

# MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

*One-Hundredth Legislature*

OF THE

STATE OF MAINE

1961

DAILY KENNEBEC JOURNAL  
AUGUSTA, MAINE

## SENATE

Thursday, February 9, 1961

Senate called to order by the President.

Prayer by Rev. Alice T. Hart of Hallowell.

On motion by Mr. Edgar of Hancock

Journal of yesterday read and approved.

On motion by Mr. Noyes of Franklin, out of order and under suspension of the rules,

ORDERED, the House concurring, that when the Senate and House adjourn, they adjourn to meet on Tuesday, February 14th, at ten o'clock in the morning.

(S. P. 457)

Which was read and passed.  
Sent down for concurrence.

The PRESIDENT: Now comes a signal honor as we welcome one of Maine's more glamorous and beautiful products in promotion of one of our strongest economic assets. I refer to Maine's Potato Blossom Queen, who comes here to call attention to the Sixth Annual Maine Potato Week. Miss Carol Ivey, crowned queen last July at Fort Fairfield's annual Potato Blossom Festival, is a student at our University of Maine, and we are not only pleased, but extremely fortunate to have the good luck to welcome her to the Senate Chamber. Let us honor Miss Carol Ivey, Maine Potato Blossom Queen.

The Chair will ask the Senator from Aroostook County, Senator Edmunds to escort Miss Ivey to the rostrum.

Thereupon, Miss Carol Ivey was escorted to the rostrum by the Senator from Aroostook, Senator Edmunds amid the applause of the Senate, the members rising. Miss Ivey addressed the Senate as follows:

Miss CAROL IVEY: Mr. President, ladies and gentlemen of the Senate: Thank you very much for giving me the opportunity to be presented here today. If you do not mind, I would like to dispense with formalities and be the daughter of an Aroostook County potato farmer today and say, "Shucks, I sure am glad I am here." But, seriously, I am deeply honored in

holding this position which I do in representing Maine's great potato industry. I find it to be a thrilling and an educational experience, especially this last week of Maine Potato Week which began February 2nd, with several appearances in Bangor and Augusta, and then coming here today. Tonight I am leaving for Quebec City and next month I will be going out of state to Providence, Springfield, Hartford and Boston.

Now, in keeping with the occasion and since I know you must be tired of speeches all day long, I would like to present you, Mr. President, with a pie — and don't any of you dare ask what kind of pie. Mr. President, would you accept this potato pie with the compliments of the Maine Potato Industry?

The PRESIDENT: I am sure they would like it. We have a little note here that this Maine Potato Pie was supplied by Representative Marguerite Smith of Falmouth from a prize winning recipe. Maine Potato Week is co-sponsored by the Maine Potato Commission, the Maine Department of Agriculture and all growers and handlers of this most important product, and this recipe is a part of the observance now going on — February 2-11, ten days devoted to the Maine potato. I understand that this is really quite a pie. Am I right, Miss Ivey?

Miss IVEY: It certainly is.

At this point, Miss Carol Ivey, Maine Potato Blossom Queen was escorted from the Senate Chambers by the Senator from Aroostook, Senator Edmunds.

The PRESIDENT: The Senator from Penobscot, Senator Stanley is temporarily a bachelor so I am going to give the pie to him and will ask the pages to present it to Senator Stanley of Penobscot.

Mr. STANLEY of Penobscot: Mr. President, I would be very glad to share the pie with any member of the Senate, or any guests. I would like to congratulate Aroostook County for their fine selection of a Maine Potato Blossom Queen. I think she did an excellent job and will certainly present to the nation the type of people that we are in the State of Maine.

Mr. EDMUNDS of Aroostook: Mr. President, I might say, speaking for Senator Christie, Senator Cyr and myself, that we have always been proud to be from Aroostook but today we are doubly proud.

The PRESIDENT: Thank you, Senators.

#### Papers from the House

A letter from Governor John H. Reed to Honorable Vinal G. Good, Speaker of the House of Representatives, with accompanying paper concerning commemoration of the adoption of a series of resolutions by the General Assembly of Virginia, calling for a Peace Convention of all the States to meet in Washington, D. C. on February 4, 1961 (H. P. 919)

Comes from the House, read and placed on file.

In Senate, read and placed on file in concurrence.

Report of the Committee on Sea and Shore Fisheries on Bill, "An Act Relating to Close Time on Lobsters about Monhegan." (H. P. 119) (L. D. 159) Ought not to pass.

Comes from the House, recommended to the Committee on Sea and Shore Fisheries.

In the Senate, recommitted to the Committee on Sea and Shore Fisheries in concurrence.

The PRESIDENT: The Chair notes in the Senate Chambers two good friends and fine neighbors in the city of Bangor who are terrific workers for this great government of ours in the State of Maine, and who are members of the Republican Party which makes me proud. May I introduce Mr. and Mrs. Edward Gleszer of Bangor. (Applause)

#### House Papers

Bill, "An Act Repealing Appropriation for Tuberculosis Hospital Building at Community General Hospital in Fort Fairfield." (H. P. 788) (L. D. 1266)

Comes from the House referred to the Committee on Appropriations and Financial Affairs.

Mr. Edmunds of Aroostook: Mr. President, since there are some questions with respect to the legality of this bill, and since there

are some questions with respect to the committee or committees to which it should be referred, I would like at this time to table this bill unassigned, pending reference to a committee.

The motion prevailed and the bill was tabled pending reference to a committee.

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

Bill, "An Act Defining Contract of Life Insurance." (H. P. 921) (L. D. 1269)

Which were referred to the Committee on Business Legislation in concurrence.

Bill, "An Act Relating to Form of Capital Budget Expenditure in School District Budget." (H. P. 922) (L. D. 1270)

Bill, "An Act Relating to Procedure of Application for and Organization of School Administrative Districts." (H. P. 923) (L. D. 1271)

Which were referred to the Committee on Education in concurrence.

Bill, "An Act Relating to Qualified Assistant Pharmacists." (H. P. 924) (L. D. 1272)

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

Which were referred to the Committee on Health and Institutional Services in concurrence.

Bill, "An Act Abolishing Spring Trapping for Muskrats." (H. P. 926) (L. D. 1274)

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

Which were referred to the Committee on Inland Fisheries and Game in concurrence.

Bill, "An Act Relating to Children Born Subsequent to the Execution of a Will." (H. P. 928) (L. D. 1276)

Bill, "An Act Relating to Permitted Child under Wills." (H. P. 929) (L. D. 1277)

Bill, "An Act Relating to Revocation of Wills." (H. P. 930) (L. D. 1278)

Bill, "An Act Relating to Order of Conveyance of Property by Court in Divorce Actions." (H. P. 931) (L. D. 1279)

Bill, "An Act Relating to Property Pending an Interlocutory or Final Divorce Decree." (H. P. 932) (L. D. 1280)

Bill, "An Act Relating to Evidence of Intoxication and Chemical Tests for Alcoholic Content of Blood of Motor Vehicle Drivers." (H. P. 933) (L. D. 1281)

Bill, "An Act Relating to Liability of Landowners Towards Hunters, Fishermen, Trappers, Campers, Hikers or Sightseers." (H. P. 934) (L. D. 1282)

Bill, "An Act Relating to Levy on Property Upon Failure of Municipality to Pay Installment Due School Administrative District." (H. P. 935) (L. D. 1283)

Bill, "An Act Relating to Disposition of Municipal Records of Securing Titles for Personal Property." (H. P. 936) (L. D. 1284)

Which were severally referred to the Committee on Judiciary in concurrence.

Bill, "An Act Relating to Compensation for Injuries Under Workmen's Compensation Law." (H. P. 937) (L. D. 1285)

Which was referred to the Committee on Labor in concurrence.

Bill, "An Act Enabling Municipalities to Obtain Additional Federal Grants for Urban Renewal Projects." (H. P. 938) (L. D. 1286)

Bill, "An Act to Encourage the Observance of Certain Holidays." (H. P. 939) (L. D. 1287)

Which were referred to the Committee on Legal Affairs in concurrence.

Bill, "An Act Revising Laws Relating to Pollution Control." (H. P. 940) (L. D. 1288)

Which was referred to the Committee on Natural Resources in concurrence.

Bill, "An Act Prohibiting Sale of Lobsters Taken by Skindivers." (H. P. 941) (L. D. 1289)

Which was referred to the Committee on Sea and Shore Fisheries in concurrence.

Bill, "An Act Relating to Confidential Records in Insurance Department." (H. P. 942) (L. D. 1290)

(On motion by Mr. Brown of Hancock, tabled pending reference.)

Bill, "An Act Exempting Electricity for Homes from Sales Tax." (H. P. 943) (L. D. 1291)

Bill, "An Act Relating to Apportionment of Railroad Excise Taxes to the State, Cities and Towns." (H. P. 944) (L. D. 1292)

Bill, "An Act Exempting Gas for Cooking and Heating from Sales Tax." (H. P. 945) (L. D. 1293)

Bill, "An Act Exempting Certain Fraternal Societies from Property Taxes." (H. P. 946) (L. D. 1294)

Bill, "An Act Increasing State Tax in Unorganized Territory." (H. P. 947) (L. D. 1295)

Which were severally referred to the Committee on Taxation in concurrence.

Bill, "An Act Increasing Certain Sheriff Fees." (H. P. 887) (L. D. 1267)

Bill, "An Act Providing for Construction and Maintenance of School Buildings by the Several Counties." (H. P. 948) (L. D. 1296)

Which were referred to the Committee on Towns and Counties in concurrence.

Bill, "An Act Relating to Notification for Renewal of Operators' Licenses and Providing for a Two Year License." (H. P. 949) (L. D. 1297)

Bill, "An Act Providing for a Two Year Motor Vehicle Operator's License." (H. P. 950) (L. D. 1298)

Which were referred to the Committee on Transportation in concurrence.

#### House Committee Reports Ought to Pass

The Committee on Health and Institutional Services on Bill, "An Act Relating to Certain Standards for Nursing Homes." (H. P. 13) (L. D. 32) reported that the same ought to pass. (L. D. 32) tabled by Mrs. Lord of Cumberland pending acceptance of report.

The Committee on Education on Bill, "An Act to Authorize the Municipalities of Hampden and Newburgh to Form a School Administrative District." (H. P. 189) (L. D. 285) reported that the same Ought to pass.

(L. D. 285) Report read and accepted in concurrence; bill read once; tomorrow assigned for second reading.

(L. D. 149) Report read and accepted, bill read once; tabled by Mr. Stiphen of Knox pending assignment for second reading.

(L. D. 380) Report read and accepted, bill read once, Committee Amendment A read and adopted and bill assigned for second reading tomorrow.

#### Ought to Pass — As Amended

The Committee on Retirements and Pensions on Resolve, Increasing Pension of Maurice Albert of Madawaska. (H. P. 267) (L. D. 381) reported that the same Ought to pass, As Amended by Committee Amendment "A" (Filing H-18)

Which reports were read and accepted in concurrence. Committee Amendments "A" were read and adopted in concurrence the Resolve read once and tomorrow assigned for second reading.

#### Ought to Pass—New Draft—New Title

The Committee on Claims on Resolve, Authorizing John W. McGuire to Bring Action Against the State of Maine. (H. P. 230) (L. D. 344) reported that the same Ought to pass in New Draft with new title:

Resolve, in Favor of John W. McGuire of Houlton. (H. P. 951) (L. D. 1254)

In House, Report read and accepted.

In Senate, Report read and accepted in concurrence, the Resolve read once and tomorrow assigned for second reading.

On motion by Mr. Parker of Piscataquis, the Senate subsequently voted to reconsider its action whereby the bill was tomorrow assigned, and on further motion by the same Senator, the bill was laid upon the table pending assignment for second reading.

#### Senate Committee Reports Ought to Pass

Mr. Gilbert from the Committee on Public Utilities on Bill, "An Act to Extend the Charter of the R. & T. Cement Railroad Company." (S. P. 202) (L. D. 535) reported that the same Ought to pass.

Mr. Bates from the Committee on Welfare on Bill, "An Act Providing State Aid to Towns for Care of Poor Persons." (S. P. 84) (L. D. 183) reported that the same Ought to pass.

(On motion by Mr. Bates of Penobscot, tabled pending acceptance of the report.)

Which reports were read and accepted, the Bills read once and tomorrow assigned for second reading.

#### Ought to Pass — As Amended

Mr. Mayo from the Committee on Labor on Bill, "An Act Clarifying the Time of Payment of Wages." (S. P. 22) (L. D. 47) reported that the same Ought to pass with Committee Amendment "A" (Filing S-11).

Which report was read and accepted and the Bill read once. Committee Amendment "A" (Filing S-11) was read and adopted, and the Bill as so Amended tomorrow assigned for second reading.

#### The Committee on Bills in the Second Reading reported the following Bills:

Bill, "An Act to Create a Law Revision Commission." (H. P. 15) (L. D. 34)

Bill, "An Act to Incorporate Standish Financial Corporation." (H. P. 186) (L. D. 282)

Bill, "An Act Increasing Debt Limit Under Small Claims Law." (H. P. 198) (L. D. 293)

Bill, "An Act Relating to Location of Office of Maine Indemnity Company." (H. P. 228) (L. D. 342)

Bill, "An Act Relating to Name and Powers of Augusta Mutual Plate Glass and Insurance Company." (H. P. 229) (L. D. 343)

Bill, "An Act to Provide for Additional Group Life Insurance Coverage for State Employees and Teachers." (H. P. 272) (L. D. 386)

Bill, "An Act Relating to Application of Federal Social Security to Policemen." (H. P. 338) (L. D. 490)

Which were severally read a second time and passed to be engrossed in concurrence.

**House — As Amended**

Bill, "An Act Relating to Fees of Town Clerks for Recording Instruments by Photostat." (H. P. 433) (L. D. 608)

Bill, "An Act Relating to Revenues for Lewiston Parking District." (H. P. 330) (L. D. 482)

Which were read a second time and passed to be engrossed as Amended, in concurrence.

**Senate — New Draft**

Bill, "An Act Exempting Certain Salesmen from the Minimum Wage Law." (S. P. 399) (L. D. 1253) New Draft of S. P. 20, L. D. 45, same title.

Which was read a second time and passed to be engrossed.

Sent down for concurrence.

The PRESIDENT: The Chair notices in the Senate Chambers one of our very popular and distinguished weekly newspaper editors and the Chair would like to have John Gould from Lisbon Falls stand and take a bow. (Applause)

**Enactors**

**The Committee on Engrossed Bills reported as truly and strictly engrossed the following Bills and Resolves:**

Bill, "An Act Relating to Mailing Divorce Judgment When Duty to Support." (H. P. 97) (L. D. 137)

Bill, "An Act Relating to Bids for State Purchases." (H. P. 122) (L. D. 172)

Bill, "An Act Relating to Notification of Appointment and Compensation for Special Deputies." (H. P. 165) (L. D. 228)

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

Bill, "An Act Relating to Exemption from Laws Regulating Motor Trucks for Hire." (H. P. 218) (L. D. 313)

Bill, "An Act Relating to Sick Pay for County Clerical Help." (H. P. 722) (L. D. 789)

Bill, "An Act Clarifying Selection of Additional Jurors by Jury Commissioners." (S. P. 10) (L. D. 10)

Bill, "An Act Clarifying Challenges in Trials of Offenses Punishable by Imprisonment for Life." (S. P. 12) (L. D. 12)

Bill, "An Act Relating to Foreign Corporations." (S. P. 36) (L. D. 78)

Bill, "An Act Authorizing Discretionary Operation of County Jails." (S. P. 38) (L. D. 80)

Which Bills were passed to be enacted, and having been signed by the President were by the Secretary presented to the Governor for his approval.

Resolve, Authorizing the State Military Defense Commission to Convey Certain Land in Rockland. (H. P. 22) (L. D. 41)

Resolve, Loaning to City of Lowell the Replaced Furniture of the Executive Council Chambers. (H. P. 50) (L. D. 91)

(On motion by Mr. Mayo of Sagadahoc, tabled pending final passage.)

Resolve, Authorizing the Maine Military Defense Commission to Convey Certain Land in Bangor. (H. P. 163) (L. D. 226)

Which Resolves were finally passed and having been signed by the President were by the Secretary presented to the Governor for his approval.

**Emergency**

Bill, "An Act to Change the Date of Election of Town Meeting Members in the Town of Caribou." (H. P. 210) (L. D. 305)

Which Bill, being an emergency measure, and having received the affirmative vote of 30 members of the Senate, was passed to be enacted; and having been signed by the President, was by the Secretary presented to the Governor for his approval.

**Orders of the Day**

The President laid before the Senate the first tabled and today assigned items, (S. P. 438) Bill, "An Act to Further Regulate the

Sale of Malt Liquor Between Manufacturers and Wholesalers." tabled on February 8th by the Senator from Kennebec, Senator Marden pending reference to a committee.

Mr. MARDEN: Mr. President, I move that this matter be referred to the Committee on Judiciary, and in so doing, I think I have the approval of Senator Christie, Senator Stanley and Senator Noyes.

The motion prevailed and the bill was so referred.

Sent down for concurrence.

The President laid before the Senate the second tabled and today assigned item, (S. P. 92) (L. D. 188) "Resolve, Authorizing the State Tax Assessor to Convey by Sale the Interest of the State in Certain Lands in the Unorganized Territory"; tabled on February 8th by the Senator from Oxford, Senator Ferguson, pending passage to be engrossed; and on further motion by the same Senator, the resolve was passed to be engrossed.

Sent down for concurrence.

On motion by Mr. Edgar of Hancock, the Senate voted to take from the table the 9th tabled and unassigned item, (S. P. 408) Bill, "An Act Regulating Mechanical Rides by Insurance Department"; tabled on February 8 by that Senator pending reference to a committee; and that Senator yielded to the Senator from Hancock, Senator Brown.

Mr. BROWN of Hancock: Mr. President, due to the fact that this bill has many legal technicalities in it, I move that it be referred to the Committee on Legal Affairs in non-concurrence.

The motion prevailed and the bill was so referred.

Sent down for concurrence.

On motion by Mr. Marden of Kennebec, the Senate voted to take from the table (S. P. 103) (L. D. 248) Senate Report from the Committee on Business Legislation on Bill, "An Act Changing Name of Portland Symphony Orchestra to Maine Symphony Orchestra." and that it "Ought to pass," which was tabled on February 2 by that Senator pending acceptance of report.

Mr. MARDEN of Kennebec: Mr. President, I am embarrassed to take the time of the Senate on such an innocuous piece of legislation; it is truly a tempest in a teapot, but there is a principle involved which I would like to discuss in connection with my moving that this honorable body vote to indefinitely postpone this legislation.

There is a symphony orchestra in Waterville called the Colby Community Symphony Orchestra. There is one in Bangor, and of course there is one in Portland. Dr. Strider, the President of Colby College, happens to be a director of the Portland Symphony Orchestra. Dr. Strider is opposed to this legislation. It is my understanding that the people who are interested in the same musical field in Bangor are likewise opposed. Truly, the committee reported this out unanimously "Ought to pass," but I think my friend, Senator Porteous, would say in all fairness that there was a misunderstanding with the opposition, so to speak, as to whether or not in fact any hearing was going to be held that day, because I think my friend, Senator Porteous, was surprised to learn that there was opposition.

My position, seriously, is that it is not good legislation. Colby and Waterville are not jealous because they did not think of it first. We are the Colby Community Symphony Orchestra because the orchestra members are composed of Colby students and members of the community of Waterville. The Portland Symphony Orchestra, presumably, is named that because it is the Portland Symphony Orchestra: it is not the Maine Symphony Orchestra. But the principle involved is a little more serious than that: there is a tendency, I think, that once we achieve something named "Maine" this or "Maine" that, for the general public to have the feeling that it is then an official body of the State; and not at this session or the next session, perhaps, but at a session six or eight years from now when they need to buy a new cello or an oboe they will be down to the legislature asking for the money. This does not seem quite fair



to the housewives who go from door to door in Bangor and Waterville, trying to raise funds to buy their cellos and oboes.

So with an apology again to this honorable group for taking your time on such a small measure, I will really incur the wrath of my friend, Senator Porteous, by saying that I want to be in harmony with him, I hope we will make beautiful music together, and we must stay in tune with the times, but let's have no discord. I therefore move indefinite postponement of the bill and ask for a division.

Mr. PORTEOUS of Portland: Mr. President, having never heard my fellow senator sing, I am not sure I can get in harmony with him, but I would like to set the record straight as to why I put this bill in, however innocuous it may be termed.

I was asked by the Symphony people in Portland and told by them that they had contacted the Bangor people and the Waterville people and that there was no objection. It is true that the day of the hearing it was uncertain in the mind of the Senator from Kennebec, Senator Marden, that the hearing might be postponed on this particular bill.

Just for the record, I would like to state that the purposes for which the name-change was designed I believe are sound ones, I think they would promote the State of Maine and not just the City of Portland. The Portland Symphony Orchestra is a full-size symphony orchestra, completely instrumented to play a wide range, the fullest range of selections that symphony orchestras normally play.

Now Aroostook has its potato and the Portland Symphony Orchestra is growing as fast as the Aroostook potato, and we in Portland believe that through changing the name to the Maine Symphony Orchestra we will have more recognition throughout the country that it is our symphony rather than a Portland, Oregon symphony. Also, very few people in Portland play in it, but most of the people come from outside. I believe four people appeared for this bill at the hearing and none of them were from inside the confines of the City of

Portland. There has been no intention, stated or implied, to go to the State for funds. We go from door to door for funds with which to buy our instruments; we pay one of the top conductors anywhere in the country, Rauben Gregorian as our conductor. Our symphony orchestra is a very serious project and one that I think the entire State of Maine can be proud of.

There is no problem in Bangor, because there is no other Bangor that I know of; there is no problem in Colby, because there is no other Colby I know of, but there is another Portland and it is a larger Portland, and many times when Portland is listed in national advertising it is usually listed as Portland, Maine, and if it is only "Portland" that means Portland, Oregon.

Now fellow colleagues, we are trying to promote the State of Maine, and this symphony orchestra can speak well for the culture that has been achieved here.

Going back to the funds, I might say that our budget went up from \$5000 two years ago to \$30,000 this last year, and we are raising that through contributions from individuals and business firms.

I am sorry in the first place that there has been some misunderstanding, but I assure you that it was not my fault that there was any misunderstanding — it seems to have been from both ends, from the symphony in Portland as well as those in Bangor and Waterville. I do apologize for taking up your time, because I do not think that the Board of Directors of the Portland Symphony Orchestra would have proposed this and would have asked to introduce it as a change in their name unless they had seriously considered it as being best for them and best for the State of Maine.

The PRESIDENT: The question before the Senate is on the motion of the Senator from Kennebec, Senator Marden, that Bill, "An Act Changing Name of Portland Symphony Orchestra to Maine Symphony Orchestra" be indefinitely postponed. Is the Senate ready for the question?

Mr. CHASE of Lincoln: Mr. President and fellow Senators: Defend-

ing the committee's report: the committee felt that due to the fact that there are many organizations in Maine called "Maine," like "Maine Hardware", "Maine Trust & Banking Company" and many, many others, that the Portland was the first symphony orchestra to ask and we should give them our support. Had the Bangor Symphony Orchestra appeared first, I feel that the committee would have given them the same support. Thank you.

Mr. STANLEY of Penobscot: Mr. President, in regard to this particular bill, I would hope that the people of Portland would capitalize on the fact that there is a bigger city by the name of Portland on the west coast, because they can get lots of publicity from that with no expense. If they change their name to the Maine Symphony Orchestra they would lose that advantage. We do not feel bad about the fact that Portland was here first. We have had tremendous publicity for the City of Bangor by our own efforts in our 125th Anniversary Celebration of a year long. I would certainly support the argument of my friend from Kennebec, Senator Marden, about indefinitely postponing this bill, and perhaps we could play "The Flight of the Bumblebee" at the same time.

Mr. BROWN of Hancock: Mr. President, I think that the Business Legislation Committee felt that there are many businesses and firms using the name "Maine" in their title. I think they also felt that this was on a first-come first-served basis, and where the Portland Symphony was the first to apply for the name that the committee should go along with the bill. The committee could not find any objective criticism where-by there would be harm in allowing the Portland Symphony to use the name "Maine" in their title and I hope the motion to indefinitely postpone does not prevail.

Mr. BROOKS of Cumberland: Mr. President and my colleagues of the Senate: I rise without too much knowledge of symphony orchestras or music as a whole. With due respect to my friends from

Waterville and Bangor, I would like to say that there have been precedents set in other states where names of city symphonies have been changed to the name of the state, obviously to enhance the prestige of the particular state. I would name a few: Virginia, Vermont, Rhode Island and Connecticut. I must support with great enthusiasm my colleague from Cumberland County.

Mr. MARDEN of Kennebec: Mr. President, I have just received a note concerning this grave issue, and the note says this:

"This bill was not cleared with the boys,"

Said Marden with a great deal of noise.

The musicians of Maine have a right to complain

If you limit their symphonic joys." (Laughter)

The PRESIDENT: The question before the Senate is on the motion of the Senator from Kennebec, Senator Marden, that the bill be indefinitely postponed. A division has been requested.

A division of the Senate was had.

Mr. STANLEY of Penobscot: Mr. President, I would like to change my vote if I may.

The PRESIDENT: The vote has not been announced and you may change if you wish.

Mr. STANLEY: Mr. President, I would change my vote from indefinite postponement to acceptance of the Committee report.

Mr. MAYO of Sagadahoc: Mr. President, I had no intention of getting into this debate but I have been informed by my good friend, Senator Porteous of Cumberland that there are many people from Bath who play in this Symphony Orchestra. I will change my vote and vote for acceptance of the report.

A division of the Senate was had.

The PRESIDENT: The Secretary has informed the Chair that some Senator has not voted. The Chair will again ask for a division.

Mr. STANLEY of Penobscot: Mr. President, I probably have set a record voting in favor of this bill, against it and neutral. I wish to record myself as being against indefinite postponement.

A division of the Senate was had. Thirteen having voted in the affirmative and seventeen opposed, the motion to indefinitely postpone did not prevail.

Thereupon, on motion by Mr. Porteous of Cumberland, the Ought to pass report of the committee

was accepted, the bill read once and tomorrow assigned for second reading.

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On motion by Mr. Noyes of Franklin

Adjourned until Tuesday next at ten o'clock in the morning.