

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

One-Hundredth Legislature

OF THE

STATE OF MAINE

VOLUME II

MAY 12 - JUNE 17, 1961

and

SPECIAL SESSION

NOV. 27 - DEC. 2, 1961

DAILY KENNEBEC JOURNAL

AUGUSTA, MAINE

HOUSE

Wednesday, June 14, 1961

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

Prayer by the Rev. Mr. Charles E. Karsten, Jr. of Gardiner.

The journal of yesterday was read and approved.

Conference Committee Report

Report of the Committees of Conference on the disagreeing action of the two branches of the Legislature on Bill "An Act relating to Uniforms for Deputy Sheriffs" (H. P. 723) (L. D. 790) reporting that they are unable to agree.

(Signed)

BERRY of Cape Elizabeth
PLANTE

of Old Orchard Beach
PHILBRICK of Bangor

— Committee on part of House

WYMAN of Washington
COLE of Waldo

STILPHEN of Knox

— Committee on part of Senate

Report was read and accepted and sent up for concurrence.

Conference Committee Report

Report of the Committees of Conference on the disagreeing action of the two branches of the Legislature on Bill "An Act Amending Charter of City of Waterville" (H. P. 825) (L. D. 1140) reporting that they are unable to agree.

(Signed)

LANE of Waterville

FOGG of Madison

JOBIN of Rumford

— Committee on part of House

FARRIS of Kennebec

MARDEN of Kennebec

EDGAR of Hancock

— Committee on part of Senate

Report was read and accepted and sent up for concurrence.

Papers from the Senate

From the Senate: The following Report:

STATE OF MAINE

Pursuant to Joint Order, S. P. 589, the Joint Select Committee on Gubernatorial Votes having re-examined the returns of votes cast

for Governor for the political years 1961 and 1962 asks leave to report that it appears that the original report was based on erroneous tabulation, in that the tabulation of votes cast for Governor in the Town of Bradford appeared to be John H. Reed, 173; Frank M. Coffin, 174; that the correct vote in the Town of Bradford was John H. Reed 173; Frank M. Coffin 74; therefore, the whole number of votes returned for Governor was 417,215; and John H. Reed of Fort Fairfield had 219,768 and Frank M. Coffin had 197,447 votes.

(Signed)

AUGUSTA K. CHRISTIE

Chairman on the part of
the Senate

DAVID J. KENNEDY

Chairman on the part of
the House

Came from the Senate read and ordered placed on file.

In the House, the Report was read and accepted and ordered placed on file in concurrence.

From the Senate: The following Communication:

THE SENATE OF MAINE

AUGUSTA

June 13, 1961

Honorable Harvey R. Pease

Clerk of the House

of Representatives

100th Legislature

Sir:

The President of the Senate today appointed the following members to serve on the Interim Joint Committee to study the Employment Security Law and report to the 101st Maine Legislature, pursuant to Joint Order S. P. 551: Senators: MAYO of Sagadahoc, and EDMUNDS of Aroostook

Pursuant to Joint Order, S. P. 588, the President appointed the following members to serve on the Interim Joint Committee to study the functioning of the Department of Economic Development and report to the 101st Maine Legislature:

Senators:

NOYES of Franklin

LOVELL of York

JACQUES of Androscoggin

The Senate voted to insist and join with a Committee of Conference

and the President has appointed the following Conferees on the part of the Senate on the disagreeing actions of the two branches of the Legislature on:

Bill, "An Act Providing for Construction of an Educational Television Network for the State of Maine (H. P. 224) (L. D. 435)

Senators:

DAVIS of Cumberland
STANLEY of Penobscot
BOARDMAN of Washington

Respectfully,

(Signed)

CHESTER T. WINSLOW
Secretary of the Senate

The Communication was read and ordered placed on file.

Passed to Be Enacted Emergency Measure

An Act to Correct Errors and Inconsistencies in the Public Laws (S. P. 590) (L. D. 1638)

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. 110 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.

Order Out of Order

Mr. Hartshorn of Buxton presented the following Order out of order and moved its passage:

WHEREAS, the members of the House have learned of the death of Mrs. Martha C. Linnekin, mother of Representative Linnekin of Limington,

NOW, THEREFORE, BE IT ORDERED, that the Clerk of the House be and hereby is directed to send to Mr. Linnekin of Limington a telegram expressing our deepest sympathy to him and the entire family on their loss.

The Order received passage.

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

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

Mr. DOSTIE: Mr. Speaker and Members of the House: I was over last Sunday to see Representative Noel at the Sisters Hospital, and he wanted me to express thanks to the Speaker, the Clerk, and members of the House for the beautiful flowers and cards that he has received.

Orders of the Day

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

HOUSE ORDER — ORDERED, that the House Order setting up a Special Calendar on which there may be placed, at the request of a member of the Committee on Appropriations and Financial Affairs, Bills and Resolves carrying or requiring an appropriation, be and hereby is repealed and annulled:

AND BE IT FURTHER ORDERED, that any Bill or Resolve on such Special Calendar at the time this Order becomes effective shall stand Tabled and Unassigned.

Tabled — June 13, by Mr. Baxter of Pittsfield.

Pending — Passage (Under House Rules)

The SPEAKER: Is it now the pleasure of the House that this order shall receive passage?

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

Mr. HAUGHN: Mr. Speaker, due to the circumstances surrounding this order and what its intent and desires are to do, I would move the indefinite postponement of this order at this time, and ask for a division.

House at Ease

The SPEAKER: The House will be in order, and the Chair recognizes the gentleman from Bridgton, Mr. Haughn.

Mr. HAUGHN: I now withdraw my motion but I will also move that this be laid upon the table until later in today's session.

The SPEAKER: The gentleman from Bridgton, Mr. Haughn, has moved that this order be tabled until later in today's session pending

ing passage. Is this the pleasure of the House?

The motion prevailed.

The SPEAKER: The Chair now calls up for consideration under an order dated February 22, 1961, a Legislative Document 1606, An Act Making Supplemental Appropriations for the Expenditure of State Government and for other Purposes for the Fiscal Years Ending June 30, 1962 and June 30, 1963. This order was tabled by the gentleman from Lewiston, Mr. Jalbert, at which time there was a vote 44 yes and 81 against for passage to be engrossed. However, a roll call had been requested by the gentleman from Pittsfield, Mr. Baxter.

(Conference at rostrum)

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

Mr. BAXTER: Mr. Speaker, I withdraw my request for a roll call.

The SPEAKER: The gentleman from Pittsfield, Mr. Baxter, withdraws his request for a roll call; therefore the Chair will announce the vote on the passage to be engrossed as forty-four in the affirmative and eighty-one in the negative, therefore, this Legislative Document failed of passage to be engrossed.

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

Mr. HAUGHN: If that is the vote and the verdict of the Chair, then as a member of the prevailing side in voting yesterday, I would move that we reconsider our action whereby we passed this to be engrossed, and ask for a roll call.

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

Mr. BAXTER: Mr. Speaker, Ladies and Gentlemen of the House: Last night when I moved that this be passed to be engrossed, I had in mind the fact that the important amendment or what seemed to be the key amendment had been dealt with, and that for the sake of the session and letting the other body work on the document, I moved it to be engrossed without thinking at the time that there were other amendments that people had that they wished to bring before the

House. For that reason, and so that those amendments can be presented, I would support the motion of the gentleman from Bridgton, Mr. Haughn, that we do reconsider our action whereby this bill failed to be engrossed, which would put it back in the position where it could be dealt with further. I would suggest to the gentleman that if that was the general feeling of the House that a roll call would not be necessary.

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

Mr. HAUGHN: Mr. Speaker, I now withdraw my roll call vote and ask for a division.

The SPEAKER: The gentleman from Bridgton, Mr. Haughn, has withdrawn his request for a roll call and asks for a division.

The question before the House is the motion of the gentleman from Bridgton, Mr. Haughn, that the House reconsider its action whereby it failed to engross this bill. If you are in favor of reconsideration you will stand on the affirmative side; if you are opposed, you will stand on the negative side.

All those in favor of reconsideration, please rise and remain standing until the monitors have made and returned their count.

A division of the House was had.

One hundred thirty-three having voted in the affirmative and none in the negative, the motion to reconsider did prevail.

The SPEAKER: Is it now the pleasure of the House that the rules be suspended which requires a two-thirds vote for the reconsideration of amendments for today relative to L. D. 1606, which have not been reconsidered on the same or the next legislative day, and in consideration of amendments which have been indefinitely postponed or adopted?

The motion prevailed, the rules were so suspended for that purpose.

The SPEAKER: Therefore, it will only require a majority vote to reconsider any of these amendments for today relative to this Legislative Document only.

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

Mr. BAXTER: Mr. Speaker, I move that the House recess until

eleven o'clock and would advise the Republicans that there will be a Republican caucus here at ten o'clock.

Thereupon, the House voted to recess until eleven o'clock this morning.

After Recess
11:15 A. M.

Called to order by the Speaker.

The SPEAKER: At this time we have pending consideration of Legislative Document 1606, an Act making supplemental appropriations for state expenditures.

The Chair recognizes the gentleman from Washington, Mr. Finley.

Mr. FINLEY: Mr. Speaker, I would like to present House Amendment "U" to Legislative Document 1606, soil conservation, filing number H-403, and move its adoption.

The SPEAKER: The gentleman from Washington, Mr. Finley, offers House Amendment "U" and moves its adoption. The Clerk will read the amendment.

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

HOUSE AMENDMENT "U" to H. P. 1165, L. D. 1606, Bill, "An Act Making Supplemental Appropriations for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1962 and June 30, 1963."

Amend said Bill under the caption "AGRICULTURE, DEPARTMENT OF" by inserting after the paragraph entitled "Inspection" a new paragraph to read as follows:

'Soil Conservation		
Personal Services	(1) 7,505	(1) 7,505
All Other	7,505	7,505

Provides a district coordinator, travel and related costs'

Further amend said Bill by correcting the totals therein affected by the adoption of this amendment.

The SPEAKER: Is it now the pleasure of the House that House Amendment "U" shall be adopted?

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

Mr. ANDERSON: Mr. Speaker, I move that House Amendment "U" to L. D. 1606 be indefinitely postponed.

The SPEAKER: The question now before the House is the motion of

the gentleman from Ellsworth, Mr. Anderson, that House Amendment "U" be indefinitely postponed.

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

Mr. WHITMAN: Mr. Speaker and Members of the House: Just for a point of clarification, I would just like to point out to the membership who have not looked at the amendment, that this amendment increases the supplemental budget.

The SPEAKER: Is the House ready for the question? All those in favor of the adoption of House Amendment "U," please say aye; those opposed, no.

A viva voce vote being taken, House Amendment "U" was not adopted.

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

Mr. HAUGHN: Mr. Speaker, having voted on the prevailing side yesterday, I now ask this House to reconsider our action whereby we failed to pass House Amendment "O."

The SPEAKER: The gentleman from Bridgton, Mr. Haughn, now moves that the House reconsider its action whereby it failed to adopt House Amendment "O."

Will the gentleman from Bridgton, Mr. Haughn, approach the rostrum please.

(Conference at rostrum)

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

Mr. HAUGHN: Mr. Speaker, I will now withdraw that motion and make a new motion. I move that the House reconsider its action whereby it adopted House Amendment "E."

The SPEAKER: The gentleman has withdrawn his motion to reconsider the action of the House whereby it failed to adopt House Amendment "O" and now moves that the House reconsider its action whereby it adopted House Amendment "E." Is it the pleasure of the House to reconsider its action whereby it adopted House Amendment "E"?

The motion prevailed.

Thereupon, House Amendment "E" was indefinitely postponed.

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

Mr. HAUGHN: Mr. Speaker, I now move that we reconsider our action whereby we adopted House Amendment "J."

Thereupon, the House reconsidered its action whereby it adopted House Amendment "J" and indefinitely postponed that amendment.

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

Mr. HAUGHN: Mr. Speaker, I now move that the House reconsider its action whereby it failed to pass House Amendment "O."

The SPEAKER: The gentleman from Bridgton, Mr. Haughn, now moves that the House reconsider its action whereby it failed to adopt House Amendment "O." Is this the pleasure of the House?

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

Mr. BAXTER: Mr. Speaker, I would like to ask a question through the Chair. I assume that if this matter is reconsidered, the amendment is no longer before the House and must be placed before the House. Is that correct?

The SPEAKER: Well, it will have to be reoffered, yes; it will have to be reoffered.

Mr. BAXTER: My next question will be, can it be reoffered in the same form?

The SPEAKER: It will be pending, it won't have to be reoffered, or it is pending.

Mr. BAXTER: It would be pending, and the next question would be the adoption of the amendment. Is that right?

The SPEAKER: That is right. The question before the House is the motion of the gentleman from Bridgton, Mr. Haughn, that the House reconsider its action whereby it failed to adopt House Amendment "O."

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

Mr. HAUGHN: I would request a division when the vote is so taken.

The SPEAKER: A division has been requested. All those in favor of reconsidering the action of the House whereby it failed to adopt House Amendment "O," please rise

and remain standing until the monitors have made and returned their count.

A division of the House was had.

One hundred twenty-four having voted in the affirmative and one having voted in the negative, the motion prevailed.

The SPEAKER: The pending question now is on the adoption of House Amendment "O."

Mr. Haughn then moved adoption of House Amendment "O" and requested a division.

The SPEAKER: The question now before the House is the motion of the gentleman from Bridgton, Mr. Haughn, that House Amendment "O" be adopted, and a division has been requested.

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

Mr. BERRY: Mr. Speaker, and Members of the House: I move for indefinite postponement of House Amendment "O."

The SPEAKER: The question now before the House is the motion of the gentleman from Cape Elizabeth, Mr. Berry, that House Amendment "O" be indefinitely postponed.

Mr. BERRY: In connection with House Amendment "O," we are pulling some fuel out of the fire in an attempt to build up a head of steam to help the state out. While there may be disagreements on the methods of operation of the Department of Economic Development, there must be universal support for the theory that we need to make a greater effort on the part of both parties of the House. I think this was expressed yesterday. We have a meager meritorious program for the state employees, certainly all of us individually feel that the state employees are deserving of some help. We have labored mightily and come up with a compromised program for our hospitals in the state. Certainly we feel that progress has been made on that score. And are we to make progress by putting our foot on the neck of the University of Maine, and say that no, we don't believe in education? It has been stated that these are not cut-backs, but they are cut-backs, and we know it in our own hearts.

Let's not put a price tag like this on the small amount of progressive legislation that we have done to date.

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

Mr. HAUGHN: I appreciate the comments that have been made to this House by my colleague from Cape Elizabeth, Mr. Berry. He has been with the minority group in his expressions over the last week, and I think this House without further debate have their minds made up. The wisdom of this House and the majority shall prevail, and I hope you will accept the verdict as rendered. When the vote is taken, I request a division on the motion.

The SPEAKER: The question before the House is the motion of the gentleman from Cape Elizabeth, Mr. Berry, that House Amendment "O" be indefinitely postponed. A division has been requested.

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

Mr. ESTEY: Mr. Speaker, Members of the House: The importance of this amendment to the services offered in the supplemental budget, I believe we ought to go on record, and I would request a roll call.

The SPEAKER: A roll call has been requested. Is the House ready for the question? The question before the House is the motion of the gentleman from Cape Elizabeth, Mr. Berry, that House Amendment "O" be indefinitely postponed, a roll call has been requested.

For the Chair to order a roll call, it must have an expression of a desire for a roll call by at least one fifth the members present. Will those who desire a roll call, please rise and remain standing until the monitors have made and returned their count.

A sufficient number arose.

The SPEAKER: Obviously more than one-fifth having arisen, a roll call is ordered.

The Chair will restate the question. The question before the House is the motion of the gentleman from Cape Elizabeth, Mr. Berry, that House Amendment "O" to L. D. 1606, be indefinitely postponed.

If you are in favor of the indefinite postponement, you will answer "yes" when your name is called;

if you are opposed to indefinite postponement, you will answer "no" when your name is called. The Clerk will call the roll.

ROLL CALL

YEA — Albair, Anderson, Greenville; Baker, Baxter, Beane, Augusta; Bearce, Berman, Auburn; Berry, Cape Elizabeth; Berry, Portland; Binnette, Boothby, Braddon, Brewer, Briggs, Brown, Vassalboro; Burns, Chapman, Gardiner; Choate, Davis, Drake, Edgerly, Estey, Gardner, Harrington, Hendricks, Hichborn, Hopkinson, Hutchins, Jobin, Johnson, Smithfield; Kilroy, Knapp, Knight, Lacharite, Lane, Lincoln, Littlefield, Lowery, Maddox, Matheson, Maxwell, Morse, Perry, Prince, Schulten, Shepard, Sirois, Smith, Bar Harbor; Smith, Falmouth; Stevens, Stewart, Storm, Walker, Waltz, Wellman, Wheaton, Whitney.

NAY — Anderson, Ellsworth; Beardon, Berman, Houlton; Bernard, Boissonneau, Bradeen, Brown, Fairfield; Brown, South Portland; Buckley, Bussiere, Carter, Chapman, Norway; Cooper, Coulthard, Crockett, Curtis, Cyr, Dennett, Denison, Dodge, Dostie, Lewiston; Dostie, Winslow; Dunn, Durgin, Edwards, Finley, Fogg, Gallant, Gill, Hague, Ham, Hanson, Bradford; Hanson, Lebanon; Hardy, Hartshorn, Haughn, Hinds, Hughes, Humphrey, Jalbert, Jameson, Johnson, Stockholm; Jones, Karkos, Kellam, Kennedy, Kimball, Lantagne, Letourneau, Levesque, Mathews, Merrill, Moore, Nadeau, Biddeford; Philbrick, Bangor; Plante, Poirier, Prue, Roberts, Rust, Seigny, Shaw, Smith, Strong; Sproul, Swett, Tardiff, Thaanum, Thornton, Turner, Tweedie, Tyndale, Vaughn, Wade, Walls, Waterman, Westerfield, Whitman, Williams, Winchenpaw, Wood, Young.

ABSENT — Beane, Moscow; Danes, Hancock, Linnekin, MacGregor, Malenfant, Minsky, Morrill, Nadeau, Lewiston; Noel, Philbrick, Augusta; Pike.

Yes, 57; No, 81; Absent, 12.

The SPEAKER: Fifty-seven having voted in the affirmative, eighty-one having voted in the negative, with twelve absent, the motion to

indefinitely postpone does not prevail. Is it now the pleasure of the House that House Amendment "O" shall be adopted?

The motion prevailed.

Mr. Chapman of Gardiner offered House Amendment "P" and moved its adoption.

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

HOUSE AMENDMENT "P" to H. P. 1165, L. D. 1606, Bill, "An Act Making Supplemental Appropriations for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1962 and June 30, 1963."

Amend said Bill under the caption "AGRICULTURE, DEPARTMENT OF" by inserting at the end, before the totals, the following paragraph:

'Markets
Personal Services (1) 6,500 (1) 6,760
All Other 2,000 2,000
Capital Expenditures — 500
Provides a statistician, equipment and travel'

Further amend said Bill by correcting the totals therein affected by the adoption of this amendment.

The SPEAKER: The Chair recognizes the gentleman from Liberty, Mr. Westerfield.

Mr. WESTERFIELD: I notice that House Amendment "P" adds additional services to the supplemental budget and, therefore, I move indefinite postponement.

The SPEAKER: The question now before the House is the motion of the gentleman from Liberty, Mr. Westerfield, that House Amendment "P" be indefinitely postponed.

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

Mr. WHITMAN: Mr. Speaker and Members of the House: Evidently we have adopted House Amendment "O" just in our prior action. We have before us for consideration quite a number of additional amendments, most of which would amend the supplemental budget upwards. I think at the present time our status is complicated enough and it would seem to me that these further amendments would only serve to confuse the issue greater and complicate matters a great deal worse than they are at the present time. I hope that this

amendment fails and all subsequent amendments also fail.

The SPEAKER: The question before the House is the motion of the gentleman from Liberty, Mr. Westerfield, that House Amendment "P" be indefinitely postponed.

Thereupon, on a viva voce vote, House Amendment "P" was indefinitely postponed.

Mr. Lane of Waterville then offered House Amendment "T" and moved its adoption.

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

HOUSE AMENDMENT "T" to H. P. 1165, L. D. 1606, Bill, "An Act Making Supplemental Appropriations for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1962 and June 30, 1963."

Amend said Bill under the caption "ADJUTANT GENERAL, DEPARTMENT OF" by adding at the end before "Total Adjutant General" the following paragraph:

'Aeronautics Commission
All Other 73,000 ———'

Permits the taking of property in the Town of Sidney for a regional airport to service Augusta, Waterville and surrounding areas. (It is the intent of the Legislature to limit the use of state funds so as to require that federal funds and other funds shall finance 50 percent of the cost of the acquisition of the land.)'

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

Mr. HAUGHN: For the same reasons given for the last amendment just defeated, I now move the indefinite postponement of this amendment.

The SPEAKER: The question before the House is the motion of the gentleman from Bridgton, Mr. Haughn, that House Amendment "T" be indefinitely postponed.

Mr. Dostie of Winslow then requested a division.

The SPEAKER: A division has been requested. Is the House ready for the question? All those in favor of indefinite postponement of House Amendment "T," please rise and remain standing until the monitors have made and returned their count.

A division of the House was had.

One hundred one having voted in the affirmative and thirteen having voted in the negative, the motion prevailed.

Thereupon, House Amendment "T" was indefinitely postponed.

Mr. Finley of Washington offered House Amendment "V" and moved its adoption.

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

HOUSE AMENDMENT "V" to H. P. 1165, L. D. 1606, Bill, "An Act Making Supplemental Appropriations for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1962 and June 30, 1963."

Amend said Bill under the caption "MENTAL HEALTH AND CORRECTIONS, DEPARTMENT OF" by striking out all of the paragraph entitled "Maine State Prison" which reads as follows:

"Maine State Prison

Personal Services

(8) 29,822 (8) 31,122

All Other

2,500 2,500

Provides for seven guards, one Assistant Classification Officer, and food"

and inserting in place thereof the following:

'Maine State Prison

All Other 50 50'

Further amend said Bill by correcting the totals therein affected by the adoption of this amendment.

The SPEAKER: The Chair recognizes the gentleman from Washington, Mr. Finley.

Mr. FINLEY: I would like to point out at this time that this is not an increase, it is a deletion.

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

Mr. WHITMAN: Mr. Speaker, I fully realize that this amendment does not increase the budget but rather decreases it; however, I feel that this by the same token would further contribute to the confusion of the issue that we have before us and for the same reasons that the other amendments increasing the budget were postponed, I move that this also be indefinitely postponed.

The SPEAKER: The question now before the House is the motion of

the gentleman from Woodstock, Mr. Whitman, that House Amendment "V" be indefinitely postponed.

The Chair recognizes the gentleman from Friendship, Mr. Winchenpaw.

Mr. WINCHENPAW: I would like to go on record as favoring this amendment. There seems to be some discrepancy and I intended to check out on it. The L. D. 1546 that we have already passed and the Governor signed says that the prison personnel has seventy-six, and this book of mine says ninety-six, and so from our area we feel that if this book is true, ninety-six personnel at the prison, we feel that is enough. I am in favor of this amendment.

The SPEAKER: The Chair recognizes the gentleman from Albion, Mr. Cooper.

Mr. COOPER: Mr. Speaker, Ladies and Gentlemen of the House: I can well conceive of how people down in the western end of the state and up in the very northern end of the state and the eastern end of the state may not be very conversant about the situation that this amendment calls for. I think that there is no member of this House that doesn't have a great deal of respect for the judgment of Mr. Winchenpaw and Mr. Finley, and I know a little bit about the situation down there and I hope that you people will be influenced by the remarks that Mr. Winchenpaw has made.

The SPEAKER: The Chair recognizes the gentleman from Rockland, Mr. Knight.

Mr. KNIGHT: Mr. Speaker, I rise in support of the motion made by the Assistant Floor Leader, the gentleman from Woodstock, Mr. Whitman, and I hope that the House will go along with the indefinite postponement of this amendment.

The SPEAKER: The Chair recognizes the gentleman from Washington, Mr. Finley.

Mr. FINLEY: Mr. Speaker, I don't wish to belabor this, but I hope that the motion for indefinite postponement does not prevail.

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

Mr. WHITMAN: Mr. Speaker, my motives for moving the indefinite

postponement I think are quite clear. We have been all the way around the horn on this particular subject. It has been offered on previous occasions and has gone all the way through the process of committees of conference and so forth. I feel that we have another proposal before us at this particular time and I would like to keep it free of incumbrances so that we might properly consider that proposal.

The SPEAKER: Is the House ready for the question? The question before the House is the motion of the gentleman from Woodstock, Mr. Whitman, that House Amendment "V" be indefinitely postponed.

All those in favor of indefinite postponement say aye; those opposed, no.

A viva voce vote being doubted by the Chair, a division of the House was had.

Sixty-seven having voted in the affirmative and fifty-nine having voted in the negative, the motion did prevail.

Thereupon, the Bill was passed to be engrossed as amended by House Amendments "C" and "O" in non-concurrence and sent forthwith to the Senate.

The SPEAKER: At this time the Chair would recognize the presence in the gallery of a group of seventh and eighth grade students from Plymouth, with their teachers, Mrs. Richardson, Mrs. Parsons, and parents Mrs. Harding, Mrs. Flood and Mrs. Clark.

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. Knight of Rockland presented the following Order out of order and moved its passage:

WHEREAS, the members of the House have learned that today is the birthday of Mr. Berman of Auburn,

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

The Order received unanimous passage. (Applause)

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

Mr. PHILBRICK: Mr. Speaker, I think that the vote on the amendment was announced in the wrong order. The motion was to indefinitely postpone, and I think it was 57 in favor of indefinitely postponing and 59 in opposition, or did I hear it wrong?

The SPEAKER: The vote was announced 67 in favor of indefinite postponement and 59 opposed.

Mr. Winchenpaw of Friendship was granted unanimous consent to briefly address the House.

Mr. WINCHENPAW: Mr. Speaker, Ladies and Gentlemen of the House: I would like to call to your attention those postcards that were placed on your desks yesterday, and the reason for doing that was I intended to make a pitch for Montpelier but the Appropriations Committee was very kind and they gave us a small amount to fix the with. So those postcards are a present jointly from Montpelier and myself, and Montpelier doesn't seem to be very well advertised and I extend you all a cordial invitation if you go through Thomaston this summer to stop in and view the place.

Some of you had pictures of outside of the building, some had pictures of the rooms inside; and in case you have forgotten it, General Knox's picture hangs down on the second floor by the front door and some of these cards have apparently a reproduction of the same picture or a duplicate, I don't know which. There are some of you who have pictures of the room, you will see a picture of General Knox hanging in that room. And the one of Montpelier is a replica of General Knox's mansion and it was built by the D.A.R., and they have a little trouble financing it. They take in money from sale of postcards and tourists and so on, but they can't quite make a go of it; and with the small amount that the Appropriations Committee has granted us in the capital construction budget I think we can keep the roof from leaking for a while longer. Thank you very much. (Applause)

The SPEAKER: The Chair now lays before the House item one at the top of page four, a House Order, annulling a previous House order setting up a Special Calendar for items carrying appropriations, which was tabled earlier in the day and assigned for later in the day by the gentleman from Bridgton, Mr. Haughn.

Thereupon, on motion of Mr. Haughn of Bridgton, the Order received passage.

Mr. Jalbert of Lewiston was granted unanimous consent to briefly address the House.

Mr. JALBERT: Mr. Speaker and Members of the House: I wanted to comment on the first item on the Special Appropriations Calendar, the only remaining item now, L. D. 1636, \$133,000 for the first year and \$133,000 for the second year, and as I understand that's the liquor act and in it, as I understand it, is an item calling for \$60,000 each year for salaries for the liquor department employees. Now we have an amendment that we passed in the House, Amendment "O" that strikes out all of the increases in the Jacobs Plan wherein it concerns all other state employees. I'm wondering whether or not it might not be feasible to submit an amendment striking out the \$60,000 each year from this bill because if we don't either now or later on I mean those employees will get an increase and the other sixty-five hundred or seven thousand employees will not.

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

Mr. BRAGDON: Mr. Speaker and Members of the House: My thoughts on this matter would be that it continue to lie on the Appropriations Table until this matter is completely resolved.

(Conference at rostrum)

On motion of Mr. Baxter of Pittsfield,

The House voted to recess until three o'clock this afternoon.

After Recess

3:15 P. M.

Called to order by the Speaker.

The SPEAKER: The Chair recognizes the presence in the House of Wagdy Abdel-Messiah, an exchange student from Cairo, Egypt, who will attend Illiff School of Theology in Denver, Colorado. The Chair will request that the Sergeant-at-Arms escort Wagdy Abdel-Messiah to the rostrum to be with the Speaker.

Thereupon, the Sergeant-at-Arms escorted Wagdy Abdel-Messiah to the rostrum amid the applause of the House.

The following paper from the Senate on Supplement Number One was taken up out of order by unanimous consent:

Non-Concurrent Matter

Bill "An Act Making Supplemental Appropriations for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1962 and June 30, 1963" (H. P. 1165) (L. D. 1606) which was passed to be engrossed as amended by House Amendments "C" and "O" in non-concurrence in the House earlier in the day.

Came from the Senate with that body voting to insist on its former action whereby the Bill was passed to be engrossed as amended by House Amendments "C", "E" and "J".

In the House:

The SPEAKER: The Chair recognizes the gentleman from Liberty, Mr. Westerfield.

Mr. WESTERFIELD: Mr. Speaker and Ladies and Gentlemen of the House: I now move that we insist on our action whereby we adopted House Amendments "C" and "O."

The SPEAKER: The question before the House is the motion of the gentleman from Liberty, Mr. Westerfield, that the House insist. Is this the pleasure of the House?

The motion prevailed.

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

Mr. BAXTER: Mr. Speaker and Members of the House: In the interests of arriving at a solution to our problem at the earliest possible moment and without any more shuffling back and forth if pos-

sible, I now move that the House ask for a Committee of Conference.

The SPEAKER: The question now before the House is the motion of the gentleman from Pittsfield, Mr. Baxter, that the House ask for a Committee of Conference.

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

Mr. HAUGHN: Mr. Speaker and Ladies and Gentlemen of this House: I think it is time we have shown the other body our meaning, our intent and our desire; and I object to the motion as presented for a Committee of Conference until such time as they offer and come to us with one. At that time we will give them consideration. This House has undoubtedly, without even giving any further thought, have expressed their views in such a vast majority that I think it is their move to be made to give consideration for some kind of terms. At the present stage they have offered none, they merely send it back—

The SPEAKER: The Chair will advise the gentleman not to use the action of the Senate in debate.

Mr. HAUGHN: I will apologize for that statement, but I will state that there has been no action taken in regard to any compromise; and until such time as there is I will not approve of a Committee of Conference at this time.

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

Mr. MINSKY: Mr. Speaker and Members of the House: I have, for the last week — four weeks actually, as a freshman member of this House, watched with great interest what has been occurring. During the first part of the session I probably spoke many times, but since we have been discussing the budget and the tax program I think I have been rather quiet. Part of this has been out of probably sheer amazement at the process, or out of confusion in my mind. My voting record on the matter has been consistent, however.

I had hoped that we would be able to resolve our differences without a necessity for a sales tax, that we would be able to fashion a program which would be conserva-

tive; and yet I have seen this House disagree and disagree and disagree. We have tried to attack the supplemental budget through amendments, striking at one item at a time. We failed to agree. We then tried a package plan and we seem to be lost in confusion.

The most disappointing thing to me has been the failure of those who wish to term themselves conservatives, to agree even among themselves. They vote by large majorities to oppose the sales tax and by very slim majorities when it comes to cutting. It seems evident to me that what they really want then is a wonderful program and no taxes. I think I have been able to realize that if we are going to have this wonderful program, we have got to have the taxes.

While I prefer to call myself a conservative and thought this would be my stand, I have been disappointed because I seem to detect a motto among the conservatives that I did not expect to see and it is a simple one. Cut any program, cut any project, except my own. And because of this fact we vote against taxes and vote for projects and vote for programs. I think we have got to realize we have got to mature in our thinking and realize if we want this program we must have the taxes.

I think I have no choice at this time and it is not without disappointment and perhaps to some degree disillusionment that I must probably reverse the stand I have previously taken. I would urge this House at this time to enter into a conference with the Senate. I hope that we can resolve our differences and I hope that when they are resolved, we will be mature enough to face our responsibilities and pass the taxes that are required in order to carry out this program.

The SPEAKER: The Chair recognizes the gentleman from Liberty, Mr. Westerfield.

Mr. WESTERFIELD: Mr. Speaker, Ladies and Gentlemen of the House: I merely rise to point out one point. Today for the first time this House has been in agreement at least to some extent within itself. We have agreed on a program which is reasonable for the

first time. Now if a program of agreement is reached within the other body, then a possibility of compromise would be nearing. I feel that we should give them that opportunity to discuss this matter further among themselves and therefore I will oppose the motion for a Committee of Conference at this time and ask for a division.

The SPEAKER: A division has been requested. Is the House ready for the question?

The question before the House is the motion of the gentleman from Pittsfield, Mr. Baxter, that the House ask for a Committee of Conference relative to Bill "An Act Making Supplemental Appropriations for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1962 and June 30, 1963." House Paper 1165, Legislative Document 1606.

All those in favor of a Committee of Conference, please rise and remain standing until the monitors have made and returned their count.

A division of the House was had.

Fifty having voted in the affirmative and eighty-six having voted in the negative, the motion for a Committee of Conference did not prevail.

The SPEAKER: Is there objection to sending this Bill forthwith to the Senate at this time? The Chair hears none. It will be sent to the Senate.

Thereupon, on motion of Mr. Baxter of Pittsfield,

Recessed until the sound of the gong.

After Recess 4:30 P. M.

The House was called to order by the Speaker.

At this point, a message came from the Senate borne by Secretary Winslow of that body, proposing a convention of both branches of the Legislature to be held forthwith in the Hall of the House for the purpose of inviting His Excellency, Governor John H. Reed, to appear before the convention and make such remarks as he may be pleased to make.

On motion of Mr. Baxter of Pittsfield, the House voted to concur in the proposal for a joint convention and the Clerk was instructed to convey the message to the Senate.

House at Ease

Called to order by the Speaker.

The Clerk subsequently reported that he had discharged the duty assigned him.

At this point, the Senate entered the Hall amid the applause of the House, the Members rising, and a Joint Convention was formed.

In Convention

The President of the Senate, Honorable Earle M. Hillman, assumed the Chair and called the Convention to order.

On motion of Mr. Davis of Harrison, it was

ORDERED, that a Committee be appointed to wait upon His Excellency, John H. Reed, Governor of Maine, and inform him that the two branches of the Legislature are in convention assembled in the Hall of the House of Representatives, and extend to him an invitation to attend the Convention and address to the Convention such remarks as he may be pleased to make.

The Chairman appointed as members of such Committee:

Senators:

DAVIS of Cumberland
STANLEY of Penobscot
COUTURE of Androscoggin

Representatives:

BRADON of Perham
SMITH of Falmouth
WELLMAN of Bangor
DAVIS of Calais
DRAKE of Bath
JALBERT of Lewiston
PLANTE
of Old Orchard Beach

Convention at Ease

Called to order by the Chairman.

Mr. Davis subsequently reported that the Committee had discharged the duties assigned it, and that the

Governor would forthwith attend the Convention.

Convention at Ease

Called to order by the Chairman.

Whereupon, His Excellency, Governor John H. Reed and members of the Executive Council, entered the Hall of the House of Representatives amid prolonged applause, the members rising.

The CHAIRMAN: Ladies and Gentlemen of the Convention, His Excellency, the Governor of Maine.

Governor Reed then addressed the Convention as follows:

GOVERNOR REED: Mr. President, Mr. Speaker, and Members of the 100th Maine Legislature:

Earlier this year it was my privilege to present to you a resume of what I hoped we, together, might accomplish during the current biennium and the manner in which it could be properly financed.

The need for expansion and addition of services required for the continued growth and development of the State of Maine has been carefully and thoroughly explored by this Legislature.

Moreover, I am hopeful that when this 100th Legislature completes its deliberations yours will be a record of accomplishment worthy of this distinguished body. Thus far you have indicated partial approval of:

1. Increased operating funds for the University of Maine in the amount of a million and a quarter dollars.
2. Increased funds for the Department of Mental Health and Corrections in the amount of a half million dollars.
3. Increased monies for the Department of Health and Welfare, including a provision for a general medical care program, for the indigent and the medically indigent totalling two and a third million dollars.
4. An employees salary adjustment plan in the amount of \$1,160,000.
5. Increased support to the Department of Education in the amount of \$768,000.
6. Strengthening the Department of Economic Development in the

amount of approximately a half million dollars.

In addition to the supplemental budget of seven and a half million dollars you have also to date given initial favorable approval to approximately seven million dollars in what you felt to be worthwhile miscellaneous legislative documents.

This favorable action indicates to me that you do recognize the many needs which must be dealt with in the interest of our great State of Maine.

A suggestion has been made that the Supplemental Budget should be reduced and that the Governor should make the reductions. Let there be no misunderstanding, it is my firm conviction that the Supplemental Budget represents the absolute minimum that should be accomplished in the coming biennium. In fact the budget as it now stands represents substantial compromises on my part.

In all fairness therefore, the responsibility of any further reduction must be assumed by those who feel a decrease is necessary in these essential services.

I believe the majority of the 100th Legislature recognizes as I do that what we are attempting to accomplish today represents at best a minimum effort and as such we cannot and must not weaken or abandon this effort.

You are now facing the problem of properly financing the results of your deliberations. The Maine Legislature can well be proud of its history of sound financing of state services. As you know, I have spent much time and effort in analyzing ways and means for continuing this sound fiscal policy. My conclusions on this important problem were:

1. That current services and increased costs of such services be financed from current revenues.
2. That expanded and added services be financed from current and new sources of revenue.
3. That, in keeping with sound fiscal policy, unappropriated surplus be used to finance capital improvements.

My original recommendation for properly financing a program of measured advancement was by the addition of one cent to our present sales tax structure. A revision of

revenue estimates indicated that the financing of the proposed program could be accomplished by a one-half cent increase as well as such other new revenues as might be needed for additional services.

I have carefully re-analyzed the entire program to determine whether or not additional services and improvements should be provided rather than decrease my original recommendations. In order to be as helpful to you as possible by not adding to your problems, I decreased my basic recommendation relative to additional sales tax revenue.

It is my recommendation that one-half cent increase in our sales tax and a modest increase in liquor prices is the most equitable means of financing the program. In my opinion, other sources alone will not be adequate.

We have come far down the road toward achievement during the past few months. We should neither hesitate nor falter at this eleventh hour. The record of this Legislature will be written during the next few hours.

I come before you this afternoon to urge the adoption of the Supplemental Budget in the form in which it was initially approved by the joint bodies. I appear here to reaffirm my conviction that the sales tax increase is the most equitable measure to implement this program. I am not here to propose any compromise nor to recommend any alternatives to you.

Now that you have had full opportunity to consider the various amendments which have been proposed, and now that you recognize the important activities of state government which must suffer if we provide less than the amounts recommended to you by the Appropriations Committee, it is my hope that you will adopt this program. It is my judgment that the citizens of the State of Maine deserve no less from us.

The decision, ladies and gentlemen, is yours to make. I trust you will continue your deliberations tonight until you have reached your decision so that after these many weeks of hard work on your part and significant accomplishment that has been the result of this session

thus far, that the session may finally adjourn.

I am confident that you will act tonight in a manner becoming the trust which the people of Maine have placed in you. Thank you very much. (Prolonged Applause, the Convention rising)

At this point, the Governor and the Executive Councillors withdrew, amid applause of the Convention, the audience rising.

The purpose for which the Convention was assembled having been accomplished, the Chairman declared the same dissolved, and the Senate retired to its Chamber.

In the House

The House was called to order by the Speaker.

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

Mr. BAXTER: Mr. Speaker, I move we recess until the sound of the gong.

Thereupon, the House recessed until the sound of the gong.

After Recess

5:15 P. M.

The House was called to order by the Speaker.

The SPEAKER: Is there objection to taking up at this time the matter set forth on Supplement Number 2 which has been placed upon your desks, House Advance Journal, June 14, 1961, 5:15 p.m.? The Chair hears none.

Non-Concurrent Matter Conference Asked

Bill "An Act Making Supplemental Appropriations for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1962 and June 30, 1963" (H. P. 1165) (L. D. 1606) on which the House insisted earlier in the day to its action whereby the Bill was passed to be engrossed as amended by House Amendments "C" and "O" in non-concurrence.

Came from the Senate with that body voting to further insist on its former action whereby the Bill was passed to be engrossed as amended by House Amendments "C", "E"

and "J", and asking for a Committee of Conference, with the following Conferees appointed on its part:

Messrs. DAVIS of Cumberland
STANLEY of Penobscot
MARDEN of Kennebec

In the House:

On motion of Mr. Haughn of Bridgton, the House voted to insist and join in the Committee of Conference.

The Speaker appointed the following Conferees on the part of the House:

Messrs. WESTERFIELD of Liberty
KENNEDY of Milbridge
HARDY of Hope

The SPEAKER: The Chair would state that there is a possibility that we might work for a considerable length of time this evening.

On motion of Mr. Baxter of Pittsfield,

Recessed until 8:15 P.M. this evening.

After Recess 9:00 P. M.

The House was called to order by the Speaker.

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

Mr. BAXTER: Mr. Speaker, I move that that portion of the rules which relates to work of the House after 9:00 p.m. be suspended.

The SPEAKER: The gentleman from Pittsfield, Mr. Baxter, moves that that part of the House Rules which deal with working in the House after 9:00 o'clock be suspended. Is this the pleasure of the House?

The motion prevailed.

On motion of Mr. Baxter of Pittsfield,

Recessed until the sound of the gong.

After Recess 11:40 P. M.

The House was called to order by the Speaker.

The SPEAKER: Is there objection to taking up at this time Supplement Number Three on the House

Advance Journal, dated Wednesday June 14, 1961, time 11:30 p.m.? The Chair hears none, the Clerk will read the supplement.

Conference Committee Report

Report of the Committees of Conference on the disagreeing action of the two branches of the Legislature on Bill "An Act Making Supplemental Appropriations for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1962 and June 30, 1963" (H. P. 1165) (L. D. 1606) reporting that they are unable to agree.

(Signed)

MARDEN of Kennebec
DAVIS of Cumberland
STANLEY of Penobscot

— Committee on part of Senate

WESTERFIELD of Liberty
KENNEDY of Milbridge
HARDY of Hope

— Committee on part of House

Came from the Senate with the Report rejected and that body voting to further insist and asking for another Committee of Conference, with the following Conferees appointed on its part:

Messrs. MARDEN of Kennebec
DAVIS of Cumberland
STANLEY of Penobscot

In the House: On motion of Mr. Baxter of Pittsfield, the House voted to accept the Conference Committee Report.

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

Mr. BAXTER: Mr. Speaker, I move that the House insist and appoint a Committee of Conference.

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

Mr. HAUGHN: Mr. Speaker, I will insist where the Senate insisted upon the same committee that this House go along and request our Speaker to appoint our same committee.

(Conference at rostrum)

The SPEAKER: The House will be in order. The question before the House is the motion of the gentleman from Pittsfield, Mr. Baxter, that the House insist and join in

a Committee of Conference. Is this
the pleasure of the House?

The motion prevailed.

The SPEAKER: The Chair will
appoint the following members to
the Committee of Conference:

Messrs. WESTERFIELD of Liberty

KENNEDY of Milbridge
HARDY of Hope

(Applause)

On motion of Mr. Baxter of Pitts-
field,

Adjourned until ten o'clock to-
morrow morning.