

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

Wednesday, February 22, 1961

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

Prayer by the Rev. Mr. William Veazie of Gardiner.

The journal of yesterday was read and approved.

Papers from the Senate

From the Senate:

Bill "An Act Amending Certain Statutes to Conform to Rules of Civil Procedure" (S. P. 455) (L. D. 1465)

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 six Bills which were referred to the 100th Legislature by the 99th Legislature:

Bill "An Act Establishing Secondary Area Vocational Schools" (S. P. 466)

Bill "An Act Revising Election Laws Relating to Registration of Voters and Boards of Registration" (S. P. 468)

Bill "An Act relating to Second Injury Fund and Vocational Rehabilitation under Workmen's Compensation Act" (S. P. 470)

Bill "An Act relating to Workmen's Compensation Insurance" (S. P. 471)

Bill "An Act Authorizing Governor and Council to Sell or Lease Western Maine Sanatorium" (S. P. 472)

Bill "An Act Permitting Certain Trailers and Truck Tractors on Four-lane Highways" (S. P. 473)

Came from the Senate indefinitely postponed, as covered by other legislation.

In the House, indefinitely postponed in concurrence, as covered by other legislation.

From the Senate: The following Order:

ORDERED, the House concurring, that 3,000 additional House and Senate Registers be printed (S. P. 474)

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 Inland Fisheries and Game reporting "Ought not to pass" on Resolve Relating to Stocking of Rangeley Lake with Togue (S. P. 168) (L. D. 414)

Report of the Committee on Legal Affairs reporting same on Bill "An Act relating to Improper Operation of Steam Boilers" (S. P. 117) (L. D. 262)

Report of the Committee on State Government reporting same on Bill "An Act to Clarify and Revise Laws of Department of Economic Development" (S. P. 127) (L. D. 272)

Came from the Senate read and accepted.

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

Ought to Pass

Report of the Committee on Business Legislation reporting "Ought to pass" on Bill "An Act relating to Rate of Premiums for Group Life Insurance" (S. P. 157) (L. D. 403)

Report of same Committee reporting same on Bill "An Act to Incorporate General Discount Corporation (Maine)" (S. P. 159) (L. D. 405)

Report of same Committee reporting same on Bill "An Act to Incorporate International Mortgage Corporation (Maine)" (S. P. 250) (L. D. 767)

Report of the Committee on Health and Institutional Services reporting same on Bill "An Act Creating a Committee to Plan for an Institution Serving as a Reception and Treatment Center" (S. P. 322) (L. D. 997)

Report of the Committee on Judiciary reporting same on Bill "An Act relating to Disposition of Eyes after Death" (S. P. 113) (L. D. 258)

Report of same Committee reporting same on Bill "An Act relating to Trustees of and Investments by Odd Fellows' Home of Maine" (S. P. 194) (L. D. 527)

Report of the Committee on Retirements and Pensions reporting same on Resolve to Increase Retirement Benefit for Susie H. Yeaton, of Harrington (S. P. 301) (L. D. 912)

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

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

Orders

On motion of Mr. Williams of Hodgdon, it was

ORDERED, that Brandon Perry of Easton be appointed to serve as Honorary Page for today.

On motion of Mrs. Kilroy of Portland, it was

ORDERED, that Van Coulthard of Scarborough be appointed to serve as Honorary Page for today.

On motion of Mr. Coulthard of Scarborough, it was

ORDERED, that Robert Kilroy of Cape Elizabeth be appointed to serve as Honorary Page for today.

On motion of Mr. Schulten of Woolwich, it was

ORDERED, that Ellen Brewer of Bath be appointed to serve as Honorary Page for today.

On motion of Mr. Dostie of Lewiston, it was

ORDERED, that Mark Tardiff of Lewiston be appointed to serve as Honorary Page for today.

On motion of Mr. Binnette of Old Town, it was

ORDERED, that Brian Briggs of Portland be appointed to serve as Honorary Page for today.

On motion of Mr. Briggs of Portland, it was

ORDERED, that Rabbi Morris Bekritsky of Portland be invited to officiate as Chaplain of the House on Tuesday, March 14, 1961.

On motion of the gentlewoman from Patten, Mrs. Harrington, House Rule 25 was suspended for

the remainder of today's session in order to permit smoking.

Tabled and Assigned

Mr. Baxter of Pittsfield presented the following Order:

ORDERED, that notwithstanding rules of the House, all Bills and Resolves carrying or requiring an appropriation that are in order to be passed to be engrossed or to be passed to be enacted, or finally passed, shall, at the request of a member of the Committee on Appropriations and Financial Affairs, be placed on a special calendar to be called up for consideration only by the House Chairman of the Committee on Appropriations and Financial Affairs, or the Speaker.

This Order will continue in effect until the end of this regular session.

Whereupon, the Order was tabled pending passage under the Rules of the House, ordered reproduced, and specially assigned for tomorrow.

Tabled and Assigned

Mr. Morrill of Harrison presented the following Order:

ORDERED, that the Treasurer of the University of Maine be directed to deposit with the Clerk of the House for the use of the Legislature a list of officers, faculty and employees of the University of Maine, together with their salaries as of December 31, 1960.

BE IT FURTHER ORDERED, that 200 copies of the list be either printed or reproduced to be distributed, one to each member of the Senate, House and Council; two to the Executive; one to the Secretary of the Senate; one to the Clerk of the House and the balance to the State Librarian for exchange purposes.

On motion of Mr. Baxter of Pittsfield, tabled pending passage, ordered reproduced, and specially assigned for tomorrow.

The SPEAKER: I do not remember when this House has been privileged with having so many Honorary Pages. At this time the Chair will request the Sergeant-at-Arms to escort the Pages, which I will presently name, to the well

of the House to serve as Honorary Pages for the day. Brandon Perry of Easton, Van Coulthard of Scarborough, Robert Kilroy of Cape Elizabeth, Ellen Brewer of Bath, Mark Tardiff of Lewiston, and Brian Briggs of Portland.

I do not know the exact relationship of these Honorary Pages to the members of the House, but Brian Briggs may be a child of the gentleman from Portland, Mr. Briggs; and probably Mark is the child of the gentleman from Lewiston, Mr. Tardiff; Ellen Brewer, a daughter of the gentleman from Bath, Mr. Brewer. Robert Kilroy I understand is a grandchild of the gentlewoman from Portland, Mrs. Kilroy, and Van Coulthard would be a son of the gentleman from Scarborough, Mr. Coulthard, and Brandon Perry, a grandchild perhaps of the gentleman from Easton, Mr. Perry. We are very happy to have the Honorary Pages with us today. (Applause)

Thereupon, the Honorary Pages were escorted to the well of the Hall of the House by the Sergeant-at-Arms.

The SPEAKER: At this time the Chair would recognize the presence in the gallery of members of the seventh and eighth grades of the Garland Grammar School, under the supervision of Mrs. Aaron Varney, Principal. 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)

House Reports of Committees Ought Not to Pass

Mr. Danes from the Committee on Health and Institutional Services reported "Ought not to pass" on Bill "An Act relating to License Fees of Recreational and Eating Places" (H. P. 742) (L. D. 1029)

Report was read and accepted and sent up for concurrence.

Ought to Pass in New Draft New Draft Printed

Mrs. Hendricks from the Committee on Health and Institutional Services on Bill "An Act relating to Tattooing" (H. P. 474)

(L. D. 674) reported same in a new draft (H. P. 1067) (L. D. 1468) under same title and that it "Ought to pass"

Report was read and accepted, the New Draft 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 relating to Penalty for Violating Vesicular Exanthema Laws" (H. P. 375) (L. D. 550)

Mr. Hartshorn from the Committee on Health and Institutional Services reported same on Resolve Permitting Demolishing Certain Building at Maine State Prison (H. P. 743) (L. D. 1199)

Mrs. Knapp from same Committee reported same on Bill "An Act Making Mandatory the Reporting of Blindness to Health and Welfare Department" (H. P. 805) (L. D. 1119)

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

Ought to Pass with Committee Amendment

Mrs. Harrington from the Committee on Agriculture on Bill "An Act Providing for Maine Potato Advertising by the Department of Agriculture" (H. P. 284) (L. D. 436) 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. 284, L. D. 436, Bill, "An Act Providing for Maine Potato Advertising by the Department of Agriculture."

Amend said Bill by striking out in the 7th line the following underlined words **"by the Department of Agriculture"**

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

Passed to Be Engrossed Tabled and Assigned

Bill "An Act relating to Accounting by Maine Port Authority" (S. P. 128) (L. D. 273)

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

The SPEAKER: The Chair recognizes the gentleman from Woodstock, Mr. Whitman.

Mr. WHITMAN: Mr. Speaker, due to mechanical errors in drafting the Bill and for the purpose of offering amendments, I move this be tabled until Wednesday next.

The SPEAKER: The gentleman from Woodstock, Mr. Whitman, moves that this Bill be tabled and specially assigned for Wednesday, March 1, pending passage to be engrossed. Is this the pleasure of the House?

The motion prevailed.

Bill "An Act relating to Fees for Replacement Motor Vehicle License Plates and Inserts" (S. P. 211) (L. D. 544)

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

Tabled

Bill "An Act Permitting Bars in Taverns" (S. P. 235) (L. D. 639)

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

(On motion of Mr. Chapman of Norway, tabled unassigned pending passage to be engrossed.)

Tabled and Assigned

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

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

The SPEAKER: The Chair recognizes the gentleman from Kittery, Mr. Dennett.

Mr. DENNETT: Mr. Speaker and Members of the House: In regard to this item four, several members have expressed concern over some of the aspects of this bill; and in order to more fully investigate the validity of their ar-

guments, I move that this bill lie upon the table and be specially assigned for Wednesday, March 1, pending passage to be engrossed.

The SPEAKER: The gentleman from Kittery, Mr. Dennett, moves that this matter be tabled and specially assigned for Wednesday, March 1, pending passage to be engrossed. Is this the pleasure of the House?

The motion prevailed.

Bill "An Act relating to Superintending School Committee of Town of Winslow" (H. P. 260) (L. D. 374)

Bill "An Act relating to the Ogunquit Village Corporation" (H. P. 262) (L. D. 376)

Bill "An Act Increasing Indebtedness of Fort Fairfield School District" (H. P. 264) (L. D. 378)

Bill "An Act Repealing the Windham Game Preserve" (H. P. 308) (L. D. 460)

Bill "An Act to Incorporate the Town of Newburgh School District" (H. P. 328) (L. D. 480)

Bill "An Act relating to Leases of Facilities for State Government" (H. P. 352) (L. D. 504)

Bill "An Act to Clarify State Disbursements" (H. P. 353) (L. D. 505)

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

Amended Bill

Bill "An Act relating to Trapping Season on Muskrats in Aroostook County" (H. P. 388) (L. D. 563)

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

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

Mr. BERMAN: Mr. Speaker and Ladies and Gentlemen of the House: With reference to this bill, my friend the gentleman from Casco, Mr. Moore, the House Chairman of the Committee on Inland Fisheries and Game, kindly suggested yesterday that I offer the amendment which lies on your desk before you.

Now this emergency is really not an earth-shaking one, but it is

an emergency of some bread without butter. Like other counties, Aroostook does have an unemployment problem, and this amendment will allow our unemployed trappers to seek muskrats this spring. I know it will take some men from the thirty-three dollars a week unemployment line in my county, and I ask your help to permit these muskrat trappers to help themselves.

Furthermore, I suggest to the House that it is only fair to allow this amendment changing the muskrat season in Aroostook County from November to April; otherwise I suggest that there could be absolutely no muskrat trapping in 1961 in Aroostook, because unless you do permit this emergency amendment, the Aroostook muskrat law will become law only sometime this summer, and therefore there will have been no spring muskrat trapping in 1961, and by law, there would be no muskrat trapping in November of 1961. So I ask the help of this House in permitting this emergency amendment which I do not believe to be frivolous. I think that this is a reasonable request and I hope the House will so consider it. I now offer House Amendment "A" and move its adoption.

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

HOUSE AMENDMENT "A" to H. P. 388, L. D. 563, Bill, "An Act Relating to Trapping Season on Muskrats in Aroostook County."

Amend said Bill by adding before the enacting clause the following:

'Emergency Preamble. Whereas, acts of the Legislature do not become effective until 90 days after adjournment unless passed as emergencies; and

Whereas, the number of unemployed persons in this State is increasing due to a recession in the national economy; and

Whereas, the following legislation is vitally necessary to provide opportunities for gainful employment by needy persons in the State; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and

require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it'

Further amend said Bill by adding at the end the following paragraph:

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

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

Bill "An Act relating to Boundaries of Limington, Hollis and Waterboro Game Preserve" (H. P. 391) (L. D. 566)

Bill "An Act Increasing Indebtedness of Town of Orono High School District" (H. P. 409) (L. D. 584)

Bill "An Act Repealing Oosoola Stream Game Preserve" (H. P. 479) (L. D. 679)

Bill "An Act relating to Open Season on Deer in Vinalhaven" (H. P. 480) (L. D. 680)

Bill "An Act relating to Sewage Treatment Plant for City of Saco" (H. P. 508) (L. D. 783)

Bill "An Act Amending the Charter of the City of Bangor" (H. P. 524) (L. D. 722)

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

Tabled and Assigned

Resolve in favor of the Town of Minot (H. P. 58) (L. D. 99)

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

(On motion of Mr. Bragdon of Perham, tabled pending passage to be engrossed and specially assigned for Tuesday, February 28.)

Tabled and Assigned

Resolve Regulating Fishing in Bugeye Pond, Franklin County (H. P. 245) (L. D. 359)

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

(On motion of Mr. Jones of Farmington, tabled pending pas-

sage to be engrossed and specially assigned for Wednesday, March 1.)

Tabled and Assigned

Resolve to Reimburse the Town of Woodland for Aid Extended to Ronald Tirrell (H. P. 294) (L. D. 446)

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

(On motion of Mr. Bragdon of Perham, tabled pending passage to be engrossed and specially assigned for Tuesday, February 28.)

Tabled and Assigned

Resolve to Reimburse the Town of New Sweden for Aid Extended Ronald Tirrell (H. P. 295) (L. D. 447)

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

(On motion of Mr. Bragdon of Perham, tabled pending passage to be engrossed and specially assigned for Tuesday, February 28.)

Tabled and Assigned

Resolve Providing Funds for Conservation Education (H. P. 312) (L. D. 464)

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

(On motion of Mr. Bragdon of Perham, tabled pending passage to be engrossed and specially assigned for Tuesday, February 28.)

Tabled and Assigned

Resolve in favor of Levite Pelletier of St. David (H. P. 463) (L. D. 663)

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

(On motion of Mr. Bragdon of Perham, tabled pending passage to be engrossed and specially assigned for Tuesday, February 28.)

Resolve Refunding Motor Vehicle Fees to Certain Canadian Residents (H. P. 466) (L. D. 666)

Resolve Regulating Fishing in Maranacook Lake, Kennebec County (H. P. 490) (L. D. 690)

Were reported by the Committee on Bills in the Third Reading,

read the second time, passed to be engrossed and sent to the Senate.

Amended Bills

Bill "An Act to Grant a New Charter to the City of Hallowell" (H. P. 63) (L. D. 105)

Bill "An Act Increasing Indebtedness of Deer Isle School District" (H. P. 332) (L. D. 484)

Bill "An Act Increasing Borrowing Capacity of Newport School District" (H. P. 687) (L. D. 965)

Resolve in favor of Richard S. Foster, of York (H. P. 465) (L. D. 665)

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.

The SPEAKER: The Chair would like to point out at this time we may be building up quite a table here, and you know from past experience that it takes a long while to clear your table under Orders of the Day. It takes much longer than your regular procedure takes. I realize that tabling is often necessary. However, if you can avoid it, why you are going to save yourself a great deal of time. I know some members go through here and they will table at most one or two bills during the session.

Passed to Be Enacted Emergency Measure

An Act to Incorporate the Town of Bucksport School District (H. P. 117) (L. D. 157)

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. 126 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.

Emergency Measure

An Act to Authorize the Municipalities of Cumberland, North

Yarmouth and Pownal to Form a School Administrative District (H. P. 190) (L. D. 286)

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. 124 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.

Emergency Measure

An Act to Create a School Administrative District in the Town of Lubec (H. P. 301) (L. D. 453)

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 none against, and accordingly the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Emergency Measure

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

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. 124 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.

Emergency Measure

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

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. 124 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 Prohibited Implements in Hunting Wild Birds or Animals (S. P. 32) (L. D. 57)

An Act to Extend the Charter of the R. and T. Cement Railroad Company (S. P. 202) (L. D. 535)

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

Tabled and Assigned

An Act Exempting Certain Salesmen from the Minimum Wage Law (S. P. 399) (L. D. 1253)

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

(On motion of Mr. Noel of Waterville, tabled pending passage to be enacted and specially assigned for Tuesday, February 28.)

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

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

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

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

An Act to Prohibit the Taking of Lobsters and Crabs During the Hours of Darkness (H. P. 206) (L. D. 301)

An Act relating to Snow Removal and Maintenance of Certain Portions of Controlled Access Highways (H. P. 234) (L. D. 348)

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

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

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

An Act relating to Allowance to Distributors for Gasoline Losses (H. P. 361) (L. D. 513)

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

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

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

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

An Act relating to Depositing Refuse (H. P. 952) (L. D. 1255)

Finally Passed

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)

Resolve in favor of Charles A. Dean Memorial Hospital of Greenville (H. P. 130) (L. D. 193)

Resolve to Reimburse the Town of Limestone for 1958 Connor Poll Taxes Paid the State (H. P. 132) (L. D. 195)

Resolve Regulating Fishing in Big Wadleigh Pond, Piscataquis County (H. P. 144) (L. D. 207)

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

Resolve Designating Certain Waters in Porter as "Black Lake" (H. P. 335) (L. D. 487)

Resolve Designating Howard Cushman Brook, Aroostook County (H. P. 415) (L. D. 590)

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 Revising the Law on Tax on Transient Rentals." (H. P. 551) (L. D. 748)

Tabled—February 15, by Mr. Bragdon of Perham.

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 second tabled and today assigned matter:

HOUSE ORDER — Relative to Creating a Committee to Survey Unemployment in Maine.

Tabled — February 16, by Mr. Jalbert of Lewiston.

Pending — Passage. (Ordered Reproduced)

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

Mr. JALBERT: Mr. Speaker and Members of the House: I think this order has been explained and it was tabled pending reproduction; I think it was self-explanatory, the purpose was to merely bring about a possible relief in our present jobless situation. Some have discussed the possibility or feasibility of amending the order, which could be done very easily, having the present Advisory Council serve with the members of the House and Senate and the Governor naming those members and serving also ex officio.

Also one hears and reads about the setting up through the Appropriations Committee of the capital building program using some eight million dollars of our expected surplus, I feel that that is a sound proposal; however, I question what it would do now to relieve the situation in any way, because according to the Bureau of Public Improvements there is now on the Planning Board one major piece of construction which is a dormitory at the Farmington Teachers' College, which in my information received would take some two to three months to remove from the Planning Board and send out for bids.

The other major project is the wing of the TB Sanatorium at Fort Fairfield, which is in a little conflict now and slight preliminary work has been done in that direction, which would take some additional few months; and if this proposal, although it is good, to set up the proposal as will be submitted no doubt, it would take if it would be passed inside of the

next week or ten days, it would take between four to six months before these projects that we would be singled out by priority, would be even sent out to bids. And during that period of time, the only people that would enjoy the work are the people that are working presently, the architects and the very few others who are presently at work.

I repeat myself, that if there was any thought of amending the thing, I think it would be sound, I hope it is to be taken on a non-partisan basis and voted upon in that manner. Therefore, Mr. Speaker, I move passage of the Order.

The SPEAKER: The question before the House is the motion of the gentleman from Lewiston, Mr. Jalbert, that this Order receive passage.

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

Mr. BAXTER: Mr. Speaker and Members of the House: There are many things that we as Republicans like about the Order of the gentleman from Lewiston, Mr. Jalbert. His approach to this thing on a non-partisan basis is of course commendable. And he of course realizes that we are as much concerned as he is about unemployment, in fact unemployment regardless of the size. He has called our attention to the fact that there are thirty thousand of our workers now unemployed, and that is a matter of concern; and we would say that if there is one person unemployed that is also a matter of concern.

We also particularly like the fact that the gentleman has called to our attention the fact, both in his remarks and in his order, that the Governor is very much aware of our employment situation in the State today, and of course we all know that he has already taken initial steps to help with this situation, steps that the gentleman from Lewiston has recognized and which we feel will be beneficial in many ways that may not be obvious when we think of the larger building. In other words, there are many small projects within a capital budget that could be started in particular areas of labor surplus.

We also believe as the gentleman from Lewiston, Mr. Jalbert, has said in his previous remarks, that any move which might get men to work earlier is worth considering, no matter what it may be. And I can assure you that the Governor in his plans has other thoughts upon this subject which he will be putting into effect in the near future.

Now as we consider this order, it just occurred to us if this were the correct way to carry out the intent, and knowing the interest that the gentleman from Lewiston, Mr. Jalbert, has in State government, and its size and its economy and its duplication and so forth, it did occur to us there might be some other way of accomplishing this purpose. In fact, it occurred to us that when conditions were somewhat worse than they are now, back in 1958, that the then Democratic Governor of the State, Governor Muskie, called upon the Advisory Council of the Maine Employment Security Commission to advise them in this matter. Now the Advisory Council, as you probably all know, is made up of three members from industry, three from labor and three from the public. In other words, it is very much the same type of committee as proposed in the order except that it does not happen to have a legislative representation; and in this particular case we don't feel that legislative representation is absolutely necessary to get the results that are needed.

Along these lines we consulted with the Chairman of the Employment Security Commission, one of the Democratic members, Mr. Cloutier. And we referred to him the pertinent paragraph of this order which set forth its intent. And we asked the Chairman whether this could be accomplished by his Committee at the Governor's request, and whether he thought that there was a duplication involved here. Now the Chairman was very emphatic in his opinion that this was a duplication, that the Committee has been studying this problem both with several meetings in the latter part of 1959 and with several meetings since the beginning of this year. That would

be the latter part of 1960, and the beginning of this year several more meetings.

He felt that this Council had background information on this subject and that to create a new committee would be to duplicate all the work they have done, and to duplicate it to no particular advantage. He felt most emphatically that this was a piling of committees upon committees, of responsibilities upon responsibilities, and that the job could be carried out, the job that both we and the gentleman from Lewiston, Mr. Jalbert, would like carried out, through established agencies now in existence.

We further discussed this opinion with the Governor and we can assure you that as head of the Executive Department, this being an executive concern in many ways, and the Committee being a part of a branch of the Executive Department, that he would call upon them for the Advisory Council such as been done by former Governors.

In view of this fact, it was our feeling, therefore, that this Order introduced by the gentleman from Lewiston, Mr. Jalbert, should at this time be indefinitely postponed, and I so move.

The SPEAKER: The question now before the House is the motion of the gentleman from Pittsfield, Mr. Baxter, that this Order be indefinitely postponed.

The Chair recognizes the gentleman from Lewiston, Mr. Jalbert.

Mr. JALBERT: Mr. Speaker and Members of the House: I am very well acquainted with the Chairman of the Employment Security Commission, Mr. Cloutier, I also am very well acquainted with the members of the present Advisory Council. I spoke to one of them this morning, he told me that the last meeting that the Council had was three weeks ago. I am also fully aware as I know my good friend from Pittsfield, Mr. Baxter is, the political situation that the present Chairman of the Employment Security Commission is in now. Fully aware of it, I also have an amendment, that would be prepared as I suggested, that would have the present Advisory

Council serve, which would amend that paragraph that said two from labor, two from industry, and two from the public; on my order originally this would make it three from each, and it would be these members who are on the Advisory Committee.

It is possible that not much could be accomplished. It is also possible that the four members of the House, the two members of the Senate, with the Governor serving as ex officio, and these nine men fully qualified in their respective spots of representing the public, industry and labor, could come up with something now and report back as quickly as possible. For that purpose and reasons set forth by the good gentleman from Pittsfield, Mr. Baxter, I fervently hope that his motion to indefinitely postpone will not prevail.

The SPEAKER: The question before the House is the motion of the gentleman from Pittsfield, Mr. Baxter, that this House Order be indefinitely postponed.

The Chair recognizes the gentleman from Madison, Mr. Fogg.

Mr. FOGG: Mr. Speaker and Members of the House: I had hoped to have something of a bipartisan nature come out of this, because I think it is a good order and there is no doubt about it that the situation which we face here in the State of Maine at the present time, we expect by mid-March to have nine thousand people who will have exhausted their unemployment benefits. We anticipate approximately forty thousand unemployed by mid-May. Now I appreciate the efforts that the Majority Floor Leader is undertaking in this matter. I would like to ask him through the Chair just how soon we could expect a report on this setup which he proposes.

The SPEAKER: The gentleman from Madison, Mr. Fogg, has asked a question through the Chair of the gentleman from Pittsfield, Mr. Baxter, who may answer if he chooses.

Mr. BAXTER: Mr. Speaker, I think the answer to that is that an answer could be secured much quicker through the method which I have proposed than through the

method proposed in the order as it stands today. These people have been studying this problem, they have a great deal of background on it, this is an established committee, and I believe that with the Governor's direction that answers could be secured fully as quickly, if not quicker, than with the Committee proposed under the order. And I would like to ask the gentleman from Madison, Mr. Fogg, to repeat once more the figure on exhaustions.

The SPEAKER: The gentleman from Pittsfield, Mr. Baxter, has asked a question through the Chair of the gentleman from Madison, Mr. Fogg, who may answer if he chooses.

Mr. FOGG: These figures are some figures which I had secured from Mr. Dorsky which I read out of the paper. I haven't checked them with the Department of Labor, I confess, but I don't think they would have been put in the paper if they hadn't been correct. Now as the leader of the Minority Party in this, we don't want to be obstructionists as far as this thing is concerned. The way I feel about it, if we can be promised some immediate action on this and have something happen soon, as the leader of the Democratic party I am willing to—

The SPEAKER: The Chair would like to ask the gentleman from Pittsfield, Mr. Baxter, if he was through with his remarks, since all that he asked, I believe, of the gentleman from Madison, Mr. Fogg, was a question.

Mr. BAXTER: Mr. Speaker, I certainly don't want to interrupt the gentleman at this time, but I would say that I don't dare—

The SPEAKER: Therefore the Chair will let the gentleman from Madison, Mr. Fogg, proceed.

Mr. FOGG: As the spokesman for the Democratic party, we are willing for this bill to be killed at the present time, but if we do not receive action on this in the near future, I will feel that we are in a position where we can urge some action other than that.

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

Mr. BAXTER: Mr. Speaker, I certainly appreciate the sentiments of the gentleman from Madison, Mr. Fogg. I would like to ask again through the Chair if possible if he, and if he did I missed it, could repeat for me the figure that he gave on accumulative exhaustions under the law at the present time.

The SPEAKER: The gentleman from Pittsfield, Mr. Baxter, has asked a question through the Chair of the gentleman from Madison, Mr. Fogg, who may answer if he chooses; and the Chair will advise the gentleman from Madison, Mr. Fogg, that he has already spoken twice. In order to speak the third time he must get permission from the House. Therefore the Chair suggests at this time that the gentleman from Madison, Mr. Fogg, confine himself to answering the question.

Mr. FOGG: Mr. Speaker, the figures I quoted were, forty thousand unemployed by mid-May, and by mid-March there would be nine thousand persons who will have exhausted their unemployment benefits.

The SPEAKER: Does the gentleman from Pittsfield, Mr. Baxter, consider his question answered?

Mr. BAXTER: Mr. Speaker, I do consider my question answered. I am sure I have spoken at least twice, so I would like permission of the House to speak again.

The SPEAKER: The gentleman from Pittsfield, Mr. Baxter, having spoken twice requests permission from the House to speak again. Is there objection? The Chair hears none, the gentleman may proceed.

Mr. BAXTER: Mr. Speaker, I would just like to point out that these figures are merely estimates, I think that perhaps it would be more realistic to use the current figures which are thirty-one thousand unemployed at the moment against this forecast of forty thousand in a period in which we know we start to get a pick-up in employment. In other words, that is a third increase in that period. I would like further to point out that accumulative exhaustion, that is people run out of their unemployment benefits, is presently for-

ty-nine hundred against the estimate given of nine thousand.

Now, I would also like to point out with regard to exhaustions that as of this particular time, February, in which we have forty-nine hundred people who have run out of benefits. And we grant that this is a serious problem to each and everyone of us. We do not belittle it in any way, shape or manner. However, at the same period in 1960 which is last year, we had fifty-eight hundred and twelve exhaustions. The year previous to that we had nine thousand three hundred and fifty-five exhaustions, and when we use unemployment exhaustions as a measure of the state of the economy today, the picture is not quite as dark as it looks. Again, I just give you this information as a piece of information rather than as a matter of debate.

The SPEAKER: The Chair would advise the gentleman from Lewiston, Mr. Jalbert, that I believe he has already spoken twice and the gentleman requests permission to speak a third time. Is there an objection? The Chair hears none. The gentleman may proceed.

Mr. JALBERT: Mr. Speaker, Members of the House: I appreciate the fact that my party leader, Mr. Fogg, is speaking so elegantly on a non-partisan basis, and I appreciate the fact that the good gentleman from Pittsfield, Mr. Baxter, is speaking on a non-partisan basis, the Republican floor leader of the House. I am also mindful of one fact numerically where I would stand here as a Democrat, I am most happy, I am given a seat in a warm room, a \$4.00 travel check and a pay check every two weeks. So that in view of both of the remarks on a non-partisan basis by both gentlemen, I also would like to place myself in a position of being, speaking and presenting an order on a non-partisan basis. The gentleman from Pittsfield, Mr. Baxter, praises the Order from one end of the room to the other, and then moves indefinite postponement. I think we ought to have an opportunity to find out what four members of the House could do, two members

of the Senate, and the Governor could do, helping this Committee. I also am aware of the remarks that the gentleman from Pittsfield, Mr. Baxter, has told that several meetings were held, according to this problem by the Advisory Council. I would therefore suggest to the gentleman from Pittsfield, Mr. Baxter, that once in the last three weeks doesn't tally up to several. I repeat my motion and I hope his motion does not prevail.

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

Mr. BAXTER: I would like to request permission to address the House briefly.

The SPEAKER: The gentleman from Pittsfield, Mr. Baxter, requests permission to address the House since he has spoken to the House more than twice. Is there an objection? The Chair hears none, the gentleman may proceed.

Mr. BAXTER: With regard to the point brought up by the gentleman from Lewiston, Mr. Jalbert, concerning meetings of the Advisory Council, my original words were "since the first of the year, not in the past three weeks." This is a direct quote from a member of the Commission approximately one hour ago. If I have been misled, then I have been misled, but let us bear in mind that it was since the first of the year that several meetings have occurred.

The SPEAKER: Is the House ready for the question? The question before the House is the motion of the gentleman from Pittsfield, Mr. Baxter, that this House Order Relative to Creating a Committee to Survey Unemployment in Maine be indefinitely postponed. And the Chair will order a division.

Will all those in favor of the indefinite postponement of this Order, please rise and remain standing until the monitors have made and returned the count.

A division of the House was had. Ninety-eight having voted in the affirmative and thirty-seven having voted in the negative, the motion to indefinitely postpone did prevail.

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

HOUSE REPORT—Ought not to pass—Committee on Welfare on Bill "An Act Eliminating Residence Requirements in Public Assistance." (H. P. 564) (L. D. 761)

Tabled — February 16, by Mr. Haughn of Bridgton.

Pending — Acceptance of Report.

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

Mr. STORM: Mr. Speaker and Members of the House: In order to give this matter some further study, there has been some new information brought out and the Department has somewhat changed its position, I would move that this be recommitted for further study.

The SPEAKER: The gentleman from Sherman, Mr. Storm, moves that this Report and Bill be recommitted to the Committee on Welfare. Is this the pleasure of the House?

The Chair recognizes the gentleman from Old Orchard Beach, Mr. Plante.

Mr. PLANTE: Mr. Speaker, I certainly appreciate this change of light and I highly endorse the motion to recommit the bill.

The SPEAKER: Is it the pleasure of the House that this bill be recommitted?

The motion prevailed, the Report and Bill were recommitted and sent up for concurrence.

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

HOUSE REPORT — Ought not to pass — Committee on Welfare on Bill "An Act Abolishing Residence Requirements for Old Age Assistance." (H. P. 447) (L. D. 622)

Tabled — February 16, by Mr. Baxter of Pittsfield.

Pending — Acceptance of the Report.

On motion of Mr. Baxter of Pittsfield, the Report and Bill were recommitted to the Committee on Welfare and sent up for concurrence.

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

HOUSE REPORT — Ought not to pass — Committee on Inland Fisheries and Game — on Bill "An Act Prohibiting Hunting Near Occupied Dwellings." (H. P. 237) (L. D. 351)

Tabled — February 21, by Mr. Moore of Casco.

Pending — Motion of Mr. Curtis of Bowdoinham that the Bill be Substituted for the Report.

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

Mr. MOORE: Mr. Speaker, Ladies and Gentlemen of the House: I tabled this bill yesterday wondering how much support that there might be for it after Mr. Curtis, the gentleman from Bowdoinham, made that motion, and I have been unable to find any, so I hope that the motion of the gentleman from Bowdoinham, Mr. Curtis, does not prevail.

The SPEAKER: The Chair recognizes the gentleman from Strong, Mr. Smith.

Mr. SMITH: Mr. Speaker, I am not sure where the gentleman from Bowdoinham, Mr. Curtis, is right now, but due to the fact that he isn't here, I would like to table this until tomorrow.

The SPEAKER: The question now before the House is the motion of the gentleman from Strong, Mr. Smith, that this Report and Bill be tabled until tomorrow. Is this the pleasure of the House?

Mr. MOORE: I would request a division.

The SPEAKER: A division has been requested. The question before the House is the motion of the gentleman from Strong, Mr. Smith, that this matter be tabled until tomorrow. A division has been requested.

Will all those who favor tabling this bill please rise and remain standing until the monitors have made and returned their count.

A division of the House was had.

Forty-nine having voted in the affirmative and seventy-eight having voted in the negative, the tabling motion did not prevail.

The SPEAKER: The question now before the House is the mo-

tion of the gentleman from Bowdoinham, Mr. Curtis, that the Bill be substituted for the "Ought not to pass" Report. All those in favor of substituting the Bill for the Report, please say aye; those opposed, no.

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

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

The Chair laid before the House the sixth 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 21, by Mr. Wellman of Bangor.

Pending — Passage to be Engrossed.

On motion of Mr. Perry of Easton, the Bill was retabled and specially assigned for tomorrow pending passage to be engrossed.

Mrs. Lincoln of Bethel was granted unanimous consent to address the House briefly.

Mrs. LINCOLN: Mr. Speaker, Ladies and Gentlemen of the House: I think it fitting at this time, since we are advertising the State of Maine as a skiing state, to announce that Gould Academy of Bethel won the State of Maine High School Ski Championship two weeks ago, and this past weekend they won the New England States Championship, which is the cream of the crop from all over New England, and I think that is quite an advertisement for Maine. (Applause.)

The SPEAKER: The Chair would like to announce that immediately following today's session, the official picture of the House will be taken.

On motion of Mr. Hancock of Nobleboro,

Adjourned until one-thirty o'clock tomorrow afternoon.