

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

Friday, June 16, 1961

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

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

The journal of yesterday was read and approved.

On motion of Mr. Whitman of Woodstock,

Recessed until the sound of the gong.

After Recess
11:30 A. M.

On motion of Mr. Whitman of Woodstock,

Recessed until 1:30 this afternoon.

After Recess
1:40 P. M.

On motion of Mr. Whitman of Woodstock,

Recessed until the sound of the gong.

After Recess
5:00 P. M.

Called to order by the Speaker.

The following papers from the Senate, appearing on Supplement Number 1, were taken up out of order and under suspension of the rules:

Non-Concurrent Matter

An Act to Create a Law Revision Commission (H. P. 15) (L. D. 34) which was passed to be enacted in the House on June 5 and passed to be engrossed as amended by Senate Amendment "A" on June 1.

Came from the Senate indefinitely postponed in non-concurrence.

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

Non-Concurrent Matter

An Act relating to Travel Allowance for Members of the Legislature (H. P. 53) (L. D. 94) which was passed to be enacted in the House on June 2 and passed to be engrossed on May 2.

Came from the Senate indefinitely postponed in non-concurrence.

In the House:

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

Mr. HAUGHN: Mr. Speaker, I seem to be the axe man or the fall man of the House in regard to defending their position and of course I see what has happened to it, I just saw it go down the drain over there as you all know, but I might say this, I realize that any expenditure you might make now puts you in the position to probably have to bargain. It will be your decision to make. I have fought for this bill for two sessions and this will be the second session I have seen it go down the drain for lack of funds. Now you folks have been working here four weeks for nothing. We gave a partial raise to the state employees, they are receiving approximately 3 cents a mile more than we are. I just bring these facts to you and leave the decision in your hands as to whether or not you want to agree with the — in non-concurrence or you want to insist.

That's all I will say because I certainly fought hard for this bill in behalf of Legislators and I believe at this time I will make the motion in behalf of my fellow legislators here to insist and ask for a committee of conference.

The SPEAKER: The question now before the House is the motion of the gentleman from Bridgton, Mr. Haughn to insist and request a committee of conference.

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

Mr. WHITMAN: Mr. Speaker, in order that I may cease to work for nothing, I move that we recede and concur.

The SPEAKER: The question now before the House is the motion of the gentleman from Woodstock, Mr. Whitman, that the House recede and concur. Is this the pleasure of the House?

Upon request of Mr. Haughn of Bridgton, a division of the House was had.

Sixty-eight having voted in the affirmative and thirty-nine having voted in the negative, the motion did prevail.

Non-Concurrent Matter

An Act relating to Payments by Baxter State Park Authority to Maine Forestry District (H. P. 75) (L. D. 117) which was passed to be enacted in the House on February 2 and passed to be engrossed on January 25.

Came from the Senate indefinitely postponed in non-concurrence.

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

Non-Concurrent Matter

An Act Requiring State and Municipal Consultation on Aid to Dependent Children (H. P. 124) (L. D. 164) which was passed to be enacted in the House on May 31 and passed to be engrossed as amended by Committee Amendment "A" on March 10.

Came from the Senate indefinitely postponed in non-concurrence.

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

Non-Concurrent Matter

Resolve Authorizing the Setting Out of Buoys in Moosehead Lake (H. P. 8) (L. D. 27) which was finally passed in the House on June 6 and passed to be engrossed as amended by House Amendment "A" on June 1.

Came from the Senate indefinitely postponed in non-concurrence.

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

Non-Concurrent Matter

Resolve Providing Funds for Dredging Songo River, Cumberland County (H. P. 68) (L. D. 110) which was finally passed in the House on June 2 and passed to be engrossed as amended by Committee Amendment "A" on May 23.

Came from the Senate indefinitely postponed in non-concurrence.

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

Orders Out of Order

On motion of Mr. Bragdon of Perham, it was

ORDERED, that the Clerk of the House is directed to keep open his

office, in addition to the time provided by law, the days on which the Executive Council assemble at Augusta for regular meetings, and Tuesdays and Fridays during the 45 days preceding the convening of the 101st Legislature;

AND BE IT FURTHER ORDERED, that for performing the additional duties hereinbefore provided for and for services rendered as House Parliamentarian, such duties being beyond the duties required by law and House Rules, the Clerk of the House shall be paid in addition to the salaries provided by law an amount equal to the increase in compensation proposed in L. D. 303. Payment of such additional compensation to be made on payrolls approved by the Speaker of the House or, if that office be vacant, by a member of the Committee on Appropriations and Financial Affairs.

On motion of Mr. Bragdon of Perham, it was

ORDERED, that for performing additional duties on account of the excessive length of the session, the Assistant Clerk of the House shall be paid in addition to the salary provided by law, an amount equal to the increase in compensation proposed in L. D. 303.

Mr. Thaanum of Winthrop presented the following Order and moved its passage:

ORDERED, the Senate concurring, that the Legislative Research Committee be directed to study the feasibility of the elimination of aquatic growth from the lakes and ponds in Maine; and be it further

ORDERED, that the Committee report the results of its study to the 101st Legislature. (H. P. 1191)

The Order received passage and was sent up for concurrence.

On motion of Mr. Wellman of Bangor, it was

ORDERED, that the Speaker of the House and the Floor Leaders and Assistant Floor Leaders of the majority and minority parties be and hereby are authorized to attend the meetings of the National Conference of State Legislative Leaders, during the current biennium, and that they be reimbursed

for their necessary traveling expenses from the legislative appropriation.

Mrs. Vaughn of Peru was granted unanimous consent to address the House.

Mrs. VAUGHN: Mr. Speaker and Members of the House: The Legislature to me has been a very interesting experience. Not only has it been an interesting experience, but I find it includes some very interesting names. My story is entitled "What's in a Name in the Legislature." You will note that some of the names used are from the "other half."

"What's In a Name in The Legislature"

A Knight and a Gallant Prince put on their Parker and went to the Brooks for a Wade. They traveled by way of the Pike to the Littlefield and then by a Lane, which was lined with Wood Planters covered with Morse. On their way there the following cars passed them. A Hillman, Dodge, Maxwell, Lincoln and a Stanley with a lot of Rust. One of these even blew its Haughn. And who was in the Chase of these cars but some Danes and a Walker. The weather was some Fogg and Lowery and would probably be followed by a Storm.

On the return trip they met a few professional people. A Carpenter, a Cooper, a Brewer and a Baker. As they feared Burns from the Cole, which would leave them Albair they went to the Walls of the Young Baker. She served them Ham and Brown Drake, Good Beanes and, I believe, Pease and for dessert some Hardy Berrys. They did a Waltz which caused them to Swett so they lay down to take a Knapp. There is no Moore, I am Dunn. The Lord is my Shepard. (Applause)

On motion of Mr. Whitman of Woodstock,

Recessed until 7:30 this evening.

After Recess 7:30 P. M.

The House was called to order by the Speaker.

The following papers from the Senate, appearing on Supplements Numbers 2 and 3, were taken up out of order and under suspension of the rules:

Non-Concurrent Matter

An Act Providing for Review of Aid to Dependent Children by Department of Health and Welfare (S. P. 82) (L. D. 182) which was passed to be enacted in the House on June 1 and passed to be engrossed as amended by Committee Amendment "A" on March 15.

Came from the Senate indefinitely postponed in non-concurrence.

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

Non-Concurrent Matter

An Act Providing State Aid to Towns for Care of Poor Persons (H. P. 143) (L. D. 206) which was passed to be enacted in the House on May 31 and passed to be engrossed as amended by Senate Amendment "A" on April 26.

Came from the Senate indefinitely postponed in non-concurrence.

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

Non-Concurrent Matter

An Act Providing for a Review of Laws of Forestry Department (H. P. 143) (L. D. 206) which was passed to be enacted in the House on May 25 and passed to be engrossed as amended by Committee Amendment "A" on March 7.

Came from the Senate indefinitely postponed in non-concurrence.

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

Non-Concurrent Matter

An Act relating to the Harbor Project in the Town of Wells (H. P. 221) (L. D. 336) which was passed to be enacted in the House on June 9 and passed to be engrossed on March 14.

Came from the Senate indefinitely postponed in non-concurrence.

In the House:

The SPEAKER: The Chair recognizes the gentlewoman from Lebanon, Mrs. Hanson.

Mrs. HANSON: I'm not going to prolong this legislative session with useless, parliamentary procedure; however, I would like to say a few words before this bill is finally lost. We have been urged all winter to appropriate funds for highways because we must match federal funds. We have been asked to appropriate large extra sums for education, for TV and other projects, because we must have matching federal funds. Here is your request for \$100,000 to get nearly \$400,000 of more business to fill the coffers of this state, yet it has gone down the drain. To me and some others, this seems peculiar reasoning and to quote an old saying, 'penny-wise and pound-foolish.'

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

Mr. JALBERT: I agree with the gentlewoman from Lebanon, Mrs. Hanson on the measure. I disagree that one should not prolong any longer, one should not prolong any longer wherein it concerns a measure that has no importance. This bill was heard, as a matter of fact it was one of the most interesting hearings I've attended on the Appropriations Committee. It would involve bringing in new business being the tourist trade and commercial trade in the Town of Wells; as a matter of fact I know that the Appropriations Committee realized that the bill had an emergency measure on it; consequently it was reported out of committee immediately that a day or two at the outside unanimous ought not to pass in view of the emergency preamble on it. It would involve also some \$400,000 in federal funds, and I would not make the motion, it's not my measure, I supported it on the committee; but I certainly would like to support a motion if the lady would make one to insist.

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

Mr. RUST: I move the House insist and request a committee of conference.

The SPEAKER: The question now before the House is the motion of the gentleman from York, Mr. Rust, that the House insist and request a committee of conference.

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

Mr. WHITMAN: I very reluctantly move that the House recede and concur.

The SPEAKER: The question now before the House is the motion of the gentleman from Woodstock, Mr. Whitman, that the House recede and concur.

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

Mr. RUST: Mr. Speaker, I request a division on that motion.

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 the House recede and concur. A division has been requested.

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

Mr. BRAGDON: Mr. Speaker and Members of the House: I came in slightly late and did not hear all of the debate on this bill, however as this bill came before the Appropriations Committee, I looked upon it as one—perhaps I was going to say one of the most meritorious that we heard inasmuch as there was considerable federal money involved. However, since the situation we seem now to be in that we have not provided money to take care of it, I fear that I have got to concur with the sentiments of the gentleman from Woodstock, Mr. Whitman. I realize this is extremely unfortunate that I have to take this position.

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

Mr. RUST: I would just like to point out to the ladies and gentlemen of the House that even though this measure presently calls for a \$100,000 price tag, it is very likely that when the thing actually comes down to what will be spent, it will be substantially less than this. Because in the case of the Town of York, we were originally required to put up \$68,000 on the basis of a four hundred odd thousand dollar dredging project. When the bids were put out, the dredging project went for \$185,000 and instead of spending \$68,000 we only had to

spend less than \$28,000, and I'm sure that this will be very much the same in this case, and I would appreciate a committee of conference.

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

Mr. JALBERT: I'm rather confused when I hear remarks that were made I believe by the gentleman from Perham, Mr. Bragdon, as to the fact that we did not provide the money for it. I mean I thought that we provided the money, we the members of the Legislature in both branches. So consequently, we will either provide the money or we will not provide the money, and I hope we do.

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

Mr. BRAGDON: Mr. Speaker, in explanation if I did not make myself clear, in properly using the word we, I was generally referring to the 100th session of the Legislature, the money has not been provided.

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 the House recede and concur with the Senate on An Act relating to the Harbor Project in the Town of Wells, House Paper 221, Legislative Document 336. A division has been requested.

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

A division of the House was had.

Forty having voted in the affirmative and forty-four having voted in the negative, the motion to recede and concur did not prevail.

Thereupon, the House voted to insist and request a committee of conference with the following conferees appointed on its part:

Mr. RUST of York
Mrs. HANSON of Lebanon
Mr. BERNARD of Sanford

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

Non-Concurrent Matter

An Act Amending the Christmas Tree Law (H. P. 265) (L. D. 379) which was passed to be enacted in the House on June 6 and passed to be engrossed as amended by House Amendment "A" and Senate Amendment "A" on March 10.

Came from the Senate indefinitely postponed in non-concurrence.

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

Non-Concurrent Matter

Resolve Providing Funds for Urban Planning (S. P. 101) (L. D. 246) which was finally passed in the House on June 9 and passed to be engrossed on April 28.

Came from the Senate indefinitely postponed in non-concurrence.

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

Non-Concurrent Matter

Resolve Authorizing Completion and Printing of a Digest of the Opinions of the Law Court (H. P. 184) (L. D. 280) which was finally passed in the House on June 5 and passed to be engrossed as amended by Committee Amendment "A" and Senate Amendment "A" on June 1.

Came from the Senate indefinitely postponed in non-concurrence.

In the House:

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

Mr. SMITH: I can't let this particular item go by without pointing out that this should be a perfectly routine expense in the Department of the Attorney General in the amount of \$3,000 for keeping up to date the printing of the opinions of the law court, and I would move that the House insist.

The SPEAKER: The question now before the House is the motion of the gentleman from Bar Harbor, Mr. Smith, that the House insist.

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

Mr. BAXTER: I move that the House recede and concur.

Thereupon, on a viva voce vote the House voted to recede and concur with the Senate.

Non-Concurrent Matter

An Act Providing Expanded Community Mental Health Services (S. P. 191) (L. D. 524) which was passed to be enacted in the House on June 9 and passed to be engrossed as amended by Committee Amendment "B" on May 24.

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

In the House:

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

Mr. BRAGDON: Mr. Speaker, I move that we concur with the Senate in the adoption of Senate Amendment "A."

The SPEAKER: The question now before the House is the motion of the gentleman from Perham, Mr. Bragdon, that the House recede and concur.

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

Mr. JONES: Mr. Speaker and Members of the House: I think this bill has had careful consideration in the past, it came out of committee in error reduced by fifty percent by committee amendment, which was subsequently corrected and the amount of the bill was reinstated in the full \$100,000 which the department felt was necessary to continue the work of the areas and branches that had been in existence and also to provide funds for the new areas that proposed to go into the Community Health Service. Franklin County is one of them and every town in our county this spring at the town meetings voted and raised money to participate under this program. And I move for the indefinite postponement of Senate Amendment "A."

The SPEAKER: When matters are in non-concurrence, the motions are to recede, concur, insist, and adhere.

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

Mr. BRAGDON: Mr. Speaker and Members of the House: I am fully in accord with the gentleman who has just spoken, because on several occasions in the committee I went to bat for this bill to get it up to the \$100,000 a year which it

originally appeared; and I feel as badly as he does or as any member of this House that it appeared necessary to cut it down to \$75,000 a year. I feel that perhaps we can look upon it as a fairly good accomplishment, that it didn't go lower than the seventy-five thousand; and I hope that the motion to concur will prevail.

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

Mr. JONES: Mr. Speaker and Ladies and Gentlemen of the House: I was out of order in my previous motion and I now move that we insist. May I approach the rostrum?

The SPEAKER: The Chair will inform the gentleman that the motion before the House now and the prevailing motion is to recede and concur. If that motion does not prevail, then the motion of the gentleman from Farmington, Mr. Jones, to insist would be in order and will be put.

Mr. JONES: Thank you. Mr. Speaker and Ladies and Gentlemen of the House: I hope that you will not support the motion now before you.

The SPEAKER: The Chair recognizes the gentlewoman from Falmouth, Mrs. Smith.

Mrs. SMITH: Mr. Speaker and Members of the House: Perhaps the House would like to know on this bill before they vote, that this new program instigated two years ago and it had at that time fifty thousand on it and by upping it to seventy-five you have increased it by fifty percent.

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

Mr. BAXTER: Mr. Speaker and Members of the House: I would point out to the members that in case of bills that have been amended for enactment, that a disagreeing action in a conference committee could conceivably kill the entire bill.

The SPEAKER: The Chair recognizes the gentleman from Milbridge, Mr. Kennedy.

Mr. KENNEDY: Mr. Speaker and Ladies and Gentlemen of the House: We are all sympathetic with these bills, I am sure that none

of us would disagree. However, as you know, you had a conference committee a few days ago that agreed to cut this back to \$1,000,000 for these legislative documents. Now, we have got to more or less go along with these amended bills to fill in — or rather to meet the million. We haven't any more money and I think they have done a tremendous job on this to only cut it back fifty percent. We must face facts here in these last hours of the legislature and know we only have so much money to deal with, and I am in hearty support of the motion to recede and concur.

The SPEAKER: Is the House ready for the question? The question before the House is the motion of the gentleman from Perham, Mr. Bragdon, that the House recede and concur. All those in favor of receding and concurring, please say aye; those opposed, no.

A viva voce vote being taken, the motion to recede and concur prevailed.

Thereupon, the Bill was sent forthwith to the Senate.

Non-Concurrent Matter

An Act Providing for Municipal Court Conferences (H. P. 321) (L. D. 473) which was passed to be enacted in the House on June 5 and passed to be engrossed as amended by Senate Amendment "A" on June 1.

Came from the Senate indefinitely postponed in non-concurrence.

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

Non-Concurrent Matter

An Act relating to Apportionment to Municipalities of Tax on Telephone and Telegraph Companies (H. P. 358) (L. D. 510) which was passed to be enacted in the House on June 1 and passed to be engrossed as amended by Committee Amendment "A" and House Amendment "A" on May 10.

Came from the Senate indefinitely postponed in non-concurrence.

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

Non-Concurrent Matter

An Act relating to Disability Benefits under Maine State Retirement System (S. P. 203) (L. D. 536) which was passed to be enacted in the House on May 25 and passed to be engrossed as amended by Committee Amendment "A" on April 12.

Came from the Senate indefinitely postponed in non-concurrence.

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

Non-Concurrent Matter

An Act relating to State Retirement Benefits for Teachers (S. P. 204) (L. D. 537) which was passed to be enacted in the House on June 2 and passed to be engrossed as amended by Senate Amendment "B" on May 23.

Came from the Senate indefinitely postponed in non-concurrence.

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

Non-Concurrent Matter

An Act relating to Amount of State Retirement Benefits for Teachers (S. P. 205) (L. D. 538) which was passed to be enacted in the House on June 9 and passed to be engrossed as amended by Senate Amendment "B" on May 23.

Came from the Senate with Senate Amendment "B" indefinitely postponed and the Bill passed to be engrossed as amended by Senate Amendment "C" in non-concurrence.

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

Thereupon, the Bill was sent forthwith to the Senate.

Non-Concurrent Matter

An Act Exempting Proceeds of Pension and Profit Sharing Plans from Inheritance Tax Law (H. P. 423) (L. D. 598) which was passed to be enacted in the House on June 2 and passed to be engrossed as amended by House Amendment "A" on May 18.

Came from the Senate indefinitely postponed in non-concurrence.

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

Non-Concurrent Matter

An Act to Create the Bureau of Maine Archives (H. P. 539) (L. D. 737) which was passed to be enacted in the House on June 6 and passed to be engrossed as amended by House Amendment "A" on June 1.

Came from the Senate indefinitely postponed in non-concurrence.

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

Non-Concurrent Matter

An Act to Authorize the Construction of a Causeway Connecting Cousins Island with Littlejohns Island, and a Bridge and Causeway Connecting Littlejohns with Chebeague Island (H. P. 591) (L. D. 812) which was passed to be enacted in the House on May 9 and passed to be engrossed on April 14.

Came from the Senate indefinitely postponed in non-concurrence.

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

Non-Concurrent Matter

An Act Providing for a Review of Laws of Department of Mental Health and Corrections (S. P. 220) (L. D. 625) which was passed to be enacted in the House on May 25 and passed to be engrossed as amended by Committee Amendment "A" on April 28.

Came from the Senate indefinitely postponed in non-concurrence.

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

Non-Concurrent Matter

Resolve Providing for Emergency Renovation of Existing Facilities at the Maine State Prison (S. P. 249) (L. D. 766) which was finally passed in the House on June 9 and passed to be engrossed as amended by Committee Amendment "A" on March 17.

Came from the Senate indefinitely postponed in non-concurrence.

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

Non-Concurrent Matter

Resolve Appropriating Funds to Public Utilities Commission for Water Resources Investigation (H. P. 379) (L. D. 554) which was finally passed in the House on June 6 and passed to be engrossed as amended by House Amendment "A" on June 1.

Came from the Senate indefinitely postponed in non-concurrence.

In the House:

The SPEAKER: Is it the pleasure of the House to recede and concur?

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

Mr. PIKE: Mr. Speaker and Members of the House: I don't wish to hold up the proceedings unduly, but I would like to call to your attention that this is one of these extremely important little things that may have a great effect on the future of this state. In the judgment of the Public Utilities Commission, this bill was put in two or three times and it always died the last minute.

We are gradually waking up to the fact that our water supplies in this state while adequate in quantity lack something in quality. And you will notice during our proceedings during the spring we have given various communities and watersheds from five to fifteen years to clean them up. It still remains to be seen whether they will clean these things up on time. In the meantime industries would like to come into the state, or have shown some interest in the state, and would like to know what the water conditions are. Now it happens that our Water Improvement Commission, its duties — its charter is confined to that in the running streams and the rivers.

A very important part, however, of our water resources are in the so-called ground water and in the water that is soaked in under the surface; and that's where probably our biggest supply of pure water is. We know where some of it is, particularly the last few weeks when we got, let us say, copious precipitation, but for dependability we're really kind of puzzled.

Now I'm not going to make any motion here, but I would call to your attention that this is the thing

that calls, as I remember it, for about thirty-five or six thousand dollars a biennium to be matched not only by equal funds from the United States Geological Survey but matched and more than matched by the service of a crew which has handled the same water problem in the western states where water is scarce. I'm not going to move that we recede and concur, I'm not going to object to it, but this is one of those important things that look so little in the money thing, that I just hate to see it go down the drain where it is inevitably going.

The SPEAKER: Is it the pleasure of the House to recede and concur?

The motion prevailed.

Non-Concurrent Matter

Resolve in favor of School Administrative District No. 14, Danforth-Weston, for School Construction Aid (H. P. 573) (L. D. 793) which was finally passed in the House on June 1 and passed to be engrossed as amended by Committee Amendment "A" on May 4.

Came from the Senate indefinitely postponed in non-concurrence.

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

Non-Concurrent Matter

Resolve Reimbursing Bay Ferry Corporation for Loss of Its Business (H. P. 579) (L. D. 799) which was finally passed in the House on June 1 and passed to be engrossed as amended by Committee Amendment "A" on May 11.

Came from the Senate indefinitely postponed in non-concurrence.

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

Non-Concurrent Matter

Resolve Reimbursing Town of Exeter for Aid Extended to Mrs. Virginia Smith (H. P. 580) (L. D. 800) which was finally passed in the House on May 24 and passed to be engrossed on March 7.

Came from the Senate indefinitely postponed in non-concurrence.

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

On motion of Mr. Baxter of Pittsfield,

Recessed until the sound of the gong.

After Recess

8:45 P. M.

The House was called to order by the Speaker.

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

Mr. WHITMAN: Now that the hour of 8:45 has arrived, I move that that part of the rule which prohibits the conducting of business after the hour of nine o'clock be suspended.

The SPEAKER: The gentleman from Woodstock, Mr. Whitman has moved that now since the hour of 8:45 has arrived, that the House suspend the rules which prohibits the transaction of business after 9:00 P. M. Is it the pleasure of the House that the rules be suspended for that purpose?

The motion prevailed.

The SPEAKER: Pursuant to Legislative Document 997 which you do not have before you, but which however was enacted this evening in the Senate, An Act Creating a Committee to Plan for an Institution Serving as a Reception and Treatment Center, the Speaker appoints on the part of the House the following members of that committee:

Messrs. THORNTON of Belfast
SMITH of Bar Harbor
KELLAM of Portland

The following papers from the Senate, appearing on Supplement Number 4, were taken up out of order and under suspension of the rules:

Non-Concurrent Matter

An Act relating to Disability Retirement Allowance under State Retirement System (H. P. 701) (L. D. 979) which was passed to be enacted in the House on June 1 and passed to be engrossed on April 4.

Came from the Senate indefinitely postponed in non-concurrence.

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

Non-Concurrent Matter

An Act to Revise the Civil Defense and Public Safety Council Law (H. P. 811) (L. D. 1126) which was passed to be enacted in the House on June 2 and passed to be engrossed as amended by Committee Amendment "A" as amended by Senate Amendment "A" there-to on May 18.

Came from the Senate indefinitely postponed in non-concurrence.

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

Non-Concurrent Matter

An Act Increasing Number of Justices of the Superior Court (H. P. 840) (L. D. 1155) which was passed to be enacted in the House on June 6 and passed to be engrossed on March 28.

Came from the Senate indefinitely postponed in non-concurrence.

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

Non-Concurrent Matter

An Act Exempting Certain Aircraft from Sales Tax (H. P. 850) (L. D. 1164) which was passed to be enacted in the House on June 8 and passed to be engrossed as amended by House Amendment "A" on June 6.

Came from the Senate indefinitely postponed in non-concurrence.

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

Non-Concurrent Matter

An Act relating to the Control of Sources of Ionizing Radiation (H. P. 925) (L. D. 1273) which was passed to be enacted in the House on June 1 and passed to be engrossed on March 17.

Came from the Senate indefinitely postponed in non-concurrence.

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

Non-Concurrent Matter

An Act relating to Preservation of Essential Records Against Destruction in Event of a Disaster (H. P. 989) (L. D. 1376) which was passed to be enacted in the House on June 1 and passed to be en-

grossed as amended by Committee Amendment "A" on May 5.

Came from the Senate indefinitely postponed in non-concurrence.

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

Non-Concurrent Matter

An Act Exempting Certain Non-profit and Charitable Institutions from Sales and Use Tax Law (H. P. 1060) (L. D. 1360) which was passed to be enacted in the House on June 1 and passed to be engrossed on February 15.

Came from the Senate indefinitely postponed in non-concurrence.

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

Non-Concurrent Matter

Resolve Appropriating Moneys to match Federal Funds Provided under Title VIII of the National Defense Education Act (S. P. 270) (L. D. 871) which was finally passed in the House on June 1 and passed to be engrossed as amended by Committee Amendment "A" on May 9.

Came from the Senate indefinitely postponed in non-concurrence.

In the House: Report was read.

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

Mr. ESTEY: Mr. Speaker, For six years or more this state has used federal moneys to match federal moneys in the area of vocational education at the secondary level. We have turned down several other vocational training programs in this state this year, and I just wanted to go on record as being extremely reluctant to have to accept the motion at this time to recede and concur.

Thereupon, the House voted to recede and concur with the Senate.

Non-Concurrent Matter

Resolve Providing Funds for a Referral Center at Farmington State Teachers' College for Assistance to Teachers (S. P. 274) (L. D. 875) which was finally passed in the House on June 6 and passed to be engrossed as amended by Committee Amendment "A" as amended

by House Amendment "A" thereto on June 1.

Came from the Senate indefinitely postponed in non-concurrence.

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

Non-Concurrent Matter

Resolve Appropriating Money for In-School Educational Telecasting (S. P. 275) (L. D. 876) which was finally passed in the House on June 13 and passed to be engrossed on June 12.

Came from the Senate indefinitely postponed in non-concurrence.

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

Non-Concurrent Matter

Resolve Appropriating Funds for Publication of Civil War History in Maine (H. P. 569) (L. D. 819) which was finally passed in the House on May 25 and passed to be engrossed as amended by House Amendment "A" on May 11.

Came from the Senate indefinitely postponed in non-concurrence.

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

Non-Concurrent Matter

Resolve Appropriating Funds for Capital Improvements at East Corinth Academy (H. P. 648) (L. D. 926) which was finally passed in the House on June 9 and passed to be engrossed as amended by House Amendment "A" on May 9.

Came from the Senate indefinitely postponed in non-concurrence.

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

Non-Concurrent Matter

Resolve for Development of Revenue-Producing Park Facilities on Mt. Battie (H. P. 727) (L. D. 1015) which was finally passed in the House on June 9 and passed to be engrossed as amended by Committee Amendment "A" on June 8.

Came from the Senate indefinitely postponed in non-concurrence.

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

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

Mr. WELLMAN: Mr. Speaker, I would inquire if House Paper 423, Legislative Document 598 is still in possession of the Clerk?

The SPEAKER: The Chair would inform the gentleman from Bangor, Mr. Wellman, that L. D. 598, An Act Exempting Proceeds of Pensions and Profit Sharing Plan from Inheritance Tax Law is still in the possession of the House.

Mr. WELLMAN: Mr. Speaker, I would now like to move that we reconsider our action whereby we indefinitely postponed this earlier in the evening and I would like to speak to the motion.

The SPEAKER: The gentleman from Bangor, Mr. Wellman, moves that the House reconsider its action whereby it receded and concurred. The gentleman may continue.

Mr. WELLMAN: Mr. Speaker, Ladies and Gentlemen of the House: This bill was introduced by me in an attempt to equate a rather new method of passing on some monies to a widow or children and to remove it from being taxed under the state inheritance tax law.

Now at the present time life insurance proceeds that are passed on to the widow or the children are exempt from the state inheritance tax law. Now these plans, these pension and profit sharing plans are established usually by an employer in agreement with the employee under which certain sums are set aside for the employee either by the company alone or in conjunction with the employee. Upon the death of the employee and if these sums have not been used by him during his lifetime as part of his pension, and if these sums are then passed on to his widow or children just as life insurance would be passed on to the widow and children, it is taxed. This is to remove these types of savings from the tax just as the life insurance. Now we have on the bill a memorandum from the tax department saying that there is an expected loss of revenue for the next biennium of \$1,000 each year. I have talked to the state tax assessor and he says these plans are relatively new in

the state and that he is making an estimate of what may possibly be lost.

I feel that just as we now exempt the life insurance from the inheritance tax that it would only be fair to exempt this method of passing on savings and earnings to the widow and children, and I believe I have made my motion already.

The SPEAKER: The question before the House is the motion of the gentleman from Bangor, Mr. Wellman, that the House reconsider its action on L. D. 598 whereby it receded and concurred.

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

Mr. BAXTER: Mr. Speaker, this was a Taxation Committee bill and it did receive a unanimous report as did many of the bills which are dying here tonight. Unfortunately we have a jigsaw puzzle which all the pieces seem to be pretty much in place now and if one is removed out of the middle or attempted to be inserted in the middle, it decidedly changes the shape of the picture and makes the picture more difficult to put back together. For this reason, I hope that the motion does not prevail.

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

Mr. JONES: Mr. Speaker, I rise in support of the motion of my colleague Mr. Wellman, from Bangor. The total amount of money involved in this to date is thoroughly speaking \$2,000 a biennium, which will neither break nor make this last ditch stand here on what's being cut. It does have merit and a lot of motive and I hope you will go along with his motion.

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

Mr. SMITH: I wish to endorse the views of Mr. Wellman and request a division.

The SPEAKER: A division has been requested.

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

Mr. ESTEY: I would like to ask a question through the Chair from a member of the Taxation Committee or Mr. Wellman, what is the exemption now under the inheritance tax law, is it \$15,000?

The SPEAKER: The gentleman from Portland, Mr. Estey, has asked a question through the Chair of anyone from the Taxation Committee or from the gentleman from Bangor, Mr. Wellman, if they choose to answer.

Mr. WELLMAN: I'm sorry, I don't know that dollar amount.

The SPEAKER: The question was what is the exemption on inheritance tax now.

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

Mr. MINSKY: I believe the exemption for a husband or wife currently as justified by the 99th Legislature is \$15,000 and for children or parents or anyone else in direct lineal descent \$10,000, the tax that would be on that is two percent.

The SPEAKER: Is the House ready for the question? The question before the House is the motion of the gentleman from Bangor, Mr. Wellman, that the House reconsider its action whereby earlier in the day it receded and concurred. A division has been requested.

All those in favor of the motion to reconsider, 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 fifty-seven having voted in the negative, the motion did not prevail.

House At Ease

The SPEAKER: The House will be in order. The Speaker has been notified that in reference to L. D. 1164, An Act Exempting Certain Aircraft from Sales Tax, that this legislative document be returned to the Senate. Therefore, is it the pleasure of the House to reconsider the action of today whereby it receded and concurred?

The motion prevailed.

The SPEAKER: Is there objection to returning this bill forthwith to the Senate? The Chair hears none, it will be sent to the Senate.

On motion of Mr. Whitman of Woodstock,

Recessed until the sound of the gong.

After Recess
10:15 P.M.

The House was called to order by the Speaker.

The following papers from the Senate, appearing on Supplement Number 5, were taken up out of order and under suspension of the rules:

Non-Concurrent Matter

Resolve Appropriating Money for the Establishment of a School of Practical Nursing in Portland or Vicinity (S. P. 530) (L. D. 1564) which was finally passed in the House on June 2 and passed to be engrossed on May 3.

Came from the Senate indefinitely postponed in non-concurrence.

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

Non-Concurrent Matter

An Act relating to Definition of Public School under Maine State Retirement System (H. P. 1117) (L. D. 1539) which was passed to be enacted in the House on June 1 and passed to be engrossed as amended by House Amendment "A" on April 14.

Came from the Senate indefinitely postponed in non-concurrence.

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

Non-Concurrent Matter

Resolve Providing for Publication of Maine's Water Recreational Facilities (H. P. 1118) (L. D. 1540) which was finally passed in the House on May 25 and passed to be engrossed on April 14.

Came from the Senate indefinitely postponed in non-concurrence.

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

Non-Concurrent Matter

Resolve Authorizing Bureau of Public Improvements to Study Desirability of a Dam Across Taunton River (H. P. 1158) (L. D. 1598) which was finally passed in the House on June 2 and passed to be engrossed on May 12.

Came from the Senate indefinitely postponed in non-concurrence.

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

On motion of Mr. Whitman of Woodstock,

Recessed until the sound of the gong.

After Recess
11:30 P. M.

The House was called to order by the Speaker.

The following papers from the Senate, appearing on Supplement Number 6, were taken up out of order and under suspension of the rules:

Non-Concurrent Matter

An Act to Amend the Workmen's Compensation Act (S. P. 173) (L. D. 419) which was passed to be enacted in the House on June 1 and passed to be engrossed as amended by Committee Amendment "A," and House Amendment "A" on April 5.

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

In the House:

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

Mr. ESTEY: Mr. Speaker, I would move that the House recede and concur and I would like to explain the amendment very briefly.

The SPEAKER: The gentleman from Portland, Mr. Estey, moves that the House recede and concur, the gentleman may proceed with the explanation of the amendment.

Mr. ESTEY: This amendment was introduced in the Senate to delete that section of the bill which requires an additional clerk or clerks to assist the commission in the handling of workmen's compensation cases. In cutting up the available money to finance the L. D.'s, it was apparent that we could not pass it with this in it, so there where other good parts of the bill which the commission needs, therefore it was amended to take out the clerks and to leave the rest of the bill intact to assist the commission, and I move to recede and concur with the Senate.

Thereupon, the House voted to recede and concur with the Senate, and without objection, the bill was sent forthwith to the Senate.

Non-Concurrent Matter

An Act Redefining the Financial Responsibility of Children and Certain Relatives in Public Assistance (H. P. 1179) (L. D. 1625) which was passed to be enacted in the House on June 12 and passed to be engrossed as amended by House Amendment "B" as amended by Senate "B" thereto, and Senate Amendment "A," on June 9.

Came from the Senate with Senate Amendment "B" to House Amendment "B" indefinitely postponed, and the Bill passed to be engrossed as amended by House Amendment "B" as amended by Senate Amendment "C" thereto, and Senate Amendment "A," in non-concurrence.

In the House: The House voted to recede and concur with the Senate, and without objection the Bill was sent forthwith to the Senate.

Non-Concurrent Matter

An Act Creating an Administrative Code for State of Maine (S. P. 396) (L. D. 1343) which was passed to be enacted in the House on June 2 and passed to be engrossed as amended by Committee Amendment "A" and Senate Amendment "A" on May 24.

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

In the House: The House voted to recede and concur with the Senate, and without objection the Bill was sent forthwith to the Senate.

On motion of Mr. Whitman of Woodstock,

Recessed to the sound of the gong.

After Recess 12:05 P. M.

The House was called to order by the Speaker.

The following papers from the Senate, appearing on Supplement Number 7, were taken up out of

order and under suspension of the rules:

Non-Concurrent Matter

Bill "An Act Providing for Construction of an Educational Television Network for the State of Maine" (H. P. 224) (L. D. 435) on which the House accepted the Conference Report and passed the Bill to be engrossed as amended by Conference Committee Amendment "A" in non-concurrence on June 15.

Came from the Senate with the Conference Report rejected and that body voting to insist on its former action whereby the Bill was passed to be engrossed as amended by Committee Amendment "A" in non-concurrence, and asking for another Committee of Conference with the following conferees appointed on its part:

Messrs. DAVIS of Cumberland
NOYES of Franklin
MAYO of Sagadahoc

In the House: On motion of Mr. Schulten of Woolwich, the House voted to insist and join in the Committee of Conference.

The Chair appointed the following conferees on the part of the House:

Messrs. BERRY of Cape Elizabeth
KENNEDY of Milbridge
WELLMAN of Bangor

Without objection, the Bill was sent forthwith to the Senate.

Non-Concurrent Matter

An Act to Create a School Administrative District in the Town of Orrington (H. P. 468) (L. D. 668) which was passed to be enacted in the House on June 15 and passed to be engrossed as amended by House Amendment "A" on June 12.

Came from the Senate indefinitely postponed in non-concurrence.

In the House:

The SPEAKER: The Chair recognizes the gentlewoman from Orrington, Mrs. Baker.

Mrs. BAKER: In reference to this L. D. 668, I move that the House insist and ask for a committee of conference.

The SPEAKER: The question before the House is the motion of the gentlewoman from Orrington, Mrs. Baker that the House insist and ask for a committee of conference.

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

Mr. ESTEY: Mr. Speaker and Ladies and Gentlemen: I rise only to recall to your attention the committee report on this bill which was nine to one, ought not to pass. It has been before us three or four times before, and the passage of 452 provided the relief for this situation for at least the next two year. I would now move that we recede and concur.

The SPEAKER: The question now before the House is the motion of the gentleman from Portland, Mr. Estey, that the House recede and concur.

Mrs. Baker of Orrington then requested a division on the motion to recede and concur.

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

A division of the House was had.

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

Thereupon, the House voted to insist and ask for a committee of conference with the following conferees appointed on its part:

Messrs. HICHBORN of Medford

DURGIN of Raymond

Mrs. BAKER of Orrington

Without objection, the Bill was sent forthwith to the Senate.

Passed to Be Enacted

An Act Providing Expanded Community Mental Health Services (S. P. 191) (L. D. 524)

An Act relating to Amount of State Retirement Benefits for Teachers (S. P. 205) (L. D. 538)

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

On motion of Mr. Whitman of Woodstock,

Recessed until the sound of the gong.

After Recess

1:00 A. M.

The House was called to order by the Speaker.

On motion of Mr. Baxter of Pittsfield,

Adjourned until ten o'clock tomorrow morning.