

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 21, 1961

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

Prayer by the Rev. Mr. Robert E. Lee of St. Athanasius Church, Rumford.

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

The journal of the previous session was read and approved.

The SPEAKER: The Chair would like to recognize at this time the presence in the gallery of a group of fourth and sixth grade students from Rockland, accompanied by their Principal, Mr. Parker; Elementary Supervisor, Mr. Ciaravino; and chaperones, Mrs. Soffayer, Mrs. Crockett, Mrs. Lindsay and Mrs. Brannan.

The Chair would also like to recognize the presence in the gallery of a group from Little Falls School, Gorham, Maine, seventh and eighth grades, accompanied by their Principal, Mr. Hartley.

On behalf of the House, the Chair extends to you all a most hearty and cordial welcome, and we hope that you will enjoy and profit by your visit with us here today. (Applause)

Papers from the Senate

From the Senate:

Bill "An Act Establishing the Uniform Commercial Code" (S. P. 456) (L. D. 1462)

Came from the Senate referred to the Committee on Judiciary.

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

From the Senate: The following Order:

ORDERED, the House concurring, that the Joint Standing Committee on Industrial and Recreational Development be and hereby is directed to make a study of the so-called Armour Report, and make such recommendations to this Legislature relative thereto, by Bill or otherwise, as the findings of the Committee may warrant, and be it further

ORDERED, that the Department of Economic Development supply each member of the Legislature with one copy of the so-called Armour Report (S. P. 464)

Came from the Senate read and passed.

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

Senate Reports of Committees Ought Not to Pass

Report of the Committee on Judiciary reporting "Ought not to pass" on Bill "An Act relating to Stopping Motor Vehicles by Siren of Police Officers" (S. P. 139) (L. D. 322)

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 Election Laws reporting "Ought to pass" on Bill "An Act to Authorize a Bond Issue for Purchase of Voting Machines for Resale to Municipalities" (S. P. 281) (L. D. 882)

Report of the Committee on State Government reporting same on Bill "An Act relating to Accounting by Maine Port Authority" (S. P. 128) (L. D. 273)

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

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

Divided Report

Majority Report of the Committee on Liquor Control reporting "Ought to pass" on Bill "An Act Permitting Bars in Taverns" (S. P. 235) (L. D. 639)

Report was signed by the following members:

Messrs.	MAYO of Sagadahoc
	JACQUES
	of Androscoggin
	— of the Senate.
Messrs.	MORRILL of Harrison
	LACHARITE
	of Brunswick
	STEVENS of Portland
	DOSTIE of Winslow
	— of the House.

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

Report was signed by the following members:

Mrs. CHRISTIE of Aroostook
— of the Senate.
Messrs. CHAPMAN of Norway
HUMPHREY of Augusta
COOPER of Albion
— of the House.

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

In the House: Reports were read.

On motion of Mr. Dostie of Winslow, the Majority "Ought to pass" Report was accepted in concurrence, the Bill read twice and assigned for third reading tomorrow.

Divided Report

Majority Report of the Committee on Transportation reporting "Ought to pass" on Bill "An Act relating to Fees for Replacement Motor Vehicle License Plates and Inserts" (S. P. 211) (L. D. 544)

Report was signed by the following members:

Messrs. STILPHEN of Knox
COLE of Waldo
GILBERT of Kennebec
— of the Senate.
Messrs. WHITNEY of Winn
BERRY of Portland
DUNN of Poland
LINNEKIN of Limington
— of the House.

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

Report was signed by the following members:

Messrs. FINLEY of Washington
BUSSIÈRE of Lewiston
NADEAU of Lewiston
— of the House.

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

In the House: Reports were read, the Majority "Ought to pass" Report was accepted in concurrence, the Bill read twice and assigned for third reading tomorrow.

Non-Concurrent Matter

Bill "An Act Regulating the Digging of Clams in Wells, York County" (H. P. 1059) (L. D. 1320) which was passed to be engrossed in the House on February 14.

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

In the House: The House voted to recede from its action of February 14 whereby the Bill was passed to be engrossed.

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

SENATE AMENDMENT "A" to H. P. 1059, L. D. 1320, Bill, "An Act Regulating the Digging of Clams in Wells, York County."

Amend said Bill by inserting before the single quotation mark at the end the following underlined sentence:

'No license shall be granted or issued except to a resident of said town.'

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

Orders

On motion of Mr. Baxter of Pittsfield, it was

ORDERED, that James Brannan of Rockland be appointed to serve as Honorary Page for today.

The SPEAKER: The Chair would like to point out that Master James Brannan is a nephew of the gentleman from Rockland, Mr. Knight. (Applause)

At this point, Master James Brannan was escorted to the well of the Hall of the House by the Sergeant-at-Arms.

Mr. Humphrey of Augusta presented the following Order and moved its passage:

WHEREAS, the members of the House have learned that yesterday, February 20, was the birthday of Mr. Fogg of Madison,

BE IT ORDERED, that the members extend to Mr. Fogg their congratulations and best wishes for the entire year.

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

On motion of Mr. Jones of Farmington, it was

ORDERED, that Rev. Rodman D. Cart of the Old South Congregational Church, Farmington, be invited to officiate as Chaplain of the House on Wednesday, March 1, 1961.

On motion of Mr. Brewer of Bath, it was

ORDERED, that the members of the House of Representatives extend their sympathy to Mr. Drake of Bath, in the recent loss of his mother,

AND BE IT FURTHER ORDERED, that the Clerk of the House be directed to send an attested copy of this Order to Mr. Drake.

House Reports of Committees Leave to Withdraw

Mr. Moore from the Committee on Inland Fisheries and Game on Bill "An Act relating to Hunting of Moose" (H. P. 307) (L. D. 459) reported Leave to Withdraw

Mr. Knight from the Committee on Judiciary reported same on Bill "An Act Prohibiting Race or Color Disclosure in Vital Records" (H. P. 199) (L. D. 294)

Mr. Minsky from the Committee on Legal Affairs reported same on Bill "An Act relating to Superintending School Committee for Town of Greenville" (H. P. 152) (L. D. 215)

Same gentleman from same Committee reported same on Bill "An Act relating to Appointment of the Commissioner of Public Works in Town of Kittery" (H. P. 259) (L. D. 373)

Mr. Dennett from the Committee on State Government reported same on Bill "An Act Transferring Duties of Atlantic Sea Run Salmon Commission to Department of Inland Fisheries and Game" (H. P. 271) (L. D. 385)

Reports were read and accepted and sent up for concurrence.

Ought Not to Pass

Mr. Anderson from the Committee on Claims reported "Ought not to pass" on Resolve to Reimburse the Town of Rumford for Aid to Isabelle Morgan and Family (H. P. 382) (L. D. 557)

Same gentleman from same Committee reported same on Resolve Reimbursing Walter Bailey, Lincoln, for Injuries to Horse (H. P. 383) (L. D. 558)

Mr. Brewer from same Committee reported same on Resolve in favor of Arnold Tobin of Temple (H. P. 381) (L. D. 556)

Mr. Anderson from the Committee on Inland Fisheries and Game reported same on Resolve Opening Aroostook River to Ice Fishing (H. P. 243) (L. D. 357)

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

Same gentleman from same Committee reported same on Resolve Regulating Fishing in Madawaska Lake, Aroostook County (H. P. 482) (L. D. 682)

Mr. Dodge from same Committee reported same on Bill "An Act Repealing Salmon Pond Game Preserve" (H. P. 236) (L. D. 350)

Same gentleman from same Committee reported same on Bill "An Act Repealing Part of Moosehead Lake Game Preserve" (H. P. 386) (L. D. 561)

Mr. Moore from same Committee reported same on Bill "An Act Increasing Bounty on Bobcat" (H. P. 750) (L. D. 1036)

Reports were read and accepted and sent up for concurrence.

Tabled and Assigned

Mr. Wade from the Committee on Inland Fisheries and Game reported "Ought not to pass" on Bill "An Act Prohibiting Hunting Near Occupied Dwellings" (H. P. 237) (L. D. 351)

Report was read.

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

Mr. CURTIS: Mr. Speaker, Ladies and Gentlemen: I just wonder how many of us have read that bill, fact is, I had not read it, but the speed at which we are going through, but when we come to read it, I just can't understand exactly how the Committee could bring that out "Ought not to pass."

Now five hundred feet is a very short distance, and with the high powered rifles that we have nowadays why someone could be easily wounded or killed, and we surely have enough of that going on. Now this bill provides if someone wants to hunt within five hundred feet of your residence why they can come and tell you they are going to hunt and at least they will know where the residence is, in fact they can stand back to your residence if they want to shoot at anything. This is a safety measure, and I think that we ought not to accept—I think we should pass this bill. Therefore, I move that the bill be substituted for the Report, and I ask for a division when this vote is taken.

The SPEAKER: The question before the House is the motion of the gentleman from Bowdoinham, Mr. Curtis, that the House substitute the bill for the "Ought not to pass" Report, and he has requested a division.

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

Mr. MOORE: Mr. Speaker, I would like to table this bill for tomorrow.

Mr. CURTIS: Mr. Speaker?

The SPEAKER: The gentleman from Casco, Mr. Moore, moves that this Bill and Report be tabled and specially assigned for tomorrow pending the motion of the gentleman from Bowdoinham, Mr. Curtis, that the Bill be substituted for the Report. Is this the pleasure of the House?

The motion prevailed.

Mr. Wade from the Committee on Inland Fisheries and Game reported "Ought not to pass" on Bill "An Act relating to Trapping Season on Raccoons at Night" (H. P. 390) (L. D. 565)

Report was read and accepted and sent up for concurrence.

Tabled and Assigned

Mr. Walls from the Committee on Inland Fisheries and Game reported "Ought not to pass" on Bill "An Act Prohibiting Hunting from State Highways" (H. P. 481) (L. D. 681)

Report was read.

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

Mr. CURTIS: Mr. Speaker, this is another one of the bills that I have not seen until just recently, and quite a number of people called me up and asked me about this bill and I had to confess that I hadn't followed the thing fast enough, and they were very much opposed to it. In fact one man whose — there was a man shot within twenty rods of his house, shot by a man standing in the road, in fact it was one of his own party that was hunting, this party was out hunting, and this was down in Topsham, and one man was standing out in the road and he didn't know that they had parted and this man came out of the bushes near the road and he shot him and he died, and he thinks and I think and everyone that called me up about it thinks that this is a bad bill and that there should be—or a good bill and it should be passed, because within this distance of a road there could be a great deal of trouble, so I am going to ask to have this tabled until Thursday next.

The SPEAKER: The question before the House is the motion of the gentleman from Bowdoinham, Mr. Curtis, that this Bill and the Report be tabled pending acceptance of the Committee Report and be specially assigned for Thursday, February 23. Is this the pleasure of the House?

The motion prevailed.

Mr. Walls from the Committee on Inland Fisheries and Game reported "Ought not to pass" on Resolve Regulating Ice Fishing on Rowe Lake, Aroostook County (H. P. 484) (L. D. 684)

Mr. Berman from the Committee on Judiciary reported same on Bill "An Act Prohibiting Dogs from Roaming at Large" (H. P. 677) (L. D. 955)

Mr. Bearce from the Committee on State Government reported same on Resolve Proposing an Amendment to the Constitution to Require a Roll Call Vote Upon all Bills on Final Passage (H. P. 357) (L. D. 509)

Mr. Haughn from same Committee reported same on Bill "An Act relating to Determination of Salaries of Certain State Officials" (H. P. 351) (L. D. 503)

Reports were read and accepted and sent up for concurrence.

**Referred to Committee
on Appropriations and Financial
Affairs**

Mr. Hague from the Committee on Claims on Resolve in favor of St. Andres Hospital of Biddeford (H. P. 467) (L. D. 667) reported that it be referred to the Committee on Appropriations and Financial Affairs.

Report was read and accepted and the Resolve referred to the Committee on Appropriations and Financial Affairs and sent up for concurrence.

**Referred to Committee
on Towns and Counties**

Mr. Kimball from the Committee on State Government on Bill "An Act Increasing Salary of County Attorney of Lincoln County" (H. P. 121) (L. D. 161) reported that it be referred to the Committee on Towns and Counties.

Report was read and accepted and the Bill referred to the Committee on Towns and Counties and sent up for concurrence.

**Ought to Pass in New Draft
New Draft Printed
Tabled and Assigned**

Mr. Smith from the Committee on Judiciary on Bill "An Act relating to First Baptist Church of Kittery Point" (H. P. 248) (L. D. 362) reported same in a new draft (H. P. 1066) (L. D. 1463) under same title and that it "Ought to pass"

Report was read.

(On motion of Mr. Rust of York, tabled pending acceptance of Committee Report and specially assigned for Thursday, Feb. 23.)

**Ought to Pass
Printed Bills**

Mr. Hague from the Committee on Claims reported "Ought to pass" on Resolve in favor of Le-vite Pelletier of St. David (H. P. 463) (L. D. 663)

Mr. Hughes from same Committee reported same on Resolve to Reimburse the Town of Woodland for Aid Extended to Ronald Tirrell (H. P. 294) (L. D. 446)

Mr. Hutchins from same Committee reported same on Resolve in favor of the Town of Minot (H. P. 58) (L. D. 99)

Mr. Johnson from same Committee reported same on Resolve to Reimburse the Town of New Sweden for Aid Extended Ronald Tirrell (H. P. 295) (L. D. 447)

Same gentleman from same Committee reported same on Resolve Refunding Motor Vehicle Fees to Certain Canadian Residents (H. P. 466) (L. D. 666)

The SPEAKER: At this time the Chair would call attention to the presence in the gallery of fifty young people and adults from the Christian Citizenship Seminar of the Maine Baptist Youth Fellowship, being held in the Penney Memorial Church in Augusta. The officers present are: Rev. Vernon Legg, Dr. John Thomas, Vernon Palmer, II, James Lufkin, Catherine Dunn and Janice Chase.

On behalf of the House, the Chair extends to you a most hearty and cordial welcome and we hope that you will enjoy and profit by your visit with us here today. (Applause)

Mr. Anderson from the Committee on Inland Fisheries and Game reported same on Bill "An Act Repealing the Windham Game Preserve" (H. P. 308) (L. D. 460)

Same gentleman from same Committee reported same on Bill "An Act relating to Open Season on Deer in Vinalhaven" (H. P. 480) (L. D. 680)

Mr. Dodge from same Committee reported same on Resolve Regulating Fishing in Maranacook Lake, Kennebec County (H. P. 490) (L. D. 690)

Mr. Hanson from same Committee reported same on Bill "An Act Repealing Oosoola Stream Game Preserve" (H. P. 479) (L. D. 679)

Mr. Moore from same Committee reported same on Bill "An Act relating to Trapping Season on Muskrats in Aroostook County" (H. P. 388) (L. D. 563)

Same gentleman from same Committee reported same on Bill "An Act relating to Boundaries of Limington, Hollis and Waterboro Game Preserve" (H. P. 391) (L. D. 566)

Same gentleman from same Committee reported same on Resolve Regulating Fishing in Bugeye Pond, Franklin County (H. P. 245) (L. D. 359)

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

Tabled and Assigned

Mr. Wade from the Committee on Inland Fisheries and Game reported "Ought to pass" on Resolve Regulating Fishing in Little Jim Pond, Franklin County (H. P. 246) (L. D. 360)

Report was read.

(On motion of Mr. Hutchins of Kingfield, tabled and specially assigned for Wednesday, March 1, pending acceptance of Committee Report.)

Mr. Wade from the Committee on Inland Fisheries and Game reported "Ought to pass" on Resolve Providing Funds for Conservation Education (H. P. 312) (L. D. 464)

The SPEAKER: The Chair would like to recognize the presence at this time in the gallery of a group from the Christian Citizenship Seminar of the Maine Baptist Youth Fellowship being held in the Penney Memorial Church of Augusta. This is an additional group to the first.

On behalf of the House, the Chair extends to you also a most hearty and cordial welcome, and we hope you will enjoy and profit by your visit with us here today. (Applause)

Mr. Berman from the Committee on Legal Affairs reported same on Bill "An Act to Incorporate the Town of Newburgh School District" (H. P. 328) (L. D. 480)

Mr. Kellam from same Committee reported same on Bill "An Act relating to the Ogunquit Village Corporation" (H. P. 262) (L. D. 376)

Mrs. Knapp from same Committee reported same on Bill "An Act relating to Superintending School

Committee of Town of Winslow" (H. P. 260) (L. D. 374)

Mr. Minsky from same Committee reported same on Bill "An Act Amending the Charter of the City of Bangor" (H. P. 524) (L. D. 722)

Mrs. Sproul from same Committee reported same on Bill "An Act relating to Sewage Treatment Plant for City of Saco" (H. P. 508) (L. D. 783)

Mr. Stewart from same Committee reported same on Bill "An Act Increasing Indebtedness of Fort Fairfield School District" (H. P. 264) (L. D. 378)

Same gentleman from same Committee reported same on Bill "An Act Increasing Indebtedness of Town of Orono High School District" (H. P. 409) (L. D. 584)

Mr. Noel from the Committee on State Government reported same on Bill "An Act relating to Leases of Facilities for State Government" (H. P. 352) (L. D. 504)

Mr. Whitman from same Committee reported same on Bill "An Act to Clarify State Disbursements" (H. P. 353) (L. D. 505)

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

The SPEAKER: This is a week when in most of the State it is school vacation, so we are having several groups visit the Capital City of Augusta at this time, and visiting the capitol buildings, and visiting and observing their Representatives in the House of Representatives in operation; so therefore, at this time the Chair would like to recognize the presence of two groups in the gallery, one being a group of forty students from the Thomaston High School. They are accompanied by their Principal, Clarence Woodbury and by the history teacher, Francis Leary.

We have another group of Junior High School students from South Portland who are in attendance. This trip was sponsored by Cheryl Coffin and Anna Weitz. They are accompanied by their teacher, Mrs. Curtis.

We are very pleased to have you with us today, and on behalf of the House the Chair extends to you a most hearty and cordial

welcome, and we hope that you will enjoy and profit by your visit with us here today. (Applause)

Ought to Pass with Committee Amendment

Mr. Gallant from the Committee on Claims on Resolve in favor of Richard S. Foster, of York (H. P. 465) (L. D. 665) 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. 465, L. D. 665, Resolve, in Favor of Richard S. Foster, of York.

Amend said Resolve, by striking out the figure "\$800," in the second line, and inserting in place thereof, the figure '\$474.50'

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

Mr. Kellam from the Committee on Legal Affairs on Bill "An Act Increasing Borrowing Capacity of Newport School District" (H. P. 687) (L. D. 965) 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. 687, L. D. 965, Bill, "An Act Increasing Borrowing Capacity of Newport School District."

Amend said Bill by striking out in the 20th line the underlined figures "\$150,000" and inserting in its place thereof the underlined figures '\$200,000.'

Further amend said Bill by striking out the emergency clause in the 21st and 22nd lines and inserting in its place thereof the following:

'Emergency clause; referendum; effective date. In view of the emergency cited in the preamble, this act shall take effect when approved, only for the purpose of permitting its submission to the voters of the Town of Newport at any regular or special town meet-

ing called for the purpose not later than 4 months after approval of this act. Any special meeting shall be called, notified and conducted according to law, but the selectmen in the Town of Newport need not prepare for posting, nor the town clerk to post, a new list of voters. For the purpose of registration of voters, the selectmen shall be in session one hour next preceding the special meeting.

The town clerk shall prepare the required ballots, on which he shall reduce the subject matter of this act to the following question: "Shall the Act Increasing Borrowing Capacity of Newport School District, passed by the 100th Legislature, be accepted?" The voters shall indicate by a cross or check mark placed against the words "Yes" or "No" their opinion of the same.

This act shall take effect immediately upon its acceptance by a majority of the voters voting at said meeting, but only if the total number of votes cast for and against the acceptance of this act is at least 20 percent of the total vote for all candidates for Governor in the Town of Newport at the next previous gubernatorial election.

The result of the vote shall be declared by the municipal officers of the Town of Newport and a due certificate thereof shall be filed by the town clerk with the Secretary of State.

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

Mrs. Knapp from the Committee on Legal Affairs on Bill "An Act to Grant a New Charter to the City of Hallowell" (H. P. 63) (L. D. 105) 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. 63, L. D. 105, Bill, "An Act to Grant a New Charter to the City of Hallowell".

Amend said Bill by striking out the first paragraph of Article 5, Sec. 1. Date of elections and

procedure to determine results, and in its place thereof insert the following:

'Sec. 1. Date of elections and procedure to determine results. The regular municipal elections under this charter will be held biennially on the Monday next following the first Tuesday in December. At these biennial elections the qualified voters of the city shall ballot within their legal wards and at their respective polling places for members of the City Council, the Mayor and the School Administrative District Directors, except that in the even numbered calendar years the School Administrative Director shall be voted upon on the Tuesday following the first Monday of November, and the candidates for these officers shall be duly qualified under the nomination regulations contained herein'.

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

Mrs. Knapp from the Committee on Legal Affairs on Bill "An Act Increasing Indebtedness of Deer Isle School District" (H. P. 332) (L. D. 484) 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. 332, L. D. 484, Bill, "An Act Increasing Indebtedness of Deer Isle School District."

Amend said bill by striking out the twelfth and thirteenth lines and in its place thereof insert the following:

'Referendum; effective date; certificate to Secretary of State. In view of the emergency cited in the preamble, this act shall take effect when approved, only for the purpose of permitting its submission to the legal voters of the Town of Deer Isle at any annual town meeting held within 2 years of said effective date, an appropriate article being inserted in the call for such meeting. The town clerk shall prepare the required ballots, on which he shall reduce

the subject matter of this act to the following question: "Shall the Act Increasing Indebtedness of Deer Isle School District, passed by the 100th Legislature, be accepted?" The voters shall indicate by a cross or check mark placed against the words "Yes" or "No" their opinion of the same.

This act shall take effect for all the purposes hereof immediately upon its acceptance by a majority of the legal voters voting at such meeting; provided that the total number of votes cast for and against the acceptance of this act at such meeting equaled or exceeded 20 percent of the total vote for all candidates for Governor cast in said town at the next preceding gubernatorial election.

The result of the vote shall be declared by the municipal officers of the Town of Deer Isle and due certificate thereof shall be filed by the town clerk with the Secretary of State.'

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

Divided Report Tabled

Majority Report of the Committee on Highways reporting "Ought not to pass" on Resolve in favor of the Town of Harmony (H. P. 197) (L. D. 292)

Report was signed by the following members:

Messrs. COLE of Waldo
FERGUSON of Oxford
BROWN of Hancock
— of the Senate.

Messrs. CROCKETT of Freeport
CARTER of Etna
PHILBRICK of Bangor
— of the House.

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

Report was signed by the following members:

Messrs: TURNER of Auburn
DENNISON
of East Machias
NADEAU of Biddeford
PRUE of Ashland
— of the House.

Reports were read.

The SPEAKER: The Chair recognizes the gentleman from Etna, Mr. Carter.

Mr. CARTER: Mr. Speaker, I move the acceptance of the Majority Report "Ought not to pass."

The SPEAKER: The question now before the House is the motion of the gentleman from Etna, Mr. Carter, that the House accept the Majority Report.

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

Mr. HUGHES: Mr. Speaker, I move this item lie on the table unassigned and I assure you I will remove it as soon as possible.

The SPEAKER: The gentleman from St. Albans, Mr. Hughes, now moves that the Reports and Bill be tabled unassigned pending the motion of the gentleman from Etna, Mr. Carter, to accept the Majority Report "Ought not to pass." Is this the pleasure of the House?

The motion prevailed.

Divided Report Tabled

Majority Report of the Committee on State Government reporting "Ought not to pass" on Bill "An Act Increasing Compensation for Legislators During Special Sessions" (H. P. 51) (L. D. 92)

Report was signed by the following members:

Mrs. CHRISTIE of Aroostook
— of the Senate.
Messrs. DENNETT of Kittery
KIMBALL
of Mount Desert
WHITMAN of Woodstock
BEARCE of Bucksport
NOEL of Waterville
— of the House.

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

Report was signed by the following members:

Messrs. NOYES of Franklin
LOVELL of York
— of the Senate.
Messrs. HAUGHN of Bridgton
DOSTIE of Lewiston
— of the House.

Reports were read.

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

Mr. HAUGHN: Mr. Speaker, where there are several other salary bills and pay bills coming before this Legislature, I think it is only in fairness to all bills concerned which will be coming before us at a little later date that this bill now be tabled unassigned to catch up with the — so the other bills will be caught up with it.

The SPEAKER: The gentleman from Bridgton, Mr. Haughn, moves that these two Reports and the Bill be tabled unassigned pending acceptance of either Report. Is this the pleasure of the House?

The motion prevailed.

Divided Report Tabled

Majority Report of the Committee on State Government reporting "Ought to pass" on Bill "An Act relating to Travel Allowance for Members of the Legislature" (H. P. 53) (L. D. 94)

Report was signed by the following members:

Messrs. NOYES of Franklin
LOVELL of York
— of the Senate.
Messrs. KIMBALL
of Mount Desert
HAUGHN of Bridgton
BEARCE of Bucksport
DOSTIE of Lewiston
— of the House.

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

Report was signed by the following members:

Mrs. CHRISTIE of Aroostook
— of the Senate.
Messrs. DENNETT of Kittery
WHITMAN of Woodstock
NOEL of Waterville
— of the House.

Reports were read.

(On motion of Mr. Haughn of Bridgton, the Reports and Bill were tabled unassigned pending acceptance of either Report.)

Divided Report

Majority Report of the Committee on State Government reporting

"Ought not to pass" on Resolve Proposing an Amendment to the Constitution to Eliminate the Office of Treasurer of State (H. P. 356) (L. D. 508)

Report was signed by the following members:

Mr. NOYES of Franklin
Mrs. CHRISTIE of Aroostook
Mr. LOVELL of York

— of the Senate.

Messrs. DENNETT of Kittery
KIMBALL
of Mount Desert
HAUGHN of Bridgton
WHITMAN of Woodstock
BEARCE of Bucksport
— of the House.

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

Report was signed by the following members:

Messrs. DOSTIE of Lewiston
NOEL of Waterville
— of the House.

Reports were read.

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

Passed to Be Engrossed

Bill "An Act to Authorize the Issuance of Bonds in the Amount of Six Million Dollars on Behalf of the State of Maine to Build State Highways" (S. P. 162) (L. D. 408)

Bill "An Act relating to Refund of Sales Tax" (S. P. 239) (L. D. 643)

Bill "An Act Amending the Use Fuel Tax Act" (S. P. 240) (L. D. 644)

Bill "An Act relating to Revocation of Sellers' Certificates under Sales and Use Tax Law" (S. P. 242) (L. D. 646)

Bill "An Act to Incorporate the Oxford Water District" (S. P. 299) (L. D. 910)

Bill "An Act relating to Time of the Report of the Judicial Council" (S. P. 324) (L. D. 999)

Bill "An Act Increasing Temporary Loans for Cumberland County" (H. P. 365) (L. D. 517)

Bill "An Act to Incorporate the 'Consolidated Finance Co.'" (H. P. 575) (L. D. 795)

Bill "An Act to Incorporate the Economy Loan Corporation" (H. P. 576) (L. D. 796)

Bill "An Act relating to Expending Aroostook County Funds for Ricker College" (H. P. 640) (L. D. 857)

Bill "An Act relating to Income in Aid to the Blind" (H. P. 720) (L. D. 919)

Resolve to Increase Retirement Benefit for Chaplain T. Greene of Princeton (H. P. 632) (L. D. 849)

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 and sent to the Senate.

Amended Bills

Bill "An Act relating to Definition of Indecent Liberties" (S. P. 19) (L. D. 19)

Bill "An Act relating to Annual Meeting of Bayville Village Corporation" (H. P. 49) (L. D. 90)

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

Bill "An Act Providing an Advisory Committee for Security Dealers" (H. P. 458) (L. D. 658)

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

The SPEAKER: The Chair recognizes the gentleman from Hallowell, Mr. Choate.

Mr. CHOATE: Mr. Speaker, in regard to this item, last week we adopted Committee Amendment "A" which is filing H-33. We now find there is quite a serious error in the wording of it and I would like to substitute House Amendment "A" for that.

Thereupon, the House voted to reconsider its action whereby Committee Amendment "A" was adopted and to indefinitely postpone Committee Amendment "A".

Mr. Choate of Hallowell then offered House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to H. P. 458, L. D. 658, "An Act

Providing an Advisory Committee for Security Dealers."

Amend said Bill in the 4th line by striking out the underlined words "**No information**" and inserting in place thereof the underlined word '**Information**'.

Further amend said Bill by striking out the underlined word "**shall**" in the 7th line and inserting in place thereof the underlined word '**may**'.

Further amend said Bill by striking out the underlined word "**except**" in the 7th line and inserting in place thereof the underlined words '**by the commissioner**'.

House Amendment "A" was adopted, the Bill passed to be engrossed as amended and sent up for concurrence.

Tabled and Assigned

Bill "An Act Revising Statutes Regulating Branching and Consolidations by Banks" (H. P. 459) (L. D. 659)

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

The SPEAKER: The Chair recognizes the gentleman from Smithfield, Mr. Johnson.

Mr. JOHNSON: Mr. Speaker, we have a new member of the House, Mr. Richard Berry, who would like to consider this bill at length, and I reported it "Ought to pass." I move this bill be tabled until March 7 pending acceptance of the Report.

The SPEAKER: The Chair understands the gentleman from Smithfield, Mr. Johnson, moves that this Bill be tabled and specially assigned for Tuesday, March 7, pending passage to be engrossed as amended. Is this the pleasure of the House?

The motion prevailed.

Passed to Be Enacted Emergency Measure

An Act to Authorize the Municipalities of Hampden and Newburgh to Form a School Administrative District (H. P. 189) (L. D. 285)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed. This being an emergency measure and a two-thirds vote of all the members

elected to the House being necessary, a division was had. 123 voted in favor of same and none against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Passed to Be Enacted

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

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

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

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

An Act Exempting State Police Motor Vehicles from Registration (S. P. 150) (L. D. 333)

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)

Resolve Providing for State Pension for Clyde P. Walker of Stratton (H. P. 266) (L. D. 380)

Resolve Increasing Pension of Maurice Albert of Madawaska (H. P. 267) (L. D. 381)

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

The SPEAKER: At this time the Chair would recognize the presence in the gallery of a group of forty-five students of St. Peter's Parochial School of Lewiston, being the seventh and eighth grades. They are accompanied by Brother Dacion, Brother Laval and Brother Leonce.

On behalf of the House, the Chair extends to you a most hearty and cordial welcome, and we hope you

will enjoy and profit by your visit with us here today. (Applause)

Order Out of Order

On motion of Mr. Briggs of Portland, it was

ORDERED, that Peter Jobin of Rumford be appointed to serve as Honorary Page for today.

The SPEAKER: The Chair would like to point out that Peter apparently is the son of Representative Jobin of Rumford. (Applause)

At this point, Master Peter Jobin was escorted to the well of the Hall of the House by the Sergeant-at-Arms.

Orders of the Day

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

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

In Senate, Passed to be Engrossed.

Tabled—February 14, by Mr. Perry of Easton.

Pending — Passage to be engrossed.

Thereupon, on motion of the gentleman from Bangor, Mr. Wellman, 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 relating to Sales Tax on Sales of Food Products for Immediate Consumption." (H. P. 548) (L. D. 745).

Tabled — February 15, by Mr. Smith of Strong.

Pending — Passage to be engrossed.

Thereupon, on motion of the gentleman from Strong, Mr. Smith, 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:

Bill "An Act Providing for Bounty on Bears" (H. P. 17) (L. D. 36) (Committee Amendment No. H-23)

Tabled — February 15, by Mr. Wheaton of Princeton.

Pending — Passage to be engrossed.

The SPEAKER: The Chair recognizes the gentleman from Princeton, Mr. Wheaton.

Mr. WHEATON: Mr. Speaker, Ladies and Gentlemen of the House: I hope the members of this House are more economy minded than they were last week, when I tabled this bill in view of the fact you passed it by not too large a margin.

After my few brief remarks which will tell you some of the reasons I do not believe in the bear bounty, and the figures which will show to you the cost of this bounty system to the State, I will move for indefinite postponement of this bill.

First, let us look at the facts and see where our bounty money comes from. It comes from the dog tax money paid into the State, and what is left over is reverted back to the towns to go into their general funds. This bounty has amounted to some twenty to twenty-five thousand dollars each year over the last three years it was in operation, so you can see, taking this figure over a period of ten years, compounded annually, would amount to a sum close to one-quarter of a million or more dollars.

Now, of course, the supporters of this bill will tell you the reason they want the bounty on is for the sheep owners, who contend that bears damage their flocks severely. Statistics will show in the Agricultural Department, that dogs do more damage to sheep than bear do, and I know each and every one of you here would be reluctant to put a bounty on dogs that were running at large because there would be only a few dogs in the neighborhood that were killing. Likewise the same is true of bears. There has always been and always will be, a so-called "killer bear" among normal bears.

Analysis of a bear's stomach, which has been conducted by our Game Department, will substantiate the fact that a bear's diet consists more of bees, ants, remains of birds, and red squirrels, and old dead animals, than anything else. Also the Agricultural Department will substantiate that as far as bear damage claims are concerned, which we are paying under our

present system, has lessened in the last three years when there has been no bounty, which would therefore indicate to me, and I hope to you, that the bounty system is not a control system.

Now, here is what happens to many of your bear trapped and killed in various sections. They freeze them up and sell them to some out-of-state hunters for some substantial sum, when he comes in the fall and wishes to take a trophy home with him.

So, I am laying these facts before you, assuming you will give it your good judgment when you vote, and I trust it will be for indefinite postponement, thus effecting a saving to the State, over a period of ten years, of close to one-quarter of a million dollars.

If this bill is killed, we still will pay bear damage claims which is all any claimant can expect. Mr. Speaker, I move for indefinite postponement of this bill and all accompanying papers.

The SPEAKER: The question now before the House is the motion of the gentleman from Princeton, Mr. Wheaton, that this Bill and all its accompanying papers be indefinitely postponed.

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

Mr. DENNISON: Mr. Speaker, Ladies and Gentlemen of the House: I have more to do than my friend over there did, I have got two difficult questions to get settled. As I rave on, don't think that I am off the subject. My subject is "Bounty on Bear."

Now you all know I got into a very difficult situation here when I showed this plate (holding up plate No. 41) a long while ago, and I charged these ladies a very reasonable price of a penny each for the use of this plate to determine the size and the color of it; now through mistake these ladies thought I wanted 41 cents. Well now, that was an exorbitant price, so I have 27 cents left over, and I must try to repay that to these ladies. Now I figured quite a long while of the three weeks to see how I could divide 27 by 14 and come out with an even number, and I found it was impossible. So

I thought I had what was probably a bright idea. You know once in a while we have such a thing. So I went to a man down in East Machias who for twenty years or more has been manufacturing foolish little gadgets and I told him this serious question that I was in. That I was inviting a large group of people up to Round Lake on a hunting trip and there was a question in this group of people, although we had a very large camp, there were fourteen ladies, twelve here and two over at the other place. So he made this suggestion:

If you would buy fourteen log camps, one for each of these ladies, they can be set up and they could enjoy a nice night's sleep. So I took out my 27 cents and laid them on the saw table, and he looked at it, and he said, "What's this for?" I said "This is to buy the fourteen log camps." Well, he looked kind of funny and knowing that Washington County was in a serious, we'll say, depression, according to the papers, I made this motion to him: Now the government down here on this project at Cutler, are perhaps showing us how to do business here in Washington County, so that we can have more sales and perhaps get more money. So they had fifty or sixty pick-up trucks to sell, and they sold them for a dollar apiece. So I made this proposition that he give me a big discount on these things so that I could buy these camps. And he wanted to know what I wanted for a discount, and I said about ninety-eight percent, and so he sold me the camps, and he also said they would be delivered at Round Lake.

So, in the morning after the people had enjoyed these camps for the night, we went up on Round Lake Hills hunting. And as we walked along we saw a track in the snow, well now there was only about two inches of snow, but it was warm weather, and as you know it will melt out and you couldn't tell what the track was. But after going a little ways, we decided it was a bear track. And it aimed down towards a fir thicket. This is all the truth, and as we went into that fir thicket a little ways, we came to a clearing, where this bear was in a trap, and he had torn down all

the fir trees around there, bit them off and broke them off, and made a clearing about twenty feet in diameter. And he was defiantly facing us with his good paw upon a rock. And at the left of him there was this big hemlock tree where he had bit into it, and you could see that his teeth were broken, and this came mostly from biting into this old rusty trap.

After watching him a little while we were wondering about the other foot; well, of course, that was in the trap. And his little paw, he wasn't very little, was hanging down by the cords frozen under the trap. And both bones of his leg had been broken, and splintered, and as he sat there with that funny look on his face, we got up a little nearer so we could observe this, the flesh had all been torn off and his leg was all bare, no fur on it all all.

So he was just sitting there suffering. And I think this is the most inhuman of all things that anyone can do is set a bear trap to cause this terrible suffering for one of our very best animals. I just can't understand how anyone, understanding what this does to these animals, can vote for any such thing.

So I am also in favor of this "Ought not to pass" and I do want to say to these ladies that we did recover their fourteen camps and they are all here for them to be distributed today. Thank you.

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

Mr. ANDERSON: Mr. Speaker, in regards to the bounty on bear, I don't think that I can add anything to what the gentlemen Mr. Wheaton and Mr. Dennison have said, but I certainly go along with their sentiments. I think this bill ought not to pass.

The SPEAKER: The Chair recognizes the gentleman from Pittsfield, Mr. Baxter.

Mr. BAXTER: Mr. Speaker, I would like to ask a question of the gentleman from Princeton, Mr. Wheaton, through the Chair. I understood in the last debate on this item that the cost of the bear bounty was twenty-five hundred dollars and today I think I understood that the cost of the bounty was twenty-five thousand dollars, and I wonder

if the gentleman could straighten me out on that.

The SPEAKER: The gentleman from Pittsfield, Mr. Baxter, has addressed a question through the chair of the gentleman from Princeton, Mr. Wheaton, who may answer if he chooses.

Mr. WHEATON: In answer to Mr. Baxter's question, I would say that the cost goes from twenty to twenty-five thousand per year.

The SPEAKER: Does the gentleman consider his question answered?

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

Mr. MOORE: Mr. Speaker, I wasn't going to get involved in this again today, but these are the figures that I would like to give you, which were given to me by the Department of Agriculture, and I'm sure they are correct, because they are the ones who pay out the checks.

In the year of 1956, between these months of when the bounty is called for in this amended bill, they paid out \$3330; in the year 1957, during these same months from May to September, they paid out \$2565, which is approximately \$5900 for the two years. And I wanted to say one thing more about the analysis that they made of the bear's stomach; he says that all they found were ants and bees and squirrels and the flesh of dead animals. Surely they wouldn't expect to find the flesh of live animals in there. Thank you.

The SPEAKER: The question before the House is the motion of the gentleman from Princeton, Mr. Wheaton, that this bill be indefinitely postponed.

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

Mr. JONES: Mr. Speaker, Ladies and Gentlemen of the House: We had a debate on this a week ago, and I am surprised to see the debate coming up at this time. We all have a feeling of regard for animals that are caught in traps and animals that are killed, it is not good. However, I think a bear is the type of animal that can well take care of itself. We're pleading for the sheep. What is more harmless and innocent than a sheep? And

more especially a lamb. They don't forage the woods like the bear do; they don't kill other animals for food; they are harmless and they are innocent. Therefore, I feel as though we should go on record as providing this bill that would give these poor innocent things some help. Thank you. I further ask for a division.

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

Mr. MAXWELL: Mr. Speaker, Ladies and Gentlemen of the House: I had said I would not get up again this time to myself, but here I am. I would like to inform the people of this House that I do have some sheep, I would be in the market for some more sheep, and I am against any bounty on bear.

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

Mr. DENNISON: Mr. Speaker, Ladies and Gentlemen of the House: What I am thinking about most is, this 100th Legislature, if we put a bounty on bear, just think of the torture there's going to be this next summer where probably five hundred or seven or eight hundred of these animals will be destroyed. And when they get into those traps, anyone knows, that knows anything about trapping, and I know very little, only what I've seen, that it's a wicked shame to cause anything like this beautiful animal, a bear, the size of him, to suffer for days and days in these traps.

The SPEAKER: The Chair recognizes the gentleman from Sherman, Mr. Storm.

Mr. STORM: Mr. Speaker, I didn't intend to get into this bear debate. We've been through this so many times in this House that it's getting to be kind of an old story. I would like to point out, however, that regardless of what has been paid out for sheep damage in the past few years, we have been informed that it is steadily growing less; there may be several reasons for it, the main one being that the number of sheep has been growing less due to the unprotected areas in which they have been endeavoring to raise them. Regardless of what that figure may or may not be, there's a far greater damage

caused by the bear that we haven't heard anything about, and that's crop damage. We have a great many back fields in our area that were formerly used for pasture and for raising grain and so on and these farmers have had to move right off from those fields in the past few years, because it's impossible to raise grain or peas or clover as they used to in these areas because of the bear damage. And there is no compensation for that sort of thing. We had a bill in here at the 99th session to pay a man for a field of grain that had been destroyed the summer before. That claim was turned down because there was no statute to justify it. The loss that the man incurred was just as great regardless of whether it was a crop of grain or a flock of sheep. That is the one thing that I think has been overlooked. And the whole thing boils down to whether we want the farmers or want the so-called sportsmen.

The SPEAKER: The question before the House is the motion of the gentleman from Princeton, Mr. Wheaton, that this Bill "An Act Providing for Bounty on Bears," House Paper 17, Legislative Document 36, and all accompanying papers be indefinitely postponed. A division has been requested. All those in favor of indefinite postponement of this Bill, please rise and remain standing until the monitors have made and returned the count.

A division of the House was had.

Seventy-four having voted in the affirmative and fifty-three having voted in the negative, the motion prevailed and the Bill with accompanying papers was indefinitely postponed and sent up for concurrence.

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

Senate Report Ought to pass—Committee on Business Legislation Bill "An Act Changing Name of Portland Symphony Orchestra to Maine Symphony Orchestra." (S. P. 103) (L. D. 248) In Senate Passed to be Engrossed.

Tabled — February 16, by Mr. Minsky of Bangor.

Pending motion of Mr. Kimball of Mount Desert to Reconsider Indefinite Postponement of Report and Bill.

The SPEAKER: The Chair recognizes the gentleman from Mount Desert, Mr. Kimball.

Mr. KIMBALL: I again move that we reconsider our action in indefinitely postponing this bill.

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

Mr. ESTEY: Mr. Speaker, Ladies and Gentlemen of the House: I'm not fully clear in my own mind whether this motion to indefinitely postpone and the motion for reconsideration is debatable. If it is, I would like to speak now.

The SPEAKER: The gentleman may debate.

Mr. ESTEY: I would like first to express my appreciation to Mr. Minsky for tabling this motion on last Thursday to permit me the opportunity to speak with the President and the directors of the Portland Symphony Orchestra. I have ascertained a few facts which I think are worthy of your consideration.

First of all, this is an incorporated non-profit organization. Its first charter was granted on November 18, 1898. On August 25, 1959, over a year and one-half ago, they changed the purpose of their charter and on last Thursday I viewed this charter in our Secretary of State's Office. To provide for the education, advancement, encouragement and the appreciation of music and musical literature in the community as it was originally written and in the State of Maine. So back in 1959, this orchestra and its directors indicated its intent to serve the State of Maine its service in the area of music, music appreciation and education. I also learned that this Orchestra grants a series of scholarships called the "John T. Gorman Awards" which are available to any student in the State of Maine.

Just a few other brief statements. I am a little concerned about the amount of time that we've taken on this piece of legislation, and I will be brief. The principal reason for the request that this be called the Maine Symphony Orchestra is that

there are now over one thousand subscribers to this orchestra who contribute financially to its operation from all over the State and from outside of the State of Maine. It is difficult for the directors to solicit the funds needed for this orchestra with the name "Portland" on it, it has a definite connotation of being a local orchestra, and these seventy-five musician members and over one thousand subscribers do come from all parts of our State and from out-of-state.

There are three playing members from the Boston Symphony Orchestra in this orchestra. I thought you might also be interested in the fact that the conductor has an international reputation. Dr. Rauben Gregorian is a staff member of the Boston Conservatory of Music and he was formerly Conductor and Director of the Tehran Symphony Orchestra in Iran before coming to Portland. I might just also call to your attention that the directors of this Orchestra are of state-wide distribution. This piece of legislation could have been introduced by any one of those people had they been the president.

This bill was heard before our Joint Standing Committee on Business Legislation which has ten members, nine of which are from outside of Cumberland County. Apparently the presentation at that time received their unanimous "Ought to pass" consideration. Therefore, Ladies and Gentlemen, I would like to now move the question for reconsideration of our action of last Thursday.

The SPEAKER: The question before the House is the motion of the gentleman from Mt. Desert, Mr. Kimball, that the House reconsider its action whereby it indefinitely postponed this bill.

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

Mr. MINSKY: Mr. Speaker, Ladies and Gentlemen of the House: As we approach the final movement of our symphonic battle here, I had hoped we would have been in a little more harmonious situation. I think, as I said the other day, this is certainly not the most momentous decision any member of this House is going to have to make. I can only say that I somewhat

regret that the members from Portland find it to their disadvantage to have their name associated with an orchestra when they want to raise funds. I hope this isn't any self-incriminating comment that they are making. I would like to point out that actually my only contention to this bill is that I do not feel that any activity that is simultaneously maintained or simultaneously operated by more than one community in the State, that any one of these activities should bear the State name. I do not particularly care whether these two communities that run the same activity were side by side in the same county or whether they were in opposite poles of the State, it just seems that as a matter of fairness to me that if more than one community is endeavoring to do a similar project or do any similar project not to be put at a disadvantage or an advantage for having the State's name lent to them.

This is the sole reason that I stand here to oppose this motion for reconsideration. It is the same reason that I think I would stand here and oppose any motion or any move to rename the Bangor Symphony as the Maine Symphony and why I would equally oppose, as I said on last week, any move to rename the Waterville Symphony Orchestra as the Maine Symphony Orchestra, and why I feel I must oppose any move now being made by the Portland Symphony Orchestra to rename that group the Maine Symphony. I would request a division of this vote.

The SPEAKER: Is the House ready for the question? Before the vote is taken, and a division has been requested, the Chair would like to point out to the Members of the House that if the motion to reconsider prevails, then the question before the House will be the motion "Ought to pass," and you will vote on that at that time. So the question you're voting on now is whether or not to reconsider our action whereby this bill was indefinitely postponed, and if that does prevail, then the question before the House will be whether or not to accept the Committee Report.

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

Mr. ESTEY: Mr. Speaker, and Ladies and Gentlemen: Just one other fact that the gentleman from Bangor, Mr. Minsky, has pointed out, this Orchestra is not asking for the State Official name nor is it asking for any State funds. They are not representing themselves as the official orchestra of the State of Maine. They only ask to include the word "Maine" in their title.

The SPEAKER: The Chair recognizes the gentleman from Waterville, Mr. Noel.

Mr. NOEL: Mr. Speaker, of course the gentleman from Portland said that they are not asking for any money for the symphony orchestra now; but what is stopping them from asking for some money two years from now?

The SPEAKER: Is the House ready for the question? All those in favor of the motion of the gentleman from Mt. Desert, Mr. Kimball, to reconsider our action whereby we indefinitely postponed this Bill "An Act Changing Name of Portland Symphony Orchestra to Maine Symphony Orchestra," Legislative Document 248, Senate Paper 103, please rise and remain standing until the monitors have made and returned the count.

A division of the House was had. Fifty-five having voted in the affirmative and sixty-eight having voted in the negative, the motion to reconsider did not prevail.

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

Mr. Dostie of Winslow was granted unanimous consent to address the House.

The SPEAKER: I would like to point out before the gentleman from Winslow, Mr. Dostie, speaks, that we are now observing the 100th Legislature, and the official celebration will take place on March 15, and this paper is in keeping with the celebration of the 100th Legislature.

Mr. DOSTIE: Mr. Speaker, Ladies and Gentlemen of the House: I hope you will bear with me a few moments while I read to you about our Great Seal of the State of Maine.

The foremost symbol of the State of Maine is its Great Seal. It is affixed to commissions of office and

to various other important State documents and is displayed on our State flag.

Since this year we are commemorating the 100 Legislatures of Maine, it would appear appropriate that we reflect briefly upon the significance and history of this emblem which, over the 141 years of our history as a State, has symbolized the authority of our elected Government.

Although there have been variations over the years in the artistic quality of our State Seal, and in the rendering of that design upon metal for impressions, the basic design has remained the same since its adoption in the year of our admission into the Union as a separate State, 1820.

There was immediate need for a State Seal as soon as Maine became a State, and one of the first actions of the First Legislature which convened in Portland in 1820 was the adoption of such a seal. A legislative committee was appointed on June 2nd of that year to "report a suitable Device and Seal for the State of Maine." Colonel Isaac G. Reed of Waldoboro is credited with the careful description of the proposed seal and Benjamin Vaughan of Hallowell, although neither a member of the committee nor of the Legislature, is believed to have contributed substantially to its conception. First drawings, unfortunately, were crude. But, since haste was necessary, Robert Eastman of Brunswick was commissioned to make the metal die. Among complaints about the early design was that the moose on the Seal resembled "a deer with moose horns."

The elements that comprised the design of the Seal were particularly fitting to the new State. In the center was a shield charged with one of Maine's Famous Mast Pines, a moose lying at the foot of the pine. The shield was flanked on its right side by a farmer with a scythe and on its left side by a sailor leaning on an anchor. Under the shield appeared the word "MAINE" in capitals. Above the shield was the motto "Dirigo," meaning "I guide" or "I direct," and above that, serving as a crest, a representation of the North Star.

The pine symbolized Maine's flourishing forests, the moose its abundant wildlife, the farmer and the seaman the primary vocations of Maine men, and the North Star Maine's position, in the words of description printed in the 1820 Maine Laws, as "the most northern State of the Union."

There are those who have believed that by use of the North Star as a crest and "Dirigo" as a motto, Maine was claiming ascendancy over the other States of the Union. That this belief is erroneous is attested to by a passage in those 1820 Laws which says "as the Polar Star has been considered the mariner's guide and director in conducting the ship over the pathless ocean to the desired haven, and the center of magnetic attraction; as it has been figuratively used to denote the point to which all affections turn, and as it here is intended to represent the State, it may be considered the citizen's guide and the object to which the patriot's best exertions should be directed." Thus, it is clear that the use of the North Star and the motto symbolized the relationship between the citizen of Maine and his State.

The importance of the Great Seal as the sign of the State's legal authority is evidenced by the controversy over its possession during the election dispute of 1879-80. Since no gubernatorial candidate had received a majority of the votes in the election of September, 1879, the choice of a Governor was referred to the Legislature. To compound the excitement of this tumultuous time, the outgoing Fusionist Governor and Council in canvassing the votes for legislators ruled out sufficient votes, on the grounds of irregularities, to change the composition of the Legislature so that the apparent Republican majority gave way to a Fusionist majority. However, the Maine Supreme Court ruled in favor of the Republicans.

During the period of controversy, the Fusionists elected Prince A. Sawyer Secretary of State, who, in obvious disagreement with the judicial decision removed the State Seal and other important documents from the office of Secretary of State for safekeeping. Under threat of legal retaliation, Mr. Sawyer re-

turned the Seal which had been missing from its accustomed place for about a week. The new Legislature, however, in the meantime had authorized a new Seal to replace the old one. And the Legislature then enacted a law which made removal of the State Seal from the office of the Secretary of State an act punishable "by imprisonment of not less than one nor more than five years, and by a fine not exceeding five thousand dollars."

The State Seal in use today is from the design made in 1919 by an artist of the American Type Foundry Company of Boston, believed to have been the book illustrator, Ludwig S. Ipsen. For convenience, there are two dies, one hand operated and the other by electrical power. The design of the present Great Seal of the State of

Maine is in accordance with the description found in the 1820 Laws, but it is executed with far greater artistry than the earliest designs.

The Great Seal of the State of Maine still symbolizes the legal authority of a freely-elected State Government and that is why it is revered today, just as was that first Seal 141 years ago in 1820. (Applause)

The SPEAKER: The Chair wishes to announce that the official picture of the House will be taken tomorrow. Also, there will be a caucus of the House Republicans in this House this evening at 7:30.

On motion of Mr. Baxter of Pittsfield,

Adjourned until ten o'clock tomorrow morning.