the Christmas Tree Law" (H. P. 265) (L. D. 379)

Mr. Baxter from the Committee on Taxation reported same on Bill "An Act relating to Poll Taxes" (H. P. 547) (L. D. 744)

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

Mr. Bradeen from same Committee reported same on Bill "An Act to Simplify Exemption of Veteran's Property from Taxation" (H. P. 549) (L. D. 746)

Mr. Maxwell from same Committee reported same on Bill "An Act relating to Sales Tax on Sales of Food Products for Immediate Consumption" (H. P. 548) (L. D. 745)

Mr. Waterman from same Committee reported same on Bill "An Act Revising the Law on Tax on Transient Rentals" (H. P. 551) (L. D. 748)

Mr. Wheaton from same Committee reported same on Bill "An Act relating to Definition of Retail Sale under Sales and Use Tax Law" (H. P. 543) (L. D. 740)

Reports were read and accepted, the Bills read twice, Resolves read once and tomorrow assigned.

Ought to Pass with Committee Amendment

Mr. Johnson from the Committee on Claims on Resolve in favor of Myron Reynolds of Brooks (H. P. 233) (L. D. 347) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted and the Resolve read once.

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

COMMITTEE AMENDMENT "A"
to H. P. 233, L. D. 347, Resolve in Favor of Myron Reynolds of Brooks.

Amend said Resolve, by striking out the figure "\$1,200" in the second line, and inserting in place thereof, the figure "\$500".

Committee Amendment "A" was adopted and the Resolve assigned for second reading tomorrow.

Order Out of Order

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

ORDERED, the House concurring, that H. P. 206, L. D. 301, "An Act to Prohibit the Taking of Lobsters and Crabs During the Hours of Darkness" be recalled from the Governor to the Senate (S. P. 458)

Came from the Senate read and passed.

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

Passed to Be Engrossed Tabled and Assigned

Bill "An Act Providing a State-Wide Limit on Certain Fish" (S. P. 69) (L. D. 169)

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

(On motion of Mr. Perry of Easton, tabled pending passage to be engrossed and specially assigned for Tuesday, February 21.)

Bill "An Act relating to Selection of Public Reserved Lots" (S. P. 75) (L. D. 175)

Bill "An Act relating to Sewage Pollution Surveys" (S. P. 144) (L. D. 327)

Bill "An Act to Clarify the Eminent Domain Appeal Procedure in the Bowdoinham Water District Charter" (H. P. 30) (L. D. 64)

Bill "An Act relating to Facsimile Signature of Forest Commissioner" (H. P. 77) (L. D. 119)

Bill "An Act relating to Closed Time on Deer in Long Island Plantation" (H. P. 138) (L. D. 201)

Bill "An Act Increasing Indebtedness of Limestone Water and Sewer District" (H. P. 161) (L. D. 224)

Bill "An Act relating to Source of Supply for Hampden Water District" (H. P. 336) (L. D. 488)

Bill "An Act relating to Lien Notices and Time of Annual Meeting of Kennebunk Sewer District" (H. P. 337) (L. D. 489)

Bill "An Act relating to Unlawful Use of Motor Vehicle Operators' Licenses" (H. P. 399) (L. D. 574)

Bill "An Act to Amend the Charter of the Kennebec Water District" (H. P. 417) (L. D. 592)

Bill "An Act relating to Water Supply and Indebtedness of South Berwick Water District" (H. P. 529) (L. D. 727)

Bill "An Act relating to Charges and Real Estate Liens by Westbrook Sewerage District" (H. P. 620) (L. D. 837)

Bill "An Act to Incorporate Starks Water District" (H. P. 622) (L. D. 839)

Bill "An Act to Incorporate the Jay Village Water District" (H. P. 623) (L. D. 840)

Bill "An Act to Increase Service Area and Borrowing Capacity of East Boothbay Water District" (H. P. 624) (L. D. 841)

Bill "An Act Increasing Borrowing Capacity of Mars Hill Utility District" (H. P. 625) (L. D. 842)

Bill "An Act relating to Signals at Railroad Crossings" (H. P. 1058) (L. D. 1319)

Bill "An Act Regulating the Digging of Clams in Wells, York County" (H. P. 1059) (L. D. 1320)

Resolve Prohibiting Live Fish as Bait in Certain Waters (S. P. 26) (L. D. 51)

Resolve Regulating Salmon Fishing in Sebec Lake, Piscataquis County (S. P. 71) (L. D. 171)

Resolve Regulating Ice Fishing in Spring Lake, T3 R4, Somerset County (S. P. 110) (L. D. 255)

Resolve Designating Bridge over Outlet Stream, Oxford Village, as Ralph E. Edwards Bridge (S. P. 137) (L. D. 320)

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

The SPEAKER: From time to time there are various groups who visit the capital city of Augusta and occasionally they drop in to view the proceedings of the House of Representatives of the State of Maine, to see their Representatives in operation.

At this time, the Chair recognizes the presence in the gallery of a group of grammar school students in the eighth grade from Unity, Maine, accompanied by Mrs. Bradstreet and Mr. Braley. On behalf of the House, the Chair extends to you a most cordial and hearty welcome, and we hope that you will enjoy and profit by your visit with us here today. (Applause)

Amended Bills

Bill "An Act Permitting Absentee Ballots for Election of Town Officials" (S. P. 65) (L. D. 165)

Bill "An Act to Correct Inconsistencies and Inequities in the Maine State Retirement System Law" (S. P. 122) (L. D. 267)

Bill "An Act relating to Registration of Saddlemount Motor Vehicles" (H. P. 281) (L. D. 395)

Resolve Closing Hay Pond, Penobscot County, to Ice Fishing (H. P. 149) (L. D. 212)

Were reported by the Committee on Bills in the Third Reading, Bills read the third time, Resolve

read the second time, all passed to be engrossed as amended by Committee Amendment "A" and sent to the Senate.

Passed to Be Enacted Emergency Measure

An Act relating to Permits for Applicants to Practice Barbering (S. P. 93) (L. D. 189)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a division was had. 127 voted in favor of same and one against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act to Increase the Indebtedness of the Town of Wiscasset School District (H. P. 154) (L. D. 217)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members elected to the House being necessary, a division was had. 132 voted in favor of same and none against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Passed to Be Enacted

An Act relating to Notification to Attorney General on Petitions for Pardon and Commutation of Sentences (S. P. 11) (L. D. 11)

An Act relating to License Fee for Nonresident Hunting Licenses (S. P. 17) (L. D. 17)

An Act Repealing Reports by Trappers of Wild Animals (S. P. 27) (L. D. 52)

An Act Repealing Reports by Guides under Fish and Game Laws (S. P. 28) (L. D. 53)

An Act Regulating Fishing for White Perch in Certain Counties (S. P. 30) (L. D. 55)

An Act Prohibiting the Use of Power Boats on Quimby Pond, Rangeley (S. P. 40) (L. D. 82)

An Act Providing for Reciprocity Between States Relative to Funeral

Directors and Embalmers (S. P. 72) (L. D. 172)

An Act relating to Use of Names by Corporations Organized under the General Law (H. P. 88) (L. D. 128)

An Act relating to Payments to Maine Forestry District for Fire Protection within Indian Township (H. P. 123) (L. D. 163)

An Act relating to Limit of Endowment Fund of Foxcroft Academy (H. P. 153) (L. D. 216)

An Act Increasing Number of Trustees and Executive Committee of Lincoln Academy (H. P. 155) (L. D. 218)

An Act relating to Request for Payment to the Town of Limestone of Poll Taxes Collected by State from Residents of Connor (H. P. 176) (L. D. 239)

An Act relating to Maintenance of the Waldo-Hancock Bridge (H. P. 195) (L. D. 290)

An Act relating to Bank Checks with Bids on Highway Construction (H. P. 196) (L. D. 291)

An Act relating to Revenues for Lewiston Parking District (H. P. 330) (L. D. 482)

Finally Passed

Resolve in favor of Wayne Innis of Bath (S. P. 35) (L. D. 77)

Resolve Designating Winslow Bridge as "The Fort Halifax Bridge" (H. P. 136) (L. D. 199)

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

Orders of the Day

The Chair laid before the House the first tabled and today assigned matter:

Bill "An Act Relating to Prohibited Implements in Hunting Wild Birds or Animals" (S. P. 32) (L. D. 57) — In Senate passed to be engrossed.

Tabled—February 7, by Mr. Hughes of St. Albans.

Pending—Passage to be engrossed.

The SPEAKER: The Chair recognizes the gentleman from St. Albans, Mr. Hughes.

Mr. HUGHES: Mr. Speaker, due to the fact that this matter still

doesn't seem to be straightened out to the satisfaction of others, I would move that it be retabled until tomorrow morning.

Thereupon, the Bill was retabled pending passage to be engrossed and specially assigned for tomorrow.

The Chair laid before the House the second tabled and today assigned matter:

Bill "An Act Exempting State Police Motor Vehicles from Registration" (S. P. 150) (L. D. 333)—In Senate Passed to be engrossed.

Tabled—February 8, by Mr. Jones of Farmington.

Pending — Passage to be engrossed.

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

The Chair laid before the House the third tabled and today assigned matter:

Divided Report, Majority report, "Ought to pass" with Committee Amendment "A" — Minority report "Ought not to pass" on—Bill "An Act Providing for Bounty on Bears" (H. P. 17) (L. D. 36)

Tabled—February 9, by Mr. Jones of Farmington.

Pending—Motion of Mr. Anderson of Ellsworth that the Minority report be accepted.

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

Mr. ANDERSON: Mr. Speaker, Ladies and Gentlemen of the House: I am emphatically opposed to a bounty on bear. I feel very strongly they should be controlled and protected in the same manner as our deer herd. As an outdoor man and a guide, I know from personal observation the damage they do to blueberry crops and orchards is greatly exaggerated, that the destruction of sheep in sections of Maine laid to them is more often committed by dogs. As a registered guide, I know that out-of-state hunters would much rather take a bear home on the fenders of their cars than a deer. From the financial point of view it could be a serious loss in revenue for the State if this bill

should be enacted, for this magnificent game animal would soon be decimated.

From one to four cubs, usually two, are born in a hibernation den in the spring. A professional bounty hunter has these dens spotted and it is an easy matter for him to destroy the entire family. I witnessed the slaughter of a bear family a few years ago, when there was a bounty on these animals. Frankly it turned my stomach. Had I known that cubs would be slaughtered, I would have not accompanied the bounty hunter on this expedition. The mother bear was shot and three fuzzy little cubs, hardly bigger than kittens, were clubbed to death. The bounty hunter was paid for the extermination of four bear—four that license-paying hunters were deprived of.

Again, let me say that I am definitely opposed to a bounty on bear. On bobcats, yes, for I know that from personal experience, they are a serious menace to our deer herd. I feel that if we let this bill pass we will have deprived the State of a good source of revenue and sounded the death knell of a much prized game animal. I now move that the Minority Report "Ought not to pass" be accepted.

The SPEAKER: The Chair recognizes the gentleman from Farmington, Mr. Jones.

Mr. JONES: Mr. Speaker, Ladies and Gentlemen of the House: I bear with our brother from over in the other part of the state very heartily. His remarks are full of human interest and we all hate to see animals devastated in certain ways, and it seems a shame to observe the killing of these poor innocent cubs in such a cruel manner. However, if he could have been at my place in Industry a few years ago and gone into my pasture with me, and seen twenty-eight of the best lambs that anyone ever looked at laying around the orchard with their toes to the sun, I think he would have had a little different idea and feeling about this situation.

Now this bill came out of the Committee on a divided report seven to three "Ought to pass." I

think the facts that were given before this committee were extensive and very concrete and very true. And I think the committee when they decided on the basis of facts that were presented to them, I think they used excellent judgment. If we accept the Minority Report "Ought not to pass" and, of course, that's the measure before you now, if you vote in favor of the committee report why you will defeat the bill.

Now the bill is a good bill. It should pass. There are upwards of between fifty and sixty thousand members of the Maine Sheep Breeders Association, the Maine Livestock Association, and your Maine State Grange; they have all voiced their opinions and feelings as going on record of being in favor of this bill. Now I think that warrants very careful consideration on your part when you express yourselves here in voting this morning.

In my own particular town, we have five breeders of sheep there who are obliged to enclose those sheep every night in order to avoid their being killed by bear. Now in this manner of raising sheep it is not good for the animals because sheep should feed during the evening and during the night, that is a part of their nature. We have another area, many of who have gone out of the business, as I said before, because of the damage being done by bear. My good colleague has referred to the fact that sometimes he feels that the blame is put upon the bear for the death of these animals. However, I don't believe that point is exaggerated overly.

Now your bill, as it states now, covers a bounty on bear killed from May 1st to October 4th only. Previously when there was a bounty on bear it covered for the entire season, but this bill is designed this way and I think that is the reason why you got a report from the committee, the divided report in favor of "Ought to pass", is because of the fact that we have the bounty payable on bear from May 1st to October 1st. Now in this manner when one is having trouble, same as I have had, like many others, why there

is an incentive for a trapper to come into the area and spend some time to try to kill that predatory animal. Without the bounty there won't be any incentive and everyone has to work for a living and therefore the trapper isn't interested in making a catch during the summer months because there is no reward for his efforts. So therefore, that is why we designed the bill in this manner and I think it is a good bill and we have a lot of support for it and we should vote to deny the "Ought not to pass" Report. I think we should vote it down. Thank you.

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

Mr. MAXWELL: Mr. Speaker, Ladies and Gentlemen of the House: I have been a guide, a trapper, a hunter, all of my life. I have shot and killed nine of these vicious animals. I don't want to see any bounty.

First, a bounty system has never, anywhere it has been used, brought about the results it was intended to; it is a foolish, unnecessary waste of public funds that could be used for other things. I could go on and name several things that are on the agenda this year that we could use some of this money for, but I won't take your time. There is no evidence whatsoever, evidence that can be proven as a scientific fact, that because of no bounty on bear there is a larger number of them. Sure, a few bear become killers, but there is an open season year-round and the Department of Agriculture pays for damage done by them. It is a very interesting fact to note that payments for same have steadily decreased and, I repeat, they have decreased over the past three years when we have had no bounty. And remember, there has been no bounty for that time. The repeal was done by the Ninety-eighth Legislature, we were the forty-seventh state that saw the light and did away with a costly unwanted subsidy to a few trappers and, if you will, sellers of bear to out-of-state hunters.

A real sportsman from out-of-state gets a much larger thrill out of shooting and taking back

home a bear than any other game animal we have. As I said before, I have personally killed nine of them and never with a bounty in mind. I know of no conservation club that advocates a bounty as a means of control. There are more and more out-of-state hunters, bear hunters, coming into the state both fall and in the spring. To quote Claude Kelley, president of Wildlife, The National Federation of Wildlife, "Through education we have succeeded in eliminating most all bounties in the United States. The bear is a valued game animal."

I stated that bear do on rare occasions become killers. If that happens in your area, notify your local game warden, he will gladly assist in trapping. I could go on here for the next hour and tell you about the black bear. I have a reprint from the Outdoor Life, The Bounty Hoax,—the Million Dollar Throwaway, by Ben East. Millions are wasted in bounties and don't increase game or curb predators, only fraud flourishes. The evidence makes it plain as long as sportsmen tolerate bounties they will be the losers.

Then back about four or six years ago, the State Legislature authorized through an act, the Department of Inland Fisheries and Game to study the black bear in the State of Maine. Take time to go over to the Department, pick up the "Black Bear and its Status in Maine," and you will certainly vote against any bounty. Thank you, ladies and gentlemen.

The SPEAKER: The Chair recognizes the gentleman from Casco, Mr. Moore.

Mr. MOORE: Mr. Speaker and Members of the House: I realize that bounty is kind of a dirty word. I guess we should change it to reward, since we see so many shows on television we picture everyone that would shoot a bear as a criminal. Unfortunately I have spent a lot of time in the woods hunting and trapping and in the north country where I have seen the actual damage that bear do to the farmers, and if I hadn't seen it myself, I might agree with these last two gentlemen here, Mr. Maxwell and Mr. Anderson. But I am

as much of a sportsman, I think I am, as anyone in this House today. But I also am interested in the farmers. I think that each one of us in the cities or from the cities that belong to sporting clubs, and we are opposing this bill, are overlooking the fact that the farmer is the fellow who supplies us with the land to hunt on. Now he has the problem, and I think it is in all fairness that we should pass this amended bill as it is. We had a big hearing there; it lasted for two hours, and there were men from the Maine State Grange from the Farm Bureau, and the Cattle Breeders Association and from the Sheep Breeders Association, and they were serious men, they weren't down there asking for something that wasn't so. They were telling us the facts.

Now I am more interested in keeping our farmers in this state than I am in getting some out-of-state hunter in here to shoot a bear. Now I have hunted a lot around and seen a few bear and I haven't shot many, and if the men don't want to come into this state to hunt the deer, as far as I am concerned, I will keep the farmers and let them stay in Massachusetts or where they are.

I went over to the Department of Agriculture this morning to see what this probably would cost the Department of Agriculture. In the last two years that they paid a bounty, during that season from May to the first of October in '55 and '56 they paid \$3330, that is what it would cost. In the year '56 and '57, that fiscal year it cost \$2565. Now if we can keep the farmers back on the farms and let—we have enough deserted farms in this area now, and we have enough posted land in this area, in this state, and the sportsmen's clubs are always complaining because the farmers are posting their land. Let's show them that we are interested in the farmers' problem and vote against this motion of the gentleman from Ellsworth, Mr. Anderson. Thank you.

The SPEAKER: The Chair recognizes the gentleman from Farmington, Mr. Jones.

Mr. JONES: Mr. Speaker and Members of the House: We bear

with my brother Maxwell and I think from what he said, it is indicative of the fact that he is in favor of passing legislation here more to the interest and in favor of the people living without our state limits who want to come in here and hunt the big animal, the big bruin.

I might say that this bill only pertains to bounty on animals within organized townships. It doesn't cover for areas outside of that and, therefore, we have plenty of wildlands in the state, and I am sure that even though this bill passes there will still be ample number or large population and enough bear to interest those out-of-state sportsmen. So I move for a division at this time.

The SPEAKER: The gentleman from Farmington, Mr. Jones, has requested a division.

The Chair recognizes the gentleman from Guilford, Mr. Dodge.

Mr. DODGE: Mr. Speaker, in regard to the damage that bear may do, back when they had the CCC camps under Mt. Katahdin, they had to hire a professional hunter to go in there to get rid of the bear that were causing so much damage breaking into the camps. I think he killed or trapped about seventeen bear. They can be and do a lot of damage at different times. Now as far as a bounty controlling animals, we have various kinds of bounties. We have a bounty paid by the State, you have a bounty paid on a beaver skin by some buyer of fur. Now if you should take all the protection off from beaver, how long would they last? We don't have animals just to go out in the woods and kill them. We hunt them for some reason. We hunt them because we eat the deer. We hunt the beaver or trap it because we get the fur, and we did trap the fox as long as his fur was worth anything. At the present time the fox is overrunning in many parts of the State because there isn't any bounty of any kind, either on the fur or by the State.

I am in favor of this bill. I think it is going to help the farmers that are handling sheep. We have many abandoned farms in this State. Now these farms are growing up to hazel bushes and

stuff like that, and more and more farmers — people come in there and raise sheep. In my area they have a big — we almost might call it a sheep ranch, where they raise many sheep. Now if bear get into places like that, it is going to cause a lot of trouble; and more and more people want this business to come into the State. It is becoming a large business and will be larger, and it needs some protection.

The SPEAKER: This might be an opportune time to mention that under the rules, each member is entitled to speak twice on a matter before the House, and if they speak for a third time, they have to get permission from the House to do so.

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

Mr. ANDERSON: Mr. Speaker, Ladies and Gentlemen of the House: I just want to say one word in rebuttal, that the State of Maine saw the light in 1957 and New Hampshire five years ago.

The SPEAKER: The Chair recognizes the gentleman from Stetson, Mr. Merrill.

Mr. MERRILL: Mr. Speaker and Members of the House: I went along with the Majority Report on this bill and I think it is a good bill. I think that we get several bounties on different animals, and I will refer back to 1949; I introduced a bill here on bounties on porcupine and it got killed. In 1951 it came out, and it has been a wonderful thing for the State. I think these people that are off in these sections that are trying to raise sheep and their fruit, I don't know why they are not entitled to this bill. I think it is fair. It won't cost the State much money, and I am in favor of this bill.

The SPEAKER: The Chair recognizes the gentleman from St. Albans, Mr. Hughes.

Mr. HUGHES: Mr. Speaker and Members of the House: This problem like many others, of course, has two sides. I am a hunter to some extent. I have never seen any bear in the woods, let alone shot one, so I am probably not a very good hunter; but I would like very

much to shoot a bear, but not at the expense of the farmers, so I would be opposed to the motion that is before the House.

The SPEAKER: The Chair recognizes the gentleman from Sangerville, Mr. Edgerly.

Mr. EDGERLY: Mr. Speaker, Ladies and Gentlemen of the House: I am probably a pretty poor bear trapper, but I have caught a few, and I have seen a good many of them in the woods. I won't bother you much because I would talk too long, but I am talking now for the trappers. I am a trapper and I know lots of other trappers, and they are enjoying this very much to see the bounty not put on bear now until they can get up where they can reap a harvest collecting the bounty. They are gaining every year and by and by you will have years coming when the State has got to put on a bounty. Then they pay just as much or more, add the years together as they would if they had kept a bounty on all the time. I want to get that on the record so they can look back and see that I didn't prophesy wrong.

The SPEAKER: The pending question before the House is the motion of the gentleman from Ellsworth, Mr. Anderson, that the House accept the Minority "Ought not to pass" Report. A division has been requested.

The Chair recognizes the gentleman from East Machias, Mr. Dennison.

Mr. DENNISON: Mr. Speaker, on this bounty on bear, now I think if every person in this Legislature had the opportunity to see one of these animals in a trap, I don't think they would ever vote for a bounty on bear; because when an animal of this size is in a trap and you want to catch him in the summertime when it is hot, why they have got to stay there until they die, they have got to choke to death. They are maimed. In my mind it is the most cruel of all things that anyone can do is to trap a bear.

The SPEAKER: I will put the motion again. The question before the House is the motion of the gentleman from Ellsworth, Mr. Anderson, that the House accept the

Minority "Ought not to pass" Report on Bill "An Act Providing for Bounty on Bears," House Paper 17, Legislative Document 36. All those in favor of the motion to accept the Committee "Ought not to pass" Report, please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Fifty-three having voted in the affirmative and seventy-four having voted in the negative, the motion did not prevail.

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

Mr. ANDERSON: Mr. Speaker, I would like to ask for a roll call.

The SPEAKER: The gentleman from Ellsworth, Mr. Anderson, has requested a roll call. For the Chair to order a roll call, it must have an expression of a desire for a roll call by at least one-fifth the members of the House. Will all those who favor a roll call, please rise and remain standing until the monitors have made and returned their count. Obviously, less than one-fifth having arisen, a roll call is not ordered.

Is it now the pleasure of the House to accept the Committee Majority "Ought to pass" Report?

The motion prevailed, the Majority "Ought to pass" Report was accepted and the Bill read twice.

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

COMMITTEE AMENDMENT "A" to H. P. 17, L. D. 36, Bill "An Act Providing for Bounty on Bears."

Amend said Bill by adding after the underlined word "killed" in the 7th line the underlined words 'between May 1st and September 30th'

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

The SPEAKER: We are proceeding under Orders of the Day.

On motion of Mr. Prince of Harpswell, the House voted to take from the table the second tabled and unassigned matter:

Bill "An Act to Incorporate the Town of Harpswell Neck" (S. P.

118) (L. D. 263). (In Senate on Jan. 12, referred to Committee on Towns and Counties.)

Tabled—Jan. 18, by Mr. Prince of Harpswell.

Pending—Reference to Committee.

On further motion of the same gentleman, the Bill was referred to the Committee on Towns and Counties in concurrence.

Mr. Haughn of Bridgton was granted unanimous consent to address the House.

Mr. HAUGHN: Mr. Speaker and Members of the House: It has been my custom once each term to have a day in this House known as "Sucker Day" and today seems to be the day, and on behalf of the gentleman — of course I do mean candy suckers, so on behalf of the gentleman from Bridgton, I wish each and every member of the House a Happy Valentine's Day. (Applause)

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

Mr. ESTEY: Mr. Speaker, it has come to the attention of some of us from Cumberland County, that one of our colleagues, the honorable Leonard Stevens from Portland, was injured seriously in an automobile accident on his way to the State Capital this morning. We haven't all the facts yet, but we do understand that he is at St. Mary's Hospital in Lewiston. Therefore, Mr. Speaker, out of order, I would move that Mr. Stevens be excused for the duration of his recovery.

The SPEAKER: Is it the pleasure of the House that the gentleman from Portland, Mr. Stevens, be excused for the duration of his illness?

The motion prevailed.

Mrs. Knapp of Yarmouth was granted unanimous consent to address the House.

Mrs. KNAPP: Mr. Speaker, I notice on all the lady-legislators' desks a valentine heart filled with chocolates. We would like to know where they came from and at the same time express thanks, thanking you from all the ladies.

The SPEAKER: The Chair would like to remind the House that in case of a motion made by the gentleman from Portland, Mr. Estey, that the order really should have been in writing. However, we made an exception in this case due to our great concern for the gentleman from Portland, Mr. Stevens, who has been injured.

the Chair and his family ate the potato pie, and found it to be very, very delicious. (Applause)

Mr. Storm of Sherman was granted unanimous consent to address the House.

Mr. STORM: Mr. Speaker, for the record, I think we should correct the remarks that were just made. I believe those were Aroostook potatoes.

The SPEAKER: On last Thursday, the Speaker was presented with a potato pie made from Maine potatoes. The Speaker took the pie home and I could say perhaps, that on behalf of the House,

On motion of Mr. Storm of Sherman,

Adjourned until ten o'clock tomorrow morning.