

# MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One-Hundredth Legislature*

OF THE

STATE OF MAINE

1961

DAILY KENNEBEC JOURNAL  
AUGUSTA, MAINE

## HOUSE

Tuesday, April 4, 1961

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

Prayer by the Rev. Mr. Clyde M. Campbell of the Congregational Church, Yarmouth.

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

The journal of the previous session was read and approved.

The SPEAKER: At this time the Chair would like to recognize the presence in the gallery of approximately seventy-five pupils from the eighth grade, the United States and Maine History. They are from Yarmouth Junior High School, accompanied by their teachers, Mr. Monroe, Mr. Beal and Mrs. Winslow.

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)

### Papers from the Senate Indefinitely Postponed

From the Senate: The following Order:

ORDERED, the House concurring, that Senate Paper 331, Legislative Document 1006, Bill, "An Act Increasing Salary of the Adjutant General" be recalled from the Legislative Files to the Senate (S. P. 506)

Came from the Senate read and passed.

In the House, the Order was read.

The SPEAKER: The Chair recognizes the gentleman from Kit-tery, Mr. Dennett.

Mr. DENNETT: Mr. Speaker, Members of the House: This bill came out of the Committee on State Government with a unanimous "Ought not to pass" Report. This Report has been accepted by the Legislature. I can see absolutely no reason for attempting to resurrect this corpse, and I now move that this Order be indefinitely postponed.

Thereupon, the Order was indefinitely postponed in non-concurrence and sent up for concurrence.

### Senate Reports of Committees Leave to Withdraw

Report of the Committee on Agriculture on Bill "An Act relating to Payment by Dealers to Producers for Milk Purchased" (S. P. 402) (L. D. 1345) reporting Leave to Withdraw

Came from the Senate read and accepted.

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

### Ought Not to Pass

Report of the Committee on Agriculture reporting "Ought not to pass" on Bill "An Act relating to Milk Purchased by Dealer from Sources Other Than His Regular Producers" (S. P. 391) (L. D. 1257)

Report of same Committee reporting same on Bill "An Act relating to Collection of Dues by Milk Dealers for Cooperative Dairy Farmers Corporations" (S. P. 401) (L. D. 1344)

Report of same Committee reporting same on Bill "An Act relating to the Shucking of Shellfish" (S. P. 442) (L. D. 1396)

Report of the Committee on Education reporting same on Bill "An Act relating to Tuition for Students Attending Secondary Schools Outside the State" (S. P. 411) (L. D. 1352)

Came from the Senate read and accepted.

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

### Covered by Other Legislation

Report of the Committee on Retirements and Pensions on Resolve to Provide a Retirement Benefit for Doris E. Bourgeois, of Portland (S. P. 123) (L. D. 268) reporting "Ought not to pass," as covered by other legislation.

Came from the Senate read and accepted.

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

### Tabled and Assigned

Report of the Committee on Judiciary reporting "Ought not to pass" on Bill "An Act Clarifying

Validation of Street Installations" (S. P. 376) (L. D. 1187)

Came from the Senate recommended to the Committee on Judiciary.

In the House, the Report was read.

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

Mr. BERRY: Mr. Speaker, in order to provide a little time to clarify some points that have arisen, I would like to have this tabled until Friday next.

Thereupon, the Report and Bill were tabled pending acceptance of the Committee Report and specially assigned for Friday, April 7.

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

Report of the Committee on Industrial and Recreational Development on Resolve Appropriating Moneys to Promote and Advertise Maine's Ski Business (S. P. 2) (L. D. 2) reporting that it be referred to the Committee on Appropriations and Financial Affairs.

Came from the Senate with the Report read and accepted and the Resolve referred to the Committee on Appropriations and Financial Affairs.

In the House, the Report was read and accepted in concurrence and the Resolve referred to the Committee on Appropriations and Financial Affairs in concurrence.

#### **Ought to Pass with Committee Amendment**

Report of the Committee on Legal Affairs on Bill "An Act relating to the Public Debt Amortization Fund in the City of Waterville" (S. P. 174) (L. D. 420) reporting "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

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

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

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

COMMITTEE AMENDMENT "A" to S. P. 174, L. D. 420, Bill, "An Act Relating to the Public Debt Amortization Fund in the City of Waterville."

Amend said Bill in that part designated "Sec. 3." of section 2 by striking out in the 3rd line the underlined words and figure "in section 1" and inserting in place thereof the underlined words 'by this chapter'

Further amend said Bill in that part designated "Sec. 8." of section 2 by striking out in the 4th line the underlined words and figures "sections 2 to 13" and inserting in place thereof the underlined words 'this chapter'

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

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

Bill "An Act to Clarify Definition of 'Class A Restaurant' under Liquor Law" (H. P. 1093) (L. D. 1504) which was passed to be engrossed in the House on March 28.

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 28 whereby the Bill was passed to be engrossed.

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

SENATE AMENDMENT "A" to H. P. 1093, L. D. 1504, Bill, "An Act to Clarify Definition of 'Class A Restaurant' under Liquor Law."

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

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

Whereas, equal application of the law to all citizens of Maine is vitally necessary in order to promote fairness and justice; and

Whereas, the following legislation is necessary to place Class A Restaurant licensees who have operated restaurants in the same status as new applicants for Class A Restaurant liquor licenses; and

Whereas, since Maine's recreational industry should be encouraged as much as possible, it is vital that the following legislation be in effect for the summer of 1961; 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,

Further amend said Bill by adding at the end the following emergency clause:

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

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

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

An Act relating to Licenses and Fees Therefor by Running Horse Racing Commission (H. P. 827) (L. D. 1142)

Which was recalled from the Governor to the Senate by Joint Order (S. P. 501), and which was passed to be enacted in the House on March 22 and passed to be engrossed on March 14.

Came from the Senate recommended to the Committee on Legal Affairs in non-concurrence.

In the House: The House voted to recede and concur with the Senate.

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

Bill "An Act Designating Mount Desert Island as Game Management Area" (H. P. 878) (L. D. 1213) which was indefinitely postponed in the House on March 28.

Came from the Senate passed to be engrossed in non-concurrence.

In the House:

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

Mr. KIMBALL: Mr. Speaker, Ladies and Gentlemen of the House: We have heard quite a lot about this bill, An Act Designating Mount Desert Island as a Game Management Area. It is basically a local issue, as we all know. I sin-

cerely feel that I am representing the majority of the people on Mount Desert Island who do not want that Island opened up to the public for deer hunting. And I move at this time that we adhere to our action in indefinitely postponing this bill.

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

Mr. SMITH: Mr. Speaker, Ladies and Gentlemen of the House: I am reluctant again to take the time of the House on what has been termed a purely local issue, and of course it is a local issue. On the other hand, this House is charged with the responsibility of meeting many local issues and deciding them. This bill comes from the Senate where it was passed with only two dissenting —

The SPEAKER: The gentleman is using the action of the Senate in debate, and it is not permissible under the rules.

Mr. SMITH: It is now before you on the motion to adhere to the former position of this House. The bill here went through two readings and ran into opposition on the third reading. I have been examining the extent this weekend of the support and the extent of the opposition on Mount Desert Island. I have encountered here in the House some confusion on the part of many as to the representation from Mount Desert Island. In order to make it clear in your minds, I should point out that the gentleman from Mount Desert represents the Town of Mount Desert and several other towns on Mount Desert Island. My representation is also of people on Mount Desert Island — the Town of Bar Harbor which makes up roughly one-half the population of Mount Desert Island and roughly one-half the area of Mount Desert Island. Now that representation, of course, is of people. It was pointed out in previous debate in the House by the gentleman from Mount Desert that more open territory outside the national park is in the Town of Mount Desert. That is perfectly true. Much of the area of Bar Harbor is in the national park. The fact remains that the representa-

tion is of people and not territory alone.

Now what is the actual opposition to this bill? As pointed out to you in previous debate, many or several summer people have indicated that they like to see deer in the area, to ride on the roads and see deer. What about the local people? The local people have the problem of deer concentration — over concentration — and the problem of traffic hazard as a result thereof. This over concentration has resulted in a semi-dwarf deer. At the hearing on this bill before the Fisheries and Game Committee, the naturalist for the national park appeared, he testified concerning the condition of deer and corpses which had been picked up — their death resulting from starvation. The local people as opposed to summer people are vitally concerned. The local people are on the island the year round.

I have been to the Clerk of the Fish and Game Committee and obtained the petitions which were filed with the Committee. I have them here, I was amazed myself to find the number of local people who had signed these petitions — people from all the towns on the island — a total of four hundred and thirty signatures are contained in these petitions. I will read the heading.

"We, the undersigned, residents of Mount Desert Island, feel that making our section a game management area is the only practical way to resolve the problem of deer conservation in this region."

These people who signed this petition come from all those towns represented by the representative from Bar Harbor and also the towns represented by the gentleman from Mount Desert. I also have telegrams received — unsolicited telegrams — by me too this morning. One in the name of humanity referring to the deer and the hazard to traffic, "in the name of humanity and in the name of good business, we want your help for game management for Mount Desert Island." (Signed: Sheldon L. Smith, Gordon Robbins and Richard Black.) Sheldon L. Smith is no relative of the speaker. Another telegram from Charles L. Richards,

Mount Desert, Maine, addressed to me unsolicited — "Urge your support of the game management bill for Mount Desert Island."

I also obtained from the files of the Fish and Game Committee a copy of the following letter addressed to the Chairman of the Committee from the Bar Harbor Town Council. That letter reads as follows:

"We wish to inform you that the Town Council of the Town of Bar Harbor is in favor of the game management bill. We feel that this type of control is a benefit to the communities and to the game on Mount Desert Island. We recommend passage of this legislation and solicit your support." That was addressed to the Chairman of the Fish and Game Committee.

Now before that committee at the hearing, there was just one opponent to the legislation. In favor of the legislation were of course these four hundred and thirty people who signed petitions, numerous letters, also a representative in person of the Bar Harbor Rod and Gun Club, L. Lawrie Holmes, a resident of Mount Desert, appeared at the hearing, an acknowledged expert in the field of game management.

Now what do these people want — all these people who favor game management for Mount Desert Island? First, they do not want to kill off all the deer. It is an acknowledged fact in management of deer herds that at a certain point the starvation level is reached, their feed is inadequate, and it is necessary to thin out the deer or the result will be as is now occurring — a reduction in the size of deer and extensive starvation. The point of the persons who favored this bill is to preserve a healthy deer herd. Game management permits it. Now we already have game management in the Acadia National Park. Deer cannot determine where the line is between federal property and privately owned property. The purpose of the proponents of this bill is to enable the state through granting licenses to hunt to cooperate with the Federal Government in management of the deer herd. That is overpopulation at its worst, with the

results which I have noted of a reduced deer size and a semi-dwarf deer.

Now the purpose further is of course not to deprive tourists of the opportunity to see deer. That opportunity will always remain. This bill provides for control by the Fish and Game Commissioner. Further, the collision danger is not mere fancy, this danger of colliding with automobiles. I heard yesterday, and I couldn't believe it, but I heard that on one night last fall, there were six collisions between different automobiles and deer. And this morning I called the State Policeman in that area to check that fact and he confirmed it, that one night last fall there were six separate collisions. On another occasion one automobile met and collided with two deer at the same time. Both deer were killed. Now how long is it going to be before human beings are going to be killed from that same hazard?

Now the ease with which deer reduction is accomplished now is evidence of this overpopulation. I have checked carefully with the extent of the deer reduction to date within the park boundaries. Between November 26 and February 18 last, one hundred and forty hours were spent by — from two to three men — hunting deer within the park, park rangers. And in that time, one hundred and eighteen deer were killed spending two to three hours a day — that means that between one and two deer were killed every hour.

In order to meet some of the objections from those who are fearful of too much hunting on the island and powerful rifles being used, I intend to propose an amendment to the bill and at this time, I move that the House recede from its former position, and in order to make it possible for such amendments to be offered.

The SPEAKER: For the information of the House, the Chair would like to point out that this bill has had three readings; and that there are now two motions before the House. One made by the gentleman from Mount Desert, Mr. Kimball, that we adhere; and one made by the gentleman from Bar Harbor, Mr. Smith, that we re-

cede. Since the motion to recede has precedence, that one will be entertained first.

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

Mr. ANDERSON: Mr. Speaker, Ladies and Gentlemen of the House: I don't want to be repetitious — so I will simply corroborate what the gentleman from Bar Harbor, Mr. Smith, has said.

I would like to add, however, that I am deeply concerned over the passage of this bill from a humane standpoint.

This document came out of the Fish and Game Committee, of which I am a member, as unanimous "Ought to pass." There were twenty proponents for the bill. Over half of these were dedicated men in the field of biology and game management.

There was only one opponent, the gentleman from Mount Desert, Mr. Kimball. His argument was, and is, that the deer are a tourist attraction — that guests at the summer hotels, especially in the category of elderly ladies, get a great deal of pleasure out of driving about the island for a glimpse of these deer. You can't make me believe these kindly old ladies would insist on non-passage of this game management bill if they knew these same deer were dying of malnutrition, and that an average of one a day is struck by a car and if not killed outright, staggers into the brush to die in agony. I have too much faith in human nature to believe they would sanction this brand of cruelty.

Surely the gentleman from Mount Desert must know that the deer will not be exterminated. There will be plenty of deer left after the harvest to attract tourists. And as time goes on, they will be larger, sleeker, healthier deer.

I appeal to the ladies and gentlemen of the House to consider well this humane aspect and vote for the passage of this bill. Thank you.

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

Mr. DODGE: Mr. Speaker, when this bill came before the Inland Fish and Game Committee, I un-

derstood that this game management was to be similar to what the Federal Government and the State Park are using on their part of the island. Certainly, I am not in favor of opening this island to general hunting. If, at any time that they do open to general hunting, I shall not ride down on the island, it will be a dangerous place — shotguns or not.

The SPEAKER: The Chair recognizes the gentleman from Freeport, Mr. Crockett.

Mr. CROCKETT: Mr. Speaker, Ladies and Gentlemen of the House: Last week we made a decision on this bill, and I hope that we stand by our decision. We are grown people with sound minds and I believe Mr. Kimball has the right idea and let us abide by our decisions.

The SPEAKER: The Chair recognizes the gentleman from Kennebunkport, Mr. Tyndale.

Mr. TYNDALE: Mr. Speaker, Ladies and Gentlemen of the House: We had considerable debate on this bill when it made its last appearance before the House. It was given careful consideration by the House at that time and we voted that this bill should not pass. Now this business of going back and forth to the Senate and back and forth to the House, we adhere, we don't adhere, we recede and concur, to me is a reflection on our judgment which we gave that day.

There were some points brought out in the debate today by my esteemed colleague from Bar Harbor, Mr. Smith, to kill off all the deer was one of the references he made. Well, that perhaps could happen, and they will do that — there is no question about that in my mind, and then what? Will they get up another bill to produce more deer for that Mount Desert Island? These things seem to have an endless point. And I sincerely hope that this continued debate will be taken with our tongue in our cheek and that we adhere to our previous decision.

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

Mr. SMITH: Mr. Speaker, I would like to point out if — although it may be unnecessary — that the legislative process involves

continuous reconsideration and rethinking through these problems. Secondly, the immediate motion is of course to recede and as I have pointed out, I have the intention of offering an amendment if such a receding were voted.

The SPEAKER: The question before the House is the motion of the gentleman from Bar Harbor, Mr. Smith, that the House recede from its action whereby this Bill, "An Act Designating Mount Desert Island as Game Management Area," House Paper 878, Legislative Document 1213, was indefinitely postponed.

The Chair recognizes the gentleman from Bar Harbor, Mr. Smith.

Mr. SMITH: Mr. Speaker, I would ask for a division.

The SPEAKER: A division has been requested. All those in favor of receding, please rise and remain standing until the monitors have made and returned their count.

A division of the House was had.

Forty-six having voted in the affirmative and seventy-seven having voted in the negative, the motion did not prevail.

Thereupon, the House voted to adhere.

The SPEAKER: At this time the Chair would like to recognize the presence in the gallery of twenty-five members of a Class in Problems of Democracy of the Williams High School, Oakland, Maine, accompanied by their teacher, Mr. Ralph M. Atwood.

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)

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

#### House Reports of Committees Leave to Withdraw

Mrs. Baker from the Committee on Towns and Counties on Bill "An Act Increasing Salary of County Attorney of York County" (H. P. 913) (L. D. 1247) reported Leave to Withdraw



Mr. Danes from same Committee reported same on Bill "An Act to Change the Name of Stockton Springs to Stockton" (H. P. 366) (L. D. 518)

Reports were read and accepted and sent up for concurrence.

#### **Covered by Other Legislation**

Mr. Winchenpaw from the Committee on Labor on Bill "An Act relating to Powers of Commissioner of Labor and Industry Under Minimum Wage Law" (H. P. 403) (L. D. 578) reported Leave to Withdraw, as covered by other legislation.

Report was read and accepted and sent up for concurrence.

#### **Ought Not to Pass**

Mr. Jobin from the Committee on Labor reported "Ought not to pass" on Bill "An Act relating to Experience Rating Record of Employers under Employment Security Law" (H. P. 894) (L. D. 1228)

Mr. Winchenpaw from same Committee reported same on Bill "An Act relating to Compensation for Total Incapacity under Workmen's Compensation Law" (H. P. 893) (L. D. 1227)

Mr. Berry from the Committee on Legal Affairs reported same on Bill "An Act to Provide for Training of Plumbers" (H. P. 519) (L. D. 717)

Reports were read and accepted and sent up for concurrence.

#### **Tabled and Assigned**

Mr. Stewart from the Committee on Legal Affairs reported "Ought not to pass" on Bill "An Act relating to Political Registration of Members of City of Lewiston Boards and Commissions" (H. P. 202) (L. D. 297)

Report was read.

(On motion of Mr. Bussiere of Lewiston, tabled pending acceptance of the Committee Report and specially assigned for Friday, April 28.)

#### **Covered by Other Legislation**

Mr. Hardy from the Committee on Labor on Bill "An Act Amending the Minimum Wage Law" (H. P. 116) (L. D. 156) reported "Ought not to pass," as covered by other legislation.

Report was read and accepted and sent up for concurrence.

#### **Ought to Pass in New Draft New Drafts Printed**

Mrs. Knapp from the Committee on Legal Affairs on Bill "An Act Amending Charter of City of Westbrook" (H. P. 608) (L. D. 825) reported same in a new draft (H. P. 1105) (L. D. 1521) under same title and that it "Ought to pass"

Mr. Jones from the Committee on Towns and Counties on Bill "An Act relating to Rental of Space in County Buildings by State Departments" (H. P. 277) (L. D. 391) reported same in a new draft (H. P. 1104) (L. D. 1520) under same title and that it "Ought to pass"

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

#### **Ought to Pass Printed Bills**

Mr. Berry from the Committee on Legal Affairs reported "Ought to pass" on Bill "An Act to Define Plumbing" (H. P. 518) (L. D. 716)

Mr. Kellam from same Committee reported same on Bill "An Act relating to Superintending School Committee of Town of Kennebunkport" (H. P. 616) (L. D. 833)

Same gentleman from same Committee reported same on Bill "An Act relating to Superintending School Committee of Town of Kennebunk" (H. P. 617) (L. D. 834)

Mr. Danes from the Committee on Towns and Counties reported same on Bill "An Act Authorizing Sagadahoc County to Reimburse Cumberland County for Certain Court Costs" (H. P. 784) (L. D. 1065)

Mr. Jones from same Committee reported same on Bill "An Act Increasing Number of Medical Examiners in Aroostook County" (H. P. 713) (L. D. 990)

Mr. MacGregor from same Committee reported same on Bill "An Act Increasing Number of Medical Examiners in Washington County" (H. P. 429) (L. D. 604)

Mrs. Shaw from same Committee reported same on Bill "An Act relating to Public Funds for Wiscasset Municipal Airport" (H. P. 642) (L. D. 859)

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

The SPEAKER: At this time the Chair would recognize the presence in the gallery of a group of eighth grade students in Maine History from the John A. Cone School in Topsham. They are accompanied by Mr. Clement Nickerson, Mrs. Hazel Guyler, Mrs. Caroline Wilson, Mr. William Hughes and the gentleman from Woolwich, Mr. Schulten.

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

#### Ought to Pass with Committee Amendment

Mr. Berry from the Committee on Legal Affairs on Bill "An Act Exempting Oil Burnermen from Plumbing License Requirements for Specific Installations" (H. P. 405) (L. D. 580) 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. 405, L. D. 580, Bill, "An Act Exempting Oil Burnermen from Plumbing License Requirements for Specific Installations."

Amend said Bill by striking out in "Sec. 192" in lines 5 and 6 thereof the words "Nor to persons licensed to make oil burner installations as defined in chapter 82-A" and inserting in place thereof the following words 'nor to any oil burner man duly licensed under chapter 82-A, insofar as work covered by said license is involved.'

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

The SPEAKER: The Chair will request that the gentleman from Pittsfield, Mr. Baxter, approach the rostrum please.

(Conference at rostrum)

The SPEAKER: At this time, the Chair would like to recognize

the presence in the hall of the House of the Reverend Howard O. Hough of the First Radio Parish Church of America, whose work was written up in this week's Parade Magazine. Mr. Hough is from Portland, and was this morning the Chaplain in the Senate.

The Chair will request that the Sergeant-at-Arms escort the Reverend to the rostrum at this time.

Thereupon, the Reverend Howard O. Hough was escorted to the rostrum by the Sergeant-at-Arms amid applause of the House, the Members rising.

Mr. Danes from the Committee on Towns and Counties on Bill "An Act Increasing Compensation of Jurors" (H. P. 643) (L. D. 860) 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. 643, L. D. 860, Bill, "An Act Increasing Compensation of Jurors."

Amend said Bill by striking out the underlined word "\$15" in the 6th line and inserting in place thereof the underlined word "\$12."

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

Mr. MacGregor from the Committee on Towns and Counties on Bill "An Act Permitting Counties to Reimburse Other Counties When Court Cases Transferred" (H. P. 783) (L. D. 1179) 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. 783, L. D. 1179, Bill, "An Act Permitting Counties to Reimburse Other Counties When Court Cases Transferred."

Amend said bill by striking out the underlined word "to" in the 7th line and inserting in place thereof the underlined words 'and shall.'

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

### Passed to Be Engrossed

Bill "An Act relating to Non-forfeiture Benefits and Valuation Standards for Life Insurance Policies" (S. P. 156) (L. D. 402)

Bill "An Act Authorizing City of Bangor to Construct Bridge Structures over Kenduskeag Stream" (S. P. 296) (L. D. 907)

Bill "An Act Providing for Compensation for Members of the Planning Board of the City of Lewiston" (S. P. 328) (L. D. 1003)

Bill "An Act relating to the Use of Armories for Military Purposes" (H. P. 283) (L. D. 397)

Bill "An Act Revising the Charter of the City of Ellsworth" (H. P. 325) (L. D. 477)

Bill "An Act Permitting Erection of Flags in Cemeteries to Honor Deceased Veterans" (H. P. 446) (L. D. 621)

Bill "An Act to Annex Certain Islands to Town of Danforth" (H. P. 619) (L. D. 836)

Bill "An Act relating to Disability Retirement Allowance under State Retirement System" (H. P. 701) (L. D. 979)

Bill "An Act Increasing Renewal Fee of Certificate of Registration for Barbers and Operators of Hair Dressing and Beauty Culture" (H. P. 740) (L. D. 1027)

Bill "An Act relating to School Construction Aid in School Administrative Districts" (H. P. 797) (L. D. 1111)

Bill "An Act relating to Transfer of Duties of School District Commission to State Board of Education" (H. P. 801) (L. D. 1115)

Bill "An Act relating to Time When Inheritance Taxes are Payable" (H. P. 890) (L. D. 1224)

Bill "An Act Defining Registered Mail in Requirements for Notice" (H. P. 994) (L. D. 1381)

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 relating to Store Registration under Pharmacy Laws" (H. P. 1100) (L. D. 1513)

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

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

Mr. BROWN: Mr. Speaker and Members of the House: With reference to this item 14, since this seems to be very restrictive legislation, and I believe the House should take time enough to adequately study the bill, I would move that this bill be tabled until Wednesday, April 12.

Thereupon, the Bill was tabled pending passage to be engrossed and specially assigned for Wednesday, April 12.

Bill "An Act relating to Trapping Season on Muskrats in Washington County and by Members of Penobscot Tribe of Indians" (H. P. 1101) (L. D. 1514)

Bill "An Act relating to Prices of Milk Sold by Producers to Dealers by Bulk Tank" (H. P. 1102) (L. D. 1515)

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 Bills

Bill "An Act relating to Retirement Benefits for Members of the Lewiston Fire Department" (S. P. 260) (L. D. 777)

Bill "An Act relating to Open Season for Fishing on Brooks and Streams in Cumberland County" (H. P. 238) (L. D. 352)

Bill "An Act to Authorize the Municipalities of Cushing, Friendship, St. George or Warren to Form a School Administrative District" (H. P. 668) (L. D. 946)

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

### Tabled and Assigned

Bill "An Act to Incorporate the Calais Water District" (H. P. 770) (L. D. 1067)

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

(On motion of Mr. Davis of Calais, tabled pending passage to be engrossed and specially assigned for tomorrow.)

#### Tabled and Assigned

Bill "An Act relating to Tuition for Pupils Attending Secondary School Outside of Residence" (H. P. 800) (L. D. 1114)

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

(On motion of Mr. Jones of Farmington, tabled pending passage to be engrossed as amended and specially assigned for Tuesday, April 11.)

Bill "An Act relating to Power of Municipal Court to Order Sentences Served Concurrently or Consecutively" (H. P. 813) (L. D. 1128)

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.

Bill "An Act relating to Eminent Domain under Slum Clearance and Redevelopment Authority Law" (H. P. 815) (L. D. 1130)

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

The SPEAKER: The Chair recognizes the gentleman from Auburn, Mr. Turner.

Mr. TURNER: Mr. Speaker, I would like to ask a question through the Chair on this item 23. I wonder if this bill just has to do with the City of Portland.

The SPEAKER: The gentleman from Auburn, Mr. Turner, has addressed a question through the Chair of anyone who may choose to answer.

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

Mr. BRIGGS: Mr. Speaker, as far as I know, this just pertains to the City of Portland.

Thereupon, the Bill was passed to be engrossed as amended by Committee Amendment "A" and sent to the Senate.

Cumberland County (H. P. 94) (L. D. 134)

Resolve Regulating Smelt Fishing in Crooked River, Cumberland County (H. P. 95) (L. D. 135)

Resolve Regulating Fishing in Certain Waters in Hancock County (H. P. 310) (L. D. 462)

Resolve Regulating Fishing in Certain Waters in Penobscot County (H. P. 394) (L. D. 569)

Were 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.

#### Third Reader

##### Indefinitely Postponed

Resolve Regulating Fishing in Certain Waters in Washington County (H. P. 395) (L. D. 570)

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

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

Mr. WHEATON: Mr. Speaker and Members of the House: This Resolve is to open a great many lakes in Washington County to fishing in the month of October. This Resolve states that they should be open for warm water fish only, that means that we don't fish for trout, salmon or togue.

This Resolve was put in by request. I have talked with the sponsor of the bill, and we really don't need any October fishing down in our county. We have quite an extensive bird season there. There are a lot of people in there hunting at that time. My district alone comprises an area as large or probably larger than the whole of Cumberland County. We have four resident wardens and perhaps there are several on the outskirts that do some service in the area.

I don't really feel that this would hurt the bass fishing, but on the other hand, many of these lakes so mentioned in the resolve have some salmon, and togue and trout in them. I could take you to a number of places around these lakes, up the little inlets where there are spawning beds, where I could catch plenty of trout or salmon right in October, right off

Resolve Regulating Bag Limit of Salmon and Trout in Sebago Lake,

of the spawning beds. I don't think that we need a resolve like this in our county, so I move this resolve and accompanying papers be indefinitely postponed.

Thereupon, the Resolve was indefinitely postponed on a viva voce vote and sent up for concurrence.

**Resolve Regulating Fishing in Certain Waters in Penobscot County** (H. P. 598) (L. D. 865)

**Resolve Regulating Fishing in Certain Waters in Androscoggin County** (H. P. 810) (L. D. 1124)

Were 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.

#### **Passed to Be Enacted Emergency Measure**

**An Act relating to Fraternal Benefit Societies** (S. P. 394) (L. D. 1260)

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 to Repeal the Acts Creating the Oxford Village Corporation** (S. P. 143) (L. D. 326)

**An Act relating to License Fees by Boxing Commission** (S. P. 175) (L. D. 421)

**An Act Revising the Savings and Loan Laws** (S. P. 404) (L. D. 1386)

**An Act relating to Construction of Drains and Sewers in City of Portland** (H. P. 523) (L. D. 721)

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

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.

#### **Orders of the Day**

The Chair laid before the House the first tabled and Friday as-

signed matter of Unfinished Business.

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

Tabled—March 22, 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, I should like to speak briefly before making a motion. I am sure you all know the story of the miserable wretch who was hoisted on his own petard and the unfortunate creature who fell into the ditch which he himself had dug. I think I am both of them.

My little homily in the House a week ago Friday about water and sewer district bills being drawn properly has returned to most fittingly haunt me, and there has been quite a drive of interest in the subject. I now do have to move that this Bill be recommitted to the Committee on Public Utilities for redrafting.

Thereupon, the Bill was recommitted to the Committee on Public Utilities and sent up for concurrence.

The Chair laid before the House the second tabled and Friday assigned matter of Unfinished Business:

**HOUSE REPORT—Ought Not to Pass—Committee on Transportation on Bill "An Act Providing for a Two Year Motor Vehicle Operator's License."** (H. P. 950) (L. D. 1298)

Tabled—March 24, by Mr. Crockett of Freeport.

Pending—Acceptance of Report.

The SPEAKER: The Chair recognizes the gentleman from Freeport, Mr. Crockett.

Mr. CROCKETT: Mr. Speaker, Ladies and Gentlemen of the House: I tabled this bill; it has a revenue attached to it. There is another bill here that is germane to this bill, and I ask the privilege of retabing this bill until Wednesday, April 12.

Thereupon, the Report and Bill were tabled pending acceptance of the Committee Report and special-

ly assigned for Wednesday, April 12.

The Chair laid before the House the third tabled and Friday assigned matter of Unfinished Business:

**HOUSE REPORT—Ought to Pass**  
—Committee on Legal Affairs—on Bill "An Act Eliminating Smokeless Powder from Explosives Regulations." (H. P. 610) (L. D. 827)

Tabled—March 28, by Mr. Dostie of Winslow.

Pending—Acceptance of Report.

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

The SPEAKER: The Chair would like to recognize the presence in the gallery at this time of some students from the eighth grade from the Maria Clark Grammar School in Hallowell. They are accompanied by their parents, Mrs. McGibney and Mrs. Babbitt.

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)

The Chair laid before the House the fourth tabled and Friday assigned matter of Unfinished Business:

**HOUSE DIVIDED REPORT** —  
Majority Report Ought Not to Pass  
—Minority Report—Ought to pass  
—Committee on Transportation on Bill "An Act relating to Annual Permits to Move House Trailers and Mobile Homes Over Highways." (H. P. 915) (L. D. 1249)

Tabled—March 28 by, Mr. Ham of Brewer.

Pending—Acceptance of Either Report.

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

Mr. HAM: Mr. Speaker, I move acceptance of the Minority "Ought to pass" Report, subject to passage of House Amendment "A". I would like to speak briefly on this bill.

The SPEAKER: The Chair would advise the gentleman that he will

have an opportunity to present his amendment, if it is ready, after the second reading. If it is not ready, then he will have an opportunity to present his amendment after the third reading, which would take place tomorrow. The question now before the House is the motion of the gentleman from Brewer, Mr. Ham, that the House accept the Minority "Ought to pass" Report, and you may proceed and speak on the bill.

Mr. HAM: May I ask the Speaker one question?

The SPEAKER: You may ask a question through the Chair.

Mr. HAM: When you mentioned the amendment being ready, it is now ready and printed.

The SPEAKER: Then, as was explained, the amendment can be introduced if the report is accepted after the second reading.

Mr. HAM: Mr. Speaker, with respect to this bill, it has to do with annual permits of mobile homes from a retail seller of these mobile homes either from the distributor to the retail seller or from the retail seller to the purchaser of these mobile homes.

At the present time, these retail sales operators have to get special permits each time they move a house trailer. What this bill would do with the amendment, is that it would—by paying \$30.00 they would have annual permits to move trailers that were not over fifty-five feet long and eight feet in width. There is present legislation similar to this with respects the trucking industry in this state. What it would do is cut down on these retail sales operations having to get permits each time they move a trailer.

I might point out with this amendment that there aren't too many eight foot width trailers, they are mostly ten feet now. However, due to the trucking industry having this same dimensions in it of fifty-five feet, it only seems proper due to the safety reasons at the present time, to offer this amendment.

Thereupon, the Minority "Ought to pass" Report was accepted and the Bill read twice.

Mr. Ham of Brewer offered House Amendment "A" and moved its adoption.

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

HOUSE AMENDMENT "A" to H. P. 915, L. D. 1249, Bill, "An Act Relating to Annual Permits to Move House Trailers and Mobile Homes Over Highways."

Amend said Bill by striking out the last 5 lines and inserting in place thereof the following:

"by the State Highway Commission, except that any retail seller or transporter of house trailers or mobile homes upon proper written application and the payment of \$30 shall be granted an annual permit for the movement of any such trailer or mobile home that does not exceed 55 feet in length or 8 feet in width, only from manufacturer or other source to lot of seller or to the destination requested by purchaser at the time of purchase, the permit to be valid from January 1st to December 31st of the calendar year for which it was issued. No such movement under the permit is allowed on Sundays, Memorial Day, the 4th of July, Labor Day, Thanksgiving, Christmas and New Year's Day."

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

The Chair laid before the House the fifth tabled and Friday assigned matter of Unfinished Business:

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

Tabled—March 29, by Mr. Choate or Hallowell.

Pending — Passage to be Engrossed.

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

Mr. HUGHES: Mr. Speaker, Ladies and Gentlemen of the House: I wish to thank the gentleman from Hallowell, Mr. Choate, for tabling this bill for me in my absence, and also I would offer House Amendment "C" and move its adoption, and I would like to speak briefly on the amendment.

At the time that this bill was heard in the committee, there was various opposition to it by three or four interested parties. This amendment seems to be a satisfactory compromise to all of those interested parties. And I believe it is all in order and I move its adoption.

House Amendment "C" was read by the Clerk as follow:

HOUSE AMENDMENT "C" to H. P. 870, L. D. 1205, Bill, "An Act to Regulate Credit Life and Credit Accident and Health Insurance."

Amend said Bill in Sec. 170-F by striking out all of subsection II and inserting in place thereof the following underlined subsection.

"II. Content of policy or certificate. Each individual policy or group certificate of credit life insurance, or credit accident and health insurance shall, in addition to other requirements of law, set forth the name and home office address of the insurer, the name or names of the debtor or in the case of a certificate under a group policy, the identity by name or otherwise of the debtor, the premium or amount of payment, if a separate identifiable charge is made, by the debtor separately for credit life insurance and credit accident and health insurance, a description of the coverage including the amount and term thereof, and any exceptions, limitations and restrictions, and shall state that the benefits shall be paid to the creditor to reduce or extinguish the unpaid indebtedness and, wherever the amount of insurance may exceed the unpaid indebtedness, that any such excess shall be payable to a beneficiary, other than the creditor, named by the debtor or to his estate."

Further amend said Bill in subsection IV of Sec. 170-F by striking out all of the first underlined sentence and inserting in place thereof the following underlined sentence.

"If said individual policy or group certificate of insurance is not delivered to the debtor at the time the indebtedness is incurred, a copy of the application for such policy or a notice of proposed in-

surance, signed by the debtor and setting forth the name and home office address of the insurer, the name or names of the debtor, the premium of amount of payment by the debtor, if a separate identifiable charge is made, separately for credit life insurance and credit accident and health insurance, the amount, term and a brief description of the coverage provided, shall be delivered to the debtor at the time such indebtedness is incurred.'

Further amend said Bill in Sec. 170-G by adding at the end of subsection II the following two underlined sentences:

'In determining whether to disapprove any such form or premium rates, the commissioner shall give due consideration to past and prospective loss experience and mortality or morbidity rates, based on an appropriate mortality or morbidity table, and claim adjustment expenses, general administrative expenses, including handling cost for return premiums, commissions to agents, cost and compensation to the creditor, branch and field expenses and other acquisition costs, federal, state and local taxes, profit to the insurer, reasonable underwriting judgment, and any and all other factors and trends demonstrated to be relevant. The insurer may support these factors by statistical information, experience, actuarial computations and estimates certified by an executive officer of the insurer, and the commissioner shall give due consideration to such supporting data.'

Further amend said Bill by adding at the end of section 170-I the following 2 underlined sentences:

'The premium or cost of such insurance when issued through any creditor shall not be deemed interest, or charges, or consideration, or an amount in excess of permitted charges in connection with the loan or other credit transaction, and any benefit or return or other gain or advantage to the creditor arising out of the sale or provision of such insurance shall not be deemed a violation of any other law, general or special, of the State of Maine. The insurance premium or other identi-

fiable charge for such insurance may be collected from the insured or included in the finance charge or principal of any loan or other credit transaction at the time such transaction is completed.'

House Amendment "C" was adopted and the Bill passed to be engrossed as amended 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 State Government on Bill "An Act relating to Salary of Commissioner of Education." (H. P. 776) (L. D. 1058)

Tabled — March 24, by Mr. Estey of Portland.

Pending — Motion of Mr. Dennett of Kittery to Accept Majority Report.

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

Mr. DENNETT: Mr. Speaker, Ladies and Gentlemen of the House: Noting the absence of the gentleman from Portland, Mr. Estey, and as a courtesy to him, I would ask that this be retabled and specially assigned for tomorrow.

Thereupon, the Reports and Bill were retabled pending the motion of Mr. Dennett of Kittery to accept the Majority "Ought not to pass" Report, and specially assigned for tomorrow.

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

Bill "An Act relating to Powers of Arrest by Inland Fish and Game Wardsens." (H. P. 491) (L. D. 691)

Tabled — March 28, by Mr. Haughn of Bridgton.

Pending — Passage to be Engrossed.

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

Mr. HAUGHN: Mr. Speaker, Ladies and Gentlemen of the House: I scrutinized this bill pretty carefully and I find that the powers of the Inland Fish and Game wardsens are pretty strong and they have vast powers. It looks to me



like one more reason for getting greater powers. It's become policemen rather than Fish and Game wardens. We saw the sheriff's department in this State trying to get like powers, we have a State Police for the purpose of policing powers; and these people of the Fish and Game Department do have powers sufficient enough to perform the duties of which they are charged. So on the basis of that, I would now move the indefinite postponement of this bill and all its accompanying papers.

The SPEAKER: The Chair recognizes the gentleman from Moscow, Mr. Beane.

Mr. BEANE: Mr. Speaker, Ladies and Gentlemen of the House: If the wardens have the power to work in case of assault, they don't know it. Three times this bill has been mentioned before today. The first time at the hearing before the Committee on Judiciary, at which time it was reported out unanimously "Ought to pass." The question was asked about the powers of arrest in case of assault, the committee was dissatisfied that wardens could not themselves make the arrest. The second time this bill was mentioned, my colleague from Rockland, Mr. Knight, wanted the bill amended to cover wardens of sea and shore fisheries. Evidently, it was learned that inland fish and game wardens and sea and shore wardens are covered by different chapters in the statutes, and therefore, it would not be possible to amend L. D. 691 to fit both departments. The third time this bill was mentioned was when my colleague from Bridgton, Mr. Haughn, asked to have L. D. 691 tabled. Ladies and gentleman, with all of this attention to L. D. 691, it would seem to be a very good bill. As I understand it, a person may be arrested for assaulting a warden, but the warden has to get a sheriff or State policeman to make the arrest, therefore costing the county and state extra time and money.

I might add that L. D. 691 is a Department bill.

I think the case that Don Walker, a warden in Bingham, was involved in last fall points up the need for Legislative approval of LD 691. In

this case Don had apprehended a group of night hunters and taken their lights and guns. These night hunters were subsequently convicted and paid their fine.

In accordance with the regular warden procedure, Don, knowing that he could identify the subjects, did not make the arrest that night. He released them and told them to appear in court the next day. They went back to the camp at which they were staying and returned later with other members of their hunting party and attempted to take the guns and lights away from Don. Since he had released them he could not arrest them without a warrant, neither could he arrest for the assault which was committed on him. He had to call for help from the State Police and get the State Police to make the arrest. Under these circumstances it is not always easy to locate a State trooper and in any case it involved taking a State trooper away from his other duties at additional cost to the State and the trooper's time and travel. There have been a few instances that have come to my attention where a warden has been threatened with a gun and was powerless to make the arrest.

If LD 961 receives favorable consideration, the right of the warden to arrest for assault is limited to assault on himself or another warden and then only while the warden is engaged in the lawful discharge of his duties.

Mr. Speaker, Ladies and Gentlemen of the House: I ask for a roll call.

Mr. SPEAKER: A roll call has been requested.

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

Mr. RUST: Mr. Speaker, Ladies and Gentlemen of the House: As a member of the Judiciary Committee, I rise in support of the gentleman from Moscow, Mr. Beane and in opposition to the motion of the gentleman from Bridgton, Mr. Haughn. This bill will give the Inland Fish and Game wardens a little bit more authority in the exercise of their duties. It will take them out of the class of an ordinary citizen where people interfere with the performance of their official duties. This bill had the unan-

imous support of the Committee on Judiciary, and I recommend its passage.

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

Mr. BERMAN: Mr. Speaker, Ladies and Gentlemen of the House: First off, I would like to say that I am quite in sympathy with what this bill proposes to accomplish. However, I am more concerned with the fundamental right of the citizen to know the crime with which he may be charged and the conduct which may be prohibited by law. And therefore, I suggest that upon a careful reading of this bill that the House consider that the present form in which this bill is drafted is quite vague and indefinite, because what would constitute the crime of intimidation, obstruction, and hindering is not carefully spelled out; and because of that I would respectfully move that this bill be recommitted to the Committee on Judiciary so that if this does become a law, the citizen will know what constitutes criminal conduct. Thank you.

The SPEAKER: The question now before the House is the motion of the gentleman from Houlton, Mr. Berman, that this bill be recommitted to the Committee on Judiciary.

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

Mr. MOORE: Mr. Speaker, I think this is a very good bill, I think it is necessary, and I think it is long overdue. Now we all know that when a warden makes an arrest, he's not very apt to have a lot of people around him to help him, and anything we can do to give that officer more power when he is making an arrest, not be intimidated by a group of men that is opposed to the arrest that he is making, or if he is out apprehending jackers and all, he needs this bill. And I am all in favor of it.

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

Mr. ANDERSON: Mr. Speaker, Ladies and Gentlemen of the House: I am very much in favor of this bill and urge its passage.

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

Mr. HAUGHN: Mr. Speaker, Ladies and Gentlemen of the House: I don't want the House to get the wrong impression that I am opposed to protection of the wardens, I am not. And I think the points expressed by Mr. Berman of Houlton were the ones which were bothering me, and not being of legal mind—he is and these other gentlemen on the Judiciary I have the highest regard and respect for their opinions and their thinking, but I am wondering if enough thought were given to the words 'intimidates' and 'hinders' — those were the two words in that bill that disturbed me from a layman's viewpoint, and I think the motion made by the gentleman from Houlton, Mr. Berman, is the right and proper one and I will concur with his remarks to recommit it.

The SPEAKER: The question now before the House is the motion of the gentleman from Houlton, Mr. Berman, that Bill "An Act relating to Powers of Arrest by Inland Fish and Game Wardens," House Paper 491, Legislative Document 691, be recommitted to the Committee on Judiciary. All those in favor say aye; opposed, no.

A viva voce vote being taken, the motion prevailed, the Bill was recommitted to the Committee on Judiciary and sent up for concurrence.

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

SENATE REPORT — Ought to Pass with Committee Amendment "A" (Filing S-51)—Committee on Labor on Bill "An Act to Amend the Workmen's Compensation Act." (S. P. 173) (L. D. 419)

Tabled — March 29, by Mr. Minsky of Bangor.

Pending—Acceptance of Report.

Thereupon, the "Ought to pass" with Committee Amendment Report was accepted and the Bill read twice.

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

COMMITTEE AMENDMENT "A" to S. P. 173, L. D. 419, Bill, "An Act to Amend the Workmen's Compensation Act."

Amend said Bill by striking out all of sections 3 and 4.

Further amend said Bill by re-numbering sections 5, 6, 7, 8 and 9 to be sections 3, 4, 5, 6 and 7.

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

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

Motion that the House Reconsider its Action whereby it Failed to Enact An Act Revising the Law on Tax on Transient Rentals. (H. P. 551) (L. D. 748) (Emergency)

Tabled—March 29, by Mr. Baxter of Pittsfield.

Pending—Consideration.

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

Mr. BAXTER: Mr. Speaker, this Bill was tabled so that members might work up amendments to individual parts of the bill in which they might be interested. It appears that these amendments are being prepared. Therefore, I would like to retable this bill until Tuesday next.

Thereupon, the Bill was retabled pending the motion that the House reconsider its action whereby it failed of enactment, and specially assigned for Tuesday, April 11.

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

SENATE REPORT — Ought Not to Pass—Committee on Health and Institutional Services on Bill "An Act Revising the Law Relating to Board of Visitors for Institutions within Department of Mental Health and Corrections." (S. P. 415) (L. D. 1355) In Senate Report Accepted.

Tabled—March 31, by Mr. Malenfant of Lewiston.

Pending—Acceptance of Report.

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

Mr. MALENFANT: Mr. Speaker and Members of the House: I saw the Governor this morning and he

told me that this law is already on the books, so I move we concur with the Senate.

Thereupon, the "Ought not to pass" Report was accepted in concurrence.

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

HOUSE DIVIDED REPORT—Majority Ought Not to Pass—Minority Ought to Pass—Committee on State Government on "Resolve, Proposing an Amendment to the Constitution to Abolish the Council and Make Changes in the Matter of Gubernatorial Appointments and Their Confirmation." (H. P. 845) (L. D. 1159)

Tabled—March 31, by Mr. Fogg of Madison.

Pending—Acceptance of Either Report.

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

Mr. FOGG: Mr. Speaker, I had intended to speak on this this morning and I had some notes laid out at home that I was going to bring with me, but I came away and left them. So for that reason I would like to beg the indulgence of this House to permit me to table this until tomorrow.

Thereupon, the Reports and Resolve were tabled pending acceptance of either Report and specially assigned for tomorrow.

The SPEAKER: We are proceeding under Orders of the Day. We have a large table here, and it is about time that some of these were beginning to be removed.

(Off Record Announcements)

The SPEAKER: There will be a House caucus in the House this evening of Republicans from the House and from the Senate. Also there will be present the Republican State Committee and the Governor's Council. That will be at seven-thirty.

On motion of Mr. Whitman of Woodstock,

Adjourned until nine o'clock tomorrow morning.