

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

Friday, March 17, 1961

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

Prayer by the Rev. Mr. Edward F. Allen of Augusta.

The journal of the previous session was read and approved.

Papers from the Senate

From the Senate: The following Order:

ORDERED, the House concurring, that free additional telephone service be provided for each member of the Senate and House to the number of twenty-five (25) calls of reasonable duration from Augusta to points within the limits of the State of Maine, and that each member of the Senate and House be provided with a card to be certified to by the Secretary of the Senate and Clerk of the House, respectively; charge for this service to be paid to the New England Telephone and Telegraph Company at regular tariff rates (S. P. 494)

Came from the Senate read and passed.

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

**Senate Reports of Committees
Leave to Withdraw**

Report of the Committee on Labor on Bill "An Act Exempting Services of Corporate Officers as Employment under Employment Security Law" (S. P. 326) (L. D. 1001) reporting Leave to Withdraw.

Came from the Senate read and accepted.

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

Covered by Other Legislation

Report of the Committee on Appropriations and Financial Affairs on Bill "An Act Providing for the Expansion of Sewer Facilities at the University of Maine in Orono" (S. P. 154) (L. D. 400) reporting Leave to Withdraw, as covered by other legislation.

Report of the Committee on Highways on Bill "An Act relating to Area Recreational Signs for Rangeley Area" (S. P. 3) (L. D.

3) reporting "Ought not to pass", as covered by other legislation.

Came from the Senate read and accepted.

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

**Recommitted to Committee
on Legal Affairs**

Report of the Committee on Legal Affairs on Bill "An Act relating to Retirement Benefits for Members of the Lewiston Fire Department" (S. P. 260) (L. D. 777) reporting Leave to Withdraw.

Came from the Senate with the Report and Bill recommitted to the Committee on Legal Affairs.

In the House, the Report was read and the Report and Bill recommitted to the Committee on Legal Affairs in concurrence.

Ought to Pass in New Draft

Report of the Committee on Natural Resources on Resolve Providing for Publication of Information on the Public Lots by Forestry Department (S. P. 181) (L. D. 427) which was recommitted, reporting same in a new draft (S. P. 491) (L. D. 1486) under same title and that it "Ought to pass"

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

In the House, the Report was read and accepted in concurrence, the New Draft read once and assigned the next legislative day.

Ought to Pass

Report of the Committee on Highways reporting "Ought to pass" on Bill "An Act relating to Private Roads in Unorganized Territory" (S. P. 374) (L. D. 1185) which was recommitted.

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

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

Non-Concurrent Matter

Bill "An Act relating to Compensation for Certain Policemen under Occupational Disease Law" (H. P. 151) (L. D. 214) which was passed to be engrossed as amend-

ed by House Amendment "A" in the House on February 1.

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

In the House: On motion of Mr. Hardy of Hope, the House voted to recede and concur with the Senate.

Non-Concurrent Matter

Bill "An Act relating to Exempting from Taxation Mothers of Deceased Veterans" (H. P. 907) (L. D. 1241) which was passed to be engrossed in the House on March 10.

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 March 10 whereby the Bill was passed to be engrossed.

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

SENATE AMENDMENT "A" to H. P. 907, L. D. 1241, Bill, "An Act Relating to Exempting from Taxation Mothers of Deceased Veterans."

Amend said Bill in the 6th line by inserting after the underlined figures "\$3,500" the underlined punctuation and words 'having a taxable situs in the place of residence.'

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

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

Orders

On motion of Mr. Crockett of Freeport, it was

ORDERED, the Senate concurring, that the stenographic record of the ceremonies of March 15 dedicating the State Museum, be printed as a part of the proceedings of the Joint Convention of that date. (H. P. 1084)

On motion of Mr. Turner of Auburn, it was

ORDERED, that Claudia Ellen, Diana Lee and Leonard Charles Waterman of Auburn be appointed to serve as Honorary Pages for today.

The SPEAKER: The Chair will request the Sergeant-at-Arms to escort the children of Representative Waterman of Auburn, to the well of the House for the purpose of serving as Honorary Pages for the remainder of the day. (Applause)

Thereupon, the Misses Claudia Ellen Waterman, Diana Lee Waterman and Master Leonard Charles Waterman of Auburn were escorted to the well of the Hall of the House by the Sergeant-at-Arms.

On motion of Mr. Baxter of Pittsfield, it was

ORDERED, that a list of registrations of former members of the House of Representatives be made a part of "Appendix A" of the Journal of the House and also be made a part of the record of the proceedings of the House for yesterday.

House Reports of Committees Leave to Withdraw

Mr. Durgin from the Committee on Education on Bill "An Act relating to Basis of Population in Determining Educational Subsidies for Town of Limestone" (H. P. 964) (L. D. 1329) reported Leave to Withdraw.

Mr. Estey from same Committee reported same on Bill "An Act Authorizing School Administrative Units to Contract for Driver Education Courses" (H. P. 735) (L. D. 1023)

Mr. Smith from the Committee on Judiciary reported same on Bill "An Act relating to Destroying Timber, etc. on Land of Another" (H. P. 249) (L. D. 363) which was recommitted.

Reports were read and accepted and sent up for concurrence.

Mr. Thaanum from the Committee on Labor reported Leave to Withdraw on Bill "An Act Exempting Employees of Homes for Children and the Aged from Minimum

Wage Law" (H. P. 507) (L. D. 706)

Report was read.

The SPEAKER: The Chair recognizes the gentleman from Winthrop, Mr. Tha anum.

Mr. THAANUM: Mr. Speaker and Ladies and Gentlemen of the House: I have been requested to make a little explanation about this before we proceed to vote on it. The request for leave to withdraw on House Paper 507, Legislative Document 706, should be granted because at the hearing before the Labor Committee, the Commissioner of Labor and Industry indicated that any individual engaged or employed by a non-profit organization operating for the assistance of either children or the aged is already exempt under the minimum wage law under the definition of employee found in Chapter 30, Section 132b, sub-section 3, sub-section d. I think that perhaps explains it. Thank you.

Thereupon, the Report was accepted and sent up for concurrence.

Mr. MacGregor from the Committee on Towns and Counties reported Leave to Withdraw on Bill "An Act Increasing Salary of County Attorney of Lincoln County" (H. P. 121) (L. D. 161)

Mr. Philbrick from the Committee on Welfare reported same on Bill "An Act Abolishing Residence Requirements for Old Age Assistance" (H. P. 447) (L. D. 622) which was recommitted.

Reports were read and accepted and sent up for concurrence.

Ought Not to Pass

Mr. Choate from the Committee on Business Legislation reported "Ought not to pass" on Bill "An Act relating to Regulation of Public Accountants" (H. P. 961) (L. D. 1340)

Report was read and accepted and sent up for concurrence.

Tabled and Assigned

Mr. Hughes from the Committee on Business Legislation reported "Ought not to pass" on Bill "An Act Defining Contract of Life Insurance" (H. P. 921) (L. D. 1269)

Report was read.

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

Mr. JONES: Mr. Speaker and Members of the House: There are some other factors and points that have arisen relative to this bill and therefore I would like to have permission to table this to a week from today.

The SPEAKER: The gentleman from Farmington, Mr. Jones, moves this Bill and Report be tabled pending acceptance of the Report and specially assigned for Friday, March 24. Is this the pleasure of the House?

The motion prevailed.

Mr. Durgin from the Committee on Education reported "Ought not to pass" on Bill "An Act Providing for Business Administrator of School Administrative Districts" (H. P. 966) (L. D. 1331)

Mr. Dodge from the Committee on Inland Fisheries and Game reported same on Bill "An Act relating to Dogs Injuring or Killing Wild Animals" (H. P. 979) (L. D. 1366)

Reports were read and accepted and sent up for concurrence.

Tabled and Assigned

Mr. Hanson from the Committee on Inland Fisheries and Game reported "Ought not to pass" on Bill "An Act to Field Trials for Beagle Hounds" (H. P. 809) (L. D. 1123)

Report was read.

(On motion of Mr. Wellman of Bangor, tabled pending acceptance of the Committee Report and specially assigned for Friday, March 24.)

Mr. Merrill from the Committee on Inland Fisheries and Game reported "Ought not to pass" on Bill "An Act relating to Screening Outlets of Waters Reclaimed and Restocked" (H. P. 387) (L. D. 562)

Same gentleman from same Committee reported same on Resolve Regulating Fishing in Certain Waters of Aroostook County (H. P. 487) (L. D. 687)

Same gentleman from same Committee reported same on Bill "An Act Providing Casualty Insurance

for Hunters" (H. P. 981) (L. D. 1368)

Same gentleman from same Committee reported same on Bill "An Act relating to Disturbing Traps of Another" (H. P. 986) (L. D. 1373)

Reports were read and accepted and sent up for concurrence.

Tabled

Mr. Wade from the Committee on Inland Fisheries and Game reported "Ought not to pass" on Bill "An Act relating to Open Season for Fishing During Month of October" (H. P. 192) (L. D. 287)

Report was read.

(On motion of Mrs. Baker of Orrington, tabled unassigned pending acceptance of Committee Report.)

Mrs. Shaw from the Committee on Towns and Counties reported "Ought not to pass" on Bill "An Act Abolishing Western Registry District in Oxford County" (H. P. 818) (L. D. 1133)

Report was read and accepted and sent up for concurrence.

Ought to Pass in New Draft New Draft Printed

Mr. Rust from the Committee on Judiciary on Bill "An Act relating to First Baptist Church of Kittery Point" (H. P. 248) (L. D. 362) which was recommended, reported same in new draft "B" (H. P. 1083) (L. D. 1493) under same title and that it "Ought to pass"

Report was read and accepted, the New Draft read twice and assigned the next legislative day.

Ought to Pass Printed Bills

Mr. Dodge from the Committee on Inland Fisheries and Game reported "Ought to pass" on Resolve for Repairing Fish Screen at Outlet of Messalonskee Lake in Oakland (H. P. 35) (L. D. 69)

Same gentleman from same Committee reported same on Bill "An Act Prohibiting Use of Power Boats on Pennemaquan River, Town of Pembroke" (H. P. 927) (L. D. 1275)

Mr. Hanson from same Committee reported same on Bill "An Act

relating to Hunting and Fishing Licenses to Canadian Soldiers Stationed in Maine" (H. P. 980) (L. D. 1367)

Mr. Beane from the Committee on Judiciary reported same on Bill "An Act Providing for Emergency Interim Executive and Judicial Succession" (H. P. 492) (L. D. 692)

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

Mr. Berman from the Committee on Judiciary reported "Ought to pass" on Bill "An Act relating to Canes Carried on Public Streets or Highways by Blind Persons" (H. P. 753) (L. D. 1039)

Report was read.

The SPEAKER: The Chair recognizes the gentleman from York, Mr. Rust.

Mr. RUST: Mr. Speaker, Ladies and Gentlemen of the House: I think it is only right that this matter should be brought to the attention of the House because this bill substantially changes the law as it relates to blind persons.

Under the existing law a blind person using a recognized and well-known white cane has a right to make certain signals and a motorist must stop in order to let this blind person cross the street. This particular bill will do away with the white cane and substitute any light metallic cane. All I can say is, from here on if you see anybody waving a light metal cane, you better stop because you might get pinched. Thank you.

Thereupon, the Report was accepted, the Bill read twice and assigned the next legislative day.

Mrs. Shaw from the Committee on Towns and Counties reported "Ought to pass" on Bill "An Act relating to Raising Money for Support of Poor in Pleasant Ridge Plantation, Somerset County" (H. P. 362) (L. D. 514)

Report was read and accepted, the Bill read twice and assigned the next legislative day.

Referred to 101st Legislature

Mrs. Shepard from the Committee on Business Legislation on Bill "An Act relating to Joint Bank Accounts" (H. P. 962) (L. D. 1341) reported that it be referred to the 101st Legislature.

Report was read and accepted, the Bill referred to the 101st Legislature and sent up for concurrence.

Referred to Committee on Inland Fisheries and Game

Mr. Knight from the Committee on Judiciary on Bill "An Act relating to Use of Motor Boats on Jerry Pond, Penobscot County" (H. P. 323) (L. D. 475) reported that it be referred to the Committee on Inland Fisheries and Game.

Report was read and accepted, the Bill referred to the Committee on Inland Fisheries and Game and sent up for concurrence.

Ought to Pass with Committee Amendment

Mr. Levesque from the Committee on Education on Bill "An Act Defining Junior High School" (H. P. 803) (L. D. 1117) 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. 803, L. D. 1117, Bill, "An Act Defining Junior High School."

Amend said Bill in section 2 by striking out in the 8th line the underlined word "two" and inserting in place thereof the following underlined words and figure: 'combination of 2 or more consecutive'

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

The SPEAKER: At this time the Chair would recognize the presence in the gallery of the House of a group of twenty-five pupils from the Union High School, accompanied by their teacher, Mrs. Bernice Robbins.

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 on Resolve Opening Desert Pond, Kennebec County, to Fishing (H. P. 44) (L. D. 85) 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. 44, L. D. 85, Resolve, Opening Desert Pond, Kennebec County, to Fishing.

Amend said Resolve by adding at the end the following sentence: 'The use or possession of live fish as bait is prohibited.'

Committee Amendment "A" was adopted and the Resolve assigned for second reading the next legislative day.

Mr. Walls from the Committee on Inland Fisheries and Game on Resolve Regulating Fishing in Temple Pond, Somerset County (H. P. 147) (L. D. 210) 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. 147, L. D. 210, Resolve, Regulating Fishing in Temple Pond, Somerset County.

Amend said Resolve by striking out the last sentence and inserting in place thereof the following sentence: 'The use or possession of live fish as bait is prohibited.'

Committee Amendment "A" was adopted and the Resolve assigned for second reading the next legislative day.

Tabled and Assigned

Mr. Walls from the Committee on Inland Fisheries and Game on Bill "An Act Prohibiting Stocking Certain Waters with Fish" (H. P.

877) (L. D. 1212) 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. 877, L. D. 1212, Bill, "An Act Prohibiting Stocking Certain Waters with Fish."

Amend said Bill by striking out the underlined words "pools or ponds" in the 5th line and inserting in place thereof the underlined word 'waters'

(On motion of Mr. Hardy of Hope, tabled pending adoption of Committee Amendment "A" and specially assigned for Friday, March 24.)

Mr. Rust from the Committee on Judiciary on Resolve Authorizing Cianchette Bros., Inc. to Bring Civil Action Against State of Maine (H. P. 402) (L. D. 577) 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. 402, L. D. 577, Resolve Authorizing Cianchette Bros., Inc. to Bring Civil Action Against State of Maine.

Amend said Resolve in the 12th line from the end by striking out the figure "\$101,158.38" and inserting in place thereof the figure '\$107,742.07'

Committee Amendment "A" was adopted and the Resolve assigned for second reading the next legislative day.

Mr. Perry from the Committee on Natural Resources on Bill "An Act Classifying Certain Tidal Waters, Cumberland County" (H. P. 1014) (L. D. 1415) 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. 1014, L. D. 1415, Bill, "An Act Classifying Certain Tidal Waters, Cumberland County."

Amend said Bill in the 5th line by inserting after the underlined word "those" the underlined words 'in or'; and by inserting after the underlined word "bordering" in the 6th line the underlined word 'on'.

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

Tabled

Mr. Bussiere from the Committee on Transportation on Bill "An Act relating to Length of Motor Vehicle Trucks" (H. P. 435) (L. D. 610) 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. 435, L. D. 610, Bill, "An Act Relating to Length of Motor Vehicle Trucks."

Amend said Bill in the 7th line by striking out the underlined figure "60" and inserting in place thereof the underlined figure '55'

(On motion of Mr. Turner of Auburn, tabled unassigned pending adoption of Committee Amendment "A.")

Tabled and Assigned

Mr. Bussiere from the Committee on Transportation on Bill "An Act relating to Warning Lights on Motor Vehicles" (H. P. 916) (L. D. 1250) which was recommitted, 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. 916, L. D. 1250, Bill, "An Act Relating to Warning Lights on Motor Vehicles."

Amend said Bill in the title by inserting the words 'Rural Mail and Doctors' before the words "Motor Vehicles"

Further amend said Bill by inserting at the beginning of the first line the underlined abbreviation and figure 'Sec. 1.'

Further amend said Bill in the 4th line by inserting after the underlined word "Any" the underlined words 'rural mail'

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

"Sec. 2. R. S., c. 22, Sec. 144-B, additional. Chapter 22 of the Revised Statutes is amended by adding a new section 144-B, to read as follows:

'Sec. 144-B. Signal lights for doctors authorized. An amber blinker or flashing amber signal light, not more than 5 inches in diameter, may be mounted as near as practicable above the registration plate on the front of a motor vehicle operated by any physician or surgeon licensed to practice in this State. Such light may be displayed but shall not be in operation except while such vehicle is in use during emergencies. No physician or surgeon shall operate an amber blinker or flashing amber signal light upon such motor vehicle except while actually enroute to the scene of an emergency requiring his professional services.'"

(On motion of Mr. Brown of Vassalboro, tabled pending adoption of Committee Amendment "A" and specially assigned for Friday, March 24.)

Tabled

Mr. Philbrick from the Committee on Welfare on Bill "An Act Eliminating Residence Requirements in Public Assistance" (H. P. 564) (L. D. 761) which was re-committed, reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read.

(On motion of Mr. Philbrick of Bangor, tabled unassigned pending acceptance of the Committee Report.)

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

Mr. HINDS: Mr. Speaker, could I request on the assignment of that

bill, that it be assigned to the next legislative day?

The SPEAKER: It is already on the table unassigned, and an unassigned tabling motion would have preference.

Mr. HINDS: Could we reconsider that motion sir?

The SPEAKER: A tabling motion cannot be reconsidered simply because that would be debating the matter, and we all know that a tabling motion cannot be debated.

Mr. HINDS: Can I request a division on that?

The SPEAKER: The matter has already been tabled, so therefore a motion for a division would not be in order, but we appreciate your efforts.

Divided Report

Tabled and Assigned

Majority Report of the Committee on Inland Fisheries and Game reporting "Ought to pass" on Resolve Regulating Fishing in Maranacook Lake, Kennebec County (H. P. 490) (L. D. 690) which was re-committed.

Report was signed by the following members:

Mr. STILPHEN of Knox
— of the Senate.

Messrs. MERRILL of Stetson
ANDERSON of Ellsworth
WADE of Skowhegan
HANSON of Bradford
MOORE of Casco
WALLS of Millinocket
— of the House.

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

Report was signed by the following members:

Messrs. CARPENTER
— of Somerset
CYR of Aroostook
— of the Senate.
Mr. DODGE of Guilford
— of the House.

Reports were read.

The SPEAKER: The Chair recognizes the gentleman from Winthrop, Mr. Thaanum.

Mr. THAANUM: Mr. Speaker, Ladies and Gentlemen of the House: I know today is Friday and a lot have a long way to travel, and I would like, if it is agreeable

Mr. WELLMAN: Mr. Speaker, Ladies and Gentlemen of the

House: I presented this bill that we have before us now because under the tax statutes that we now have in this State, all scientific and literary institutions such as colleges, are exempt from the local property tax. Now way back in 1887 this matter was before this Legislature again, and the point that the people brought before the Legislature at that time was that they felt that it was unfair for these institutions to be engaged in commercial activities and receive the same tax exempt privileges that the institutions received for engaging in their scientific and literary endeavors. So a compromise was worked out whereby any real estate that was devoted to this commercial activity would be rebated to the extent of \$1500 per year to each institution. This is the law as it now reads with all the lines drawn through it that you will find in L. D. 1440 if you wish to turn to it.

I presented this bill because I believe deeply that we must reconsider our tax statutes. We must think carefully why we are giving exemptions. What is the basic purpose that we are sitting here in this Hall, why are we giving these exemptions?

I brought this bill before the Taxation Committee. I have received some support on that Committee. I have received some support from some of my colleagues here in the Hall. I don't wish to belabor this point any more. I hope that I have brought it to the attention of this body, and I now move the acceptance of the Majority Report.

The SPEAKER: The gentleman from Bangor, Mr. Wellman, now moves that the House accept the Majority "Ought not to pass" Report. Is this the pleasure of the House?

The motion prevailed and the Majority Report was accepted and sent up for concurrence.

Passed to Be Engrossed

Bill "An Act relating to Fee of Outside Attorneys to Practice in Maine" (S. P. 169) (L. D. 415)

Bill "An Act relating to Plantations Organized Upon Application of Three or More Citizens" (S. P. 257) (L. D. 774)

Bill "An Act relating to Location of State Liquor Stores" (S. P. 297) (L. D. 908)

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

Bill "An Act relating to Disposition of Fines for Vehicle Overload Violators" (S. P. 488) (L. D. 1480)

Bill "An Act Removing Exemption of Certain Employees from Minimum Wage Law" (H. P. 80) (L. D. 123)

Bill "An Act Exempting Proceeds of Pension and Profit Sharing Plans from Inheritance Tax Law" (H. P. 423) (L. D. 598)

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

Bill "An Act to Regulate Credit Life and Credit Accident and Health Insurance" (H. P. 870) (L. D. 1205)

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

(On motion of Mr. Hughes of St. Albans, tabled pending passage to be engrossed and specially assigned for Wednesday, March 29)

Bill "An Act relating to the Control of Sources of Ionizing Radiation" (H. P. 925) (L. D. 1273)

Bill "An Act Increasing Lobster and Crab Fishing License Fee and Establishing the Lobster Fund" (H. P. 1082) (L. D. 1491)

Resolve Proposing an Amendment to the Constitution to Limit to Retirement Purposes the Use of Funds of the Maine State Retirement System (S. P. 306) (L. D. 894)

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 Workmen's Compensation Insurance" (H. P. 201) (L. D. 296)

Was 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.

Tabled and Assigned

Bill "An Act relating to Short Term Permits for Certain Farm Trucks" (H. P. 917) (L. D. 1251)

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

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

Mr. STORM: Mr. Speaker, in reference to this item, apparently there is a slight error in the amendment which has just been called to my attention, and in order to check this and possibly correct it, I would like to have this tabled until March 24, one week from today.

The SPEAKER: Will the gentleman from Sherman, Mr. Storm, please approach the rostrum? The House may be at ease.

House at Ease

Called to order by the Speaker.

The SPEAKER: The Chair understands that the gentleman from Sherman, Mr. Storm, withdraws his tabling motion and that he moves the House reconsider its action whereby it adopted Committee Amendment "A," and he further moves that the motion to reconsider be tabled and specially assigned for Friday, March 24. Is this the pleasure of the House?

The motion prevailed.

Resolve Providing for Emergency Renovation of Existing Facilities at the Maine State Prison (S. P. 249) (L. D. 766)

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

The SPEAKER: The Chair recognizes the gentleman from Perham, Mr. Bragdon.

Mr. BRAGDON: Mr. Speaker, there are some items under enactors which I wish to place on the Special Appropriations Calendar, but I might suggest that previous to making that request, if

there are any of these items that any member of the House would wish to table unassigned, I will refrain until they have had that opportunity.

Passed to Be Enacted

An Act relating to Assigned Risks (S. P. 370) (L. D. 1181)

An Act to Clarify the Laws of the Real Estate Commission (S. P. 480) (L. D. 1472)

An Act relating to Jurisdiction of Public Utilities Commission over Motor Vehicles Carrying Passengers for Hire (S. P. 484) (L. D. 1476)

An Act to Correct Errors and Omissions in Sea and Shore Fisheries Public Laws (H. P. 207) (L. D. 302)

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

An Act Amending the Christmas Tree Law (H. P. 265) (L. D. 379)

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

(Upon request of Mr. Bragdon of Perham, placed on the Special Appropriations Calendar.)

An Act Dividing Township of Freeman, Franklin County, for Voting Purposes (H. P. 302) (L. D. 454)

An Act Authorizing Municipalities to Record Certain Instruments by Microfilm (H. P. 401) (L. D. 576)

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

An Act to Create the Bureau of Maine Archives (H. P. 539) (L. D. 737)

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

(Upon request of Mr. Bragdon of Perham, placed on the Special Appropriations Calendar)

An Act relating to Meetings of and Power to Borrow Money by Madawaska Water District (H. P. 698) (L. D. 976)

Finally Passed

Resolve Regulating Fishing in Long Pond, Franklin County (S. P. 167) (L. D. 413)

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

Senate Order Out of Order

From the Senate: The following Order:

ORDERED, the House concurring, that when the Senate and House adjourn they adjourn until Tuesday, March 21, at 10 o'clock in the morning. (S. P. 496)

Came from the Senate read and passed.

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

Orders of the Day

The Chair laid before the House the first tabled and Tuesday assigned matter of unfinished business:

An Act relating to Employment of Minors in Automatic Laundries. (S. P. 256) (L. D. 773)

Tabled — March 10, by Mr. Bedard of Saco.

Pending — Enactment.

On motion of Mr. Bedard of Saco, the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

The Chair laid before the House the second tabled and Tuesday assigned matter of unfinished business:

HOUSE REPORT — Ought Not to Pass — Committee on Agriculture — on Bill "An Act relating to Price Controls on Milk," (H. P. 448) (L. D. 648)

Tabled — March 10, by Mr. Turner of Auburn.

Pending — Acceptance of Report.

The SPEAKER: The Chair recognizes the gentleman from Bangor, Mr. Jameson.

Mr. JAMESON: Mr. Speaker, Ladies and Gentlemen of the House: The renegade from Bangor would like a word with you. On February 8, I presented this bill to the Agriculture Committee. I sincerely believed as I believe right now and I think you will if you study this, that the consumers, the wage earners are paying too much for milk. When I went before that Committee, and at no time did I injure or say anything that would injure the producer, the farmer, the man who works sixteen to twenty hours a day. God knows I would not want to hurt him. My bill is confined chiefly to abolish price controls in the wholesale and retail markets. Now this committee I have all the admiration in the world for, of course I was new, and I did not believe before I came to this Legislature that I could ever listen to anybody over twenty minutes. This wonderful Agriculture Committee listened to milk bills for four hours and forty minutes while I sat there, yes I got to listen too, so, I realized when I left there that it was the most patient group of people that I ever met in my life. So again I have the greatest admiration for them.

Now I will take a little of that back though, I did not have too much admiration for the report on my bill. Therefore, that is why I am here. Now ladies and gentlemen, this bill was enacted in 1935 as an emergency measure. Is there any greater an emergency than right now, with thirty-one thousand or more unemployed, each with two or more maybe large families, urged and required to furnish one quart of milk per child to produce a good strong healthy body? I ask you, can these unemployed with five or six children, pay twenty-six, twenty-seven, twenty-eight, twenty-nine cents a quart for milk? I am not going to keep you here all day, I know you want to get home, so I am going to make this as brief as I can.

Not only the thirty odd thousand who are unemployed, but the average consumer, I sincerely believe that they pay too much for milk. I do not want to see the producer's level hurt in any way, shape at all, but I would ask you to consider

all the different things that come into this bill. I think it is an important bill. For so many people today, everybody uses milk.

When I left that Agriculture Committee, I was approached even until midnight that night, all the next day, to withdraw the bill. And each one that approached me convinced me that this bill was more important than I realized at the beginning. I was coaxed, teased and inveigled in every which way, in fact, I was offered a couple of drinks, (Laughter) not milk, (Laughter) but I went home and thought it over, ladies and gentlemen, and when I got home the previous weeks, I was condemned from the top to the bottom for introducing such a bill. But after this appeared in the paper, that weekend I was congratulated from all over the county, not only the seven thousand two hundred people that elected me here. Everybody was calling me from everywhere — distributors — not distributors, I'll take that back — I wish to withdraw that statement. (Laughter). The producers, farmers everywhere said it is time that this racket was broken up. You realize more and more as you read the papers now that the Government is prosecuting different firms for price-fixing, violation of the anti-trust laws through price-fixing. Well the same thing applies right here I think. Only it is legalized here in Maine, price-fixing.

In Massachusetts right now they are selling milk anywhere from fifteen to twenty cents a quart by the gallon. Why, ladies and gentlemen, can't it be done here? I will explain why it cannot be done in my neighborhood. And this is the truth, if a producer over there advertises milk fifteen to seventeen cents, come and get it, bring your own containers, one of the two dairies are going to tell him off but quick that they no longer need his milk. He is sucked into this racket and he cannot get out. What is he going to do with five or six hundred quarts of milk a day—dump it? No, he cannot do that. But he must sell it to H. P. Hood of Boston for three or three and one-half cents a quart. He cannot

stay in business long that way, can he?

Now I have been threatened, this would bring in a price war—a milk war. Before I went into that committee, ladies and gentlemen, I wish to assure you that I talked with two of the very leaders of the Agriculture Department. And they assured me that this all powerful committee could stop a price war awful quick. Gave me more confidence with this bill.

Now again folks, instead of going through all of this data I have here, I just ask you to stop and think before you vote, realize what you are voting on, that you are voting for everybody in the State of Maine, not only your own community alone, every consumer of milk. Please consider the wage earners, and particularly the thirty-five thousand who are out of work today.

Mr. Speaker, I wish to substitute the bill for the report.

The SPEAKER: The question now before the House is the motion of the gentleman from Bangor, Mr. Jameson, to substitute the bill for the report.

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

Mr. CURTIS: Mr. Speaker, Ladies and Gentlemen of the House: I having been a producer of milk for twenty-five years and a dealer for some twenty years, I want to go on record that I agree very much with the gentleman who just spoke in regard to this bill.

I think perhaps things contained in this L. D. affects more people than any L. D. that has been presented or will be presented to this present Legislature. I just want to point to one thing that where some might think it will take away the minimum price support for the consumer, that it would be chaos as it has been in some other states, but you will find in section 8 that this bill says "Consumer price fixing. The price charged consumers and others for milk by distributors shall not be fixed by the board unless the board shall determine, either upon complaint or upon its own initiative, after public notice and hearing, that the public health is menaced, jeopardized or likely

to be impaired or deteriorated by the loss or substantial lessening of a supply of milk of proper quality in a specified market."

Now with that in there, which is part of this L. D., why, no one needs to fear that great injustice will be done to anybody. I have always been for this control board, it was back as has been stated in the early '30's, and that was surely chaos. I sold milk, I was just a producer at that time, and I sold milk in Lewiston, Maine for forty-two cents a hundred; ladies and gentlemen, there are forty-six and one-half quarts in a hundred pounds. And so this control board has done much for the dairy industry and for the people in Maine. But the time has come, I believe, when we should have a little more regulation because as I just checked with some of my neighbors who are producers, this week, I find that they are receiving eleven cents a quart for their milk, while you folks are paying twenty-six or twenty-seven. The spread is too great, and the only way we can do it is by this legislation; and that it will not harm the dealer, I do not believe, because it will still be under the control board. If he thinks he is being hurt why he can come up and show the reasons why and the control board will have the power to regulate the consumer prices.

Therefore, I believe we all should make a greater study of this thing, because we are all affected, we all use milk. And that we might have a little more time to study this thing, I am going to ask you that we might table it again until Wednesday next when everybody can look over the situation and vote intelligently upon this thing. Because the last thing I would hate to see is the dairy industry harmed in any shape or manner. Because as far as farming is concerned in this State, it is the only real thing that we have got to pay our bills with—is the dairy industry—and while the boat industry somehow has grown wonderfully, but you never can tell because the prices are so fluctuating—they are coming in and going out all the time.

I believe this is fine legislation, and I hope that you will table it until you make a further study and then vote as you see fit.

The SPEAKER: In reference to item 2, Legislative Document 648, House Paper 448, Bill "An Act relating to Price Controls on Milk," the gentleman from Bowdoinham, Mr. Curtis, moves that this Bill be tabled until March 22, pending the motion of the gentleman from Bangor, Mr. Jameson, to substitute the Bill for the Report. Is this the pleasure of the House?

The motion prevailed.

The Chair laid before the House the third tabled and Wednesday assigned matter of unfinished business:

Bill "An Act Requiring the Humane Slaughtering of Livestock." (S. P. 483) (L. D. 1475)

Tabled — March 10, by Mr. Brown of Fairfield.

Pending — Passage to be Engrossed.

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

Mr. BROWN: Mr. Speaker, after some weeks with the Department of Agriculture, I find that many of my objections have now been removed, my principal reason for tabling this bill was the method by which the bill sought to eliminate certain practices. I believe it is the fundamental duty of any Legislature to make the laws as they should be made and not depend upon a commission to hold hearings and promulgate regulations. I feel as though any bill should be made by the Legislature and spell out the conditions and terms. However, in view of the study of the Federal Humane Slaughter Act, I now move that this bill be passed to be engrossed.

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

The Chair laid before the House the fourth tabled and Wednesday assigned matter of unfinished business:

Bill "An Act relating to Night Hunting of Wild Birds." (H. P. 879) (L. D. 1214)

Tabled — March 10, by Mr. Moore of Casco.

Pending — Passage to be Engrossed.

On motion of Mr. Moore of Casco, the Bill was passed to be engrossed and sent to the Senate.

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

HOUSE DIVIDED REPORT — Majority "Ought Not to Pass"—Minority "Ought to Pass"—Committee on Claims on Resolve, to Reimburse Guy Cyr of Hamlin for Property Damage by Highway Relocation. (H. P. 578) (L. D. 798)

Tabled — March 10, by Mr. Johnson of Stockholm.

Pending — Acceptance of Either Report.

The SPEAKER: The Chair recognizes the gentleman from Bath, Mr. Brewer.

Mr. BREWER: Mr. Speaker, Ladies and Gentlemen of the House: L. D. 798, was reported out of committee with a Majority "Ought not to pass" Report. Since that time the sponsor has requested that the Committee hear further testimony. This being agreeable with the committee, I will move that this bill and the report be recommitted.

Thereupon, the Bill and Report were recommitted to the Committee on Claims and sent up for concurrence.

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

Bill "An Act to Create the Fort Kent Sewerage and Water District." (H. P. 1072) (L. D. 1477)

Tabled — March 10, by Mr. Pike of Lubec.

Pending — Passage to be Engrossed.

The SPEAKER: The Chair recognizes the gentleman from Lubec, Mr. Pike.

Mr. PIKE: Mr. Speaker, we are still having drafting difficulties with this bill, and I would request that it be retabled and specially assigned for next Wednesday, March 22.

Thereupon, the Bill was retabled and specially assigned for Wednesday, March 22.

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

Bill "An Act relating to Specifying Insurance and Other Benefits in Contracts for Sales Financing of Motor Vehicles." (H. P. 920) (L. D. 1268)

Tabled — March 14, by Mr. Jones of Farmington.

Pending — Passage to be Engrossed.

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

Mr. JONES: Mr. Speaker, Ladies and Gentlemen of the House: The wording of the original bill was such that it was not fully clear; therefore in order to clarify the bill, I lay before you House Amendment "A" and move its adoption, to clarify the terminology in the bill.

The SPEAKER: The gentleman from Farmington, Mr. Jones, offers House Amendment "A" and moves its adoption.

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

HOUSE AMENDMENT "A" to H. P. 920, L. D. 1268, Bill, "An Act Relating to Specifying Insurance and Other Benefits in Contracts for Sales Financing of Motor Vehicles."

Amend said Bill by inserting at the beginning of the first line the underlined abbreviation and figure 'Sec. 1.'

Further amend said Bill by striking out in the 7th line the underlined words "for each type" and inserting in place thereof the underlined words 'charged for each type, if any'

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

'Sec. 2. Effective date. This act shall become effective January 1, 1962.'

(On motion of Mr. Crockett of Freeport, the Bill was tabled pending the adoption of House Amendment "A" and specially assigned for Wednesday, March 22.)

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

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

Tabled — March 14, by Mr. Chapman of Norway.

Pending — Passage to be Enacted.

The SPEAKER: The Chair recognizes the gentleman from Norway, Mr. Chapman.

Mr. CHAPMAN: Mr. Speaker, I move that this bill be indefinitely postponed.

The SPEAKER: The question now before the House is the motion of the gentleman from Norway, Mr. Chapman, that L. D. 639 be indefinitely postponed.

The Chair recognizes the gentleman from Winslow, Mr. Dostie.

Mr. DOSTIE: Mr. Speaker and Members of the House: I feel that this is a good bill. All it does is just to give stools to these taverns. I think we only have eight in the State, and I think it came out of committee eight to two in favor. I feel that if we had more taverns in this State of Maine and less beer parlors, we would have less divorces. Where men would go in by themselves and drink beer. So I move division when the vote is taken.

The SPEAKER: A division has been requested. The question before the House is the motion of the gentleman from Norway, Mr. Chapman, that this bill be indefinitely postponed.

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

Mr. MALENFANT: Mr. Speaker, I am very much against this bill. The stools in the taverns are going to keep the drunk there longer. The way it is now as soon as they begin to feel pretty good, they go home. If this bill goes through they will stay there until they fall asleep and fall off the stool.

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

Mr. CURTIS: Mr. Speaker, Ladies and Gentlemen: I can see no use—benefits to be gained by putting stools in these taverns. In fact, if you remember when we adopted — legalized the sale of alcoholic beverages in the United States, we were promised that we would have no more things like that. In Maine, when we finally did away with prohibition, they said

that we would never have any more of those old taverns where people sit around in half a stupor and — as the gentleman from Lewiston has said—and probably go to sleep and fall off the stools before someone takes them home. So I think the indefinite postponement of this thing would do everybody good and nobody any harm. And I think it would do the people good who go there to have alcoholic drinks; in other words, they would stand up and as they commence to feel wobbly on their feet they could start and go home rather than sit down and fall off the stool eventually.

The SPEAKER: The Chair recognizes the gentleman from Lubec, Mr. Pike.

Mr. PIKE: Mr. Speaker, never having been in one of these taverns, I would yield to the broad experience recently related by those who apparently know all about them. However, it does seem to me sort of silly that in the so-called beer parlors where people of both sexes and all ages over twenty-one are forbidden to stand up, do have to sit down with the terrific results that we have just had related to us, that it is sort of queer that in a place for men only a man is forbidden to stand up and cannot sit down. Now as I say, I am quite inexperienced in these matters, but it does seem a contradiction in terms.

The SPEAKER: Is the House ready for the question? The question before the House is the motion of the gentleman from Norway, Mr. Chapman, that Bill "An Act Permitting Bars in Taverns" be indefinitely postponed. A division has been requested.

All those in favor of the 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.

Fifty-six having voted in the affirmative and sixty having voted in the negative, the motion did not prevail.

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

Mr. BERRY: Mr. Speaker, I noted that we had members who

did not vote, do they have a legitimate excuse?

The SPEAKER: The Chair would like to mention that everyone is requested to vote.

Thereupon, the Bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Mr. Baxter of Pittsfield was granted unanimous consent to address the House briefly.

Mr. BAXTER: You will notice on your notices that have been passed around that Harold Grimes, who has worked here for thirty-five years as a fireman and whom I am sure quite a few of you know, died yesterday on the job of a heart attack. A collection has been provided for in the Clerk's office and I am sure that any little thing that anyone would like to leave would be much appreciated by his family.

The SPEAKER: We are on unassigned matters at this time. If there are any bills you wish to take off the unassigned calendar, this is the time to do it.

Mr. Crockett of Freeport was granted unanimous consent to address the House briefly.

Mr. CROCKETT: Mr. Speaker, our colleague, Mr. Anderson, the gentleman from Greenville, called me about ten o'clock from Portland, and asked me if I would present an Order for him, so I therefore, now, ask out of order to present the following Order and move its passage.

Thereupon, the Order was read by the Clerk as follows:

ORDERED, that the members of the House of Representatives of the 100th Maine Legislature express their sincere thanks and appreciation to Marie R. Hoyt of Richmond, Maine, for the song "One Hundred" written by her for the 100th celebration held on March 15, 1961;

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

The Order received passage.

The SPEAKER: The House will hear more about this song later.

On motion of Mr. Winchenpaw of Friendship, the House voted to take from the table the eighth tabled and unassigned matter:

SENATE DIVIDED REPORT — Majority "Ought Not to Pass" — Minority "Ought to Pass" — Committee on Labor on Bill "An Act relating to Dependency Allowance Under Employment Security Law." (S. P. 115) (L. D. 260) — in Senate Majority Report Accepted.

Tabled — February 28, by Mr. Winchenpaw of Friendship.

Pending — Acceptance of Either Report.

On further motion of the same gentleman, the Majority "Ought not to pass" Report was accepted in concurrence.

On motion of Mr. Kennedy of Milbridge, the House voted to take from the table the eleventh tabled and unassigned matter:

Bill "An Act Regulating Vaccine Dealers and Distributors." (H. P. 956) (L. D. 1323)

Tabled — March 7, by Mr. Kennedy of Milbridge.

Pending — Passage to be Engrossed.

Mr. Kennedy of Milbridge offered House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to H. P. 956, L. D. 1323, Bill, "An Act Regulating Vaccine Dealers and Distributors."

Amend said Bill in the 3rd line by striking out the following underlined numeral "3" and inserting in place thereof the following underlined numeral "4".

Further amend said Bill by striking out the single quotation mark at the end and inserting the following underlined paragraph:

"This section shall not apply to registered pharmacies."

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

Mr. Hinds of South Portland was granted unanimous consent to briefly address the House.

Mr. HINDS: Mr. Speaker, Ladies and Gentlemen of the House:

For the House's information on action taken earlier today in the House, that I stood up here on—what I would like to say to the House is this, this committee reported this bill out "Ought to pass" and a number of the members of this committee were not notified of this meeting or not notified of this action of the committee, in fact I found five House members who knew nothing of this action until it was brought up here this morning. And I would—that was my reason for standing up and no other. I do think that members of the committee should be consulted before a bill that has been recommitted by this body is brought out before it again.

On motion of Mr. Johnson of Smithfield, the House voted to take from the table the twelfth tabled and unassigned matter:

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

Tabled — March 7, by Mr. Johnson of Smithfield.

Pending — Passage to be Enacted.

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

Mr. JOHNSON: Mr. Speaker, using the words of the gentleman from Pittsfield, Mr. Baxter, inasmuch as this bill has come this far, and it has been studied and thought out and hashed over, it is not my intent to stand in its way from becoming enacted. I would like to point two things out in this bill: number 1, it removes the tax on those that stay in hotels and so forth up to ninety days, and reduces it to twenty-eight days, which is palatable to the larger operators of transient resorts, hotels and so forth. However, what it does do is it now removes the three or less apartments that are generally run by people who have not a great many dollars in the business. To my way of thinking, we are now compounding a four tax law; however, as I have said it is not my intent to stand in the way of this bill, and I now move that it be passed on to be enacted.

(Off Record Remarks)

Emergency Measure

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

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. 96 voted in favor of same and 18 against, and accordingly the Bill failed of enactment.

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

Mr. JALBERT: Mr. Speaker, I move a roll call vote, and I move that my motion be tabled until Wednesday next.

The SPEAKER: A request for a roll call cannot be tabled. A request for a roll call would be in order at this time. Does the gentleman request a roll call at this time?

Mr. JALBERT: I move that we reconsider our action whereby this measure failed of two-thirds passage, and I move that motion be tabled until Wednesday next.

The SPEAKER: The gentleman from Lewiston, Mr. Jalbert, moves that the House reconsider its action whereby it failed to pass this bill to be enacted and that the motion to be reconsidered be tabled until Wednesday next.

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

Mr. BAXTER: Mr. Speaker, as House Chairman of Taxation, I move a division.

The SPEAKER: A division on the tabling motion has been requested.

All those in favor of the motion to reconsider and that that motion be tabled, please rise and remain standing until the monitors have made and returned their count.

A division of the House was had.

One hundred six having voted in the affirmative and seven having voted in the negative, the tabling motion prevailed.

The SPEAKER: We are proceeding under unfinished business.

The Chair would like to call to your attention the progress made

in the past week. I know that at this particular time being the end of the eleventh legislative week, you are wondering whether or not our acceleration has slowed down or not, and the answer to that question is that the acceleration has not slowed down. And I will point that out to you in a moment.

At the end of the eleventh week the committees had reported out 540 items, they had done that in the 99th Legislature — 540 items. At the end of the eleventh week in the 100th Legislature, we have reported out 739 items. In other words we have reported out 199 more items at the end of this week than had been done two years ago. And we had a gain of over last year in the one week of 16 items reported out.

Now the progress of this Legislature from now on will depend to a great extent on the number of bills being reported out of committee. As far as the legislative sessions are concerned, we are up

to the chalk line. We have cleaned up all of our unfinished business, and all of our assigned matters. We do have a sizeable unassigned calendar, but it is not too bad. We hope that it does not get any larger. But as far as the Legislative sessions are concerned, we are up to the chalk line. If we are to extend beyond the chalk line, it will have to be through the committees reporting out more bills.

I am also conscious, however, that the committees are so busy that I know a lot of the members do not even have time to eat. So I feel that you are progressing as rapidly as possible. However, I do wish to say that if we are to progress any faster and our entire progression is going to depend upon the work of the committees.

On motion of Mr. Baxter of Pittsfield,

Adjourned until Tuesday, March 21, at ten o'clock in the morning.